JOURNAL

of the

HOUSE OF REPRESENTATIVES

of the

General Assembly

of the

Commonwealth of Kentucky

Regular Session of 1990

Volume III

Held in the State Capitol in the Capital City of Frankfort, at
Frankfort, in the Year of Our Lord 1990, and
in the One Hundred and Ninety-Eighth
Year of the Commonwealth

Begun on the Second Day of January, 1990, and Adjourned
Sine Die on the Thirteenth Day of April, 1990.

Paid for from state funds.

FOREWORD

The Constitution requires each house of the General Assembly to keep a Journal of its proceedings. The Journal is intended to assure a public account of legislative activity and constitutes the final official record of action by the General Assembly.

Under the provisions of Sections 6.161, 6.162 and 57.151 of the *Kentucky Revised Statutes*, the Legislative Research Commission is responsible for comparing, editing, correcting, and publishing the Journals as approved by each house of the General Assembly. This Journal represents the fulfillment of this obligation for the Regular Session of the House of Representatives of 1990.

The text of a bill is spread in full when it receives a first reading. The vote on passage of a bill is indicated upon its receipt of a third reading, or upon concurrence by the originating house in amendments by the second house. Simple and concurrent resolutions are printed on first reading when applicable or when adopted, and joint resolutions are treated as bills. A table of actions on bills and resolutions is appended. Roll calls on motions to pass legislation have been compiled in an Appendix.

Mrs. Jean Wallace, Mrs. Delores Dearborn and Mrs. Wilda Bond prepared the 1990 House Journal. The edited copy and index in this Journal reflect the cooperative efforts of the Commission's staff.

VIC HELLARD, JR.
Director

The Capitol
Frankfort, Kentucky
1990

MONDAY, MARCH 19, 1990

FORTY-NINTH LEGISLATIVE DAY

The House was called to order by Speaker Pro Tempore Worthington.

Prayer by Reverend Lowell Rice, Owensville Church of God, Owensville.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present except Representatives B. Smith and Overstreet.

Representative McElroy moved that the absent members be granted leave of absence in accordance with the rules of the House. Agreed.

Representative McElroy moved that the reading of the Journal of March 16, 1990 be dispensed with and the same approved. Agreed.

Reference of Bills and Resolutions

The Clerk reported the Committee on Committees has referred the following Bills :

Judiciary: **SB 375.**

Labor and Industry: **SB 403.**

Natural Resources and Environmental Protection: **SB 391.**

State Government: **SB 130, SB 386, SB 393.**

Posting of Bills and Resolutions for Consideration

The Clerk announced the following Bill has been posted for Committee consideration:

Banking and Insurance: **SB 150.**

Report of Committees

The Committee on Elections and Constitutional Amendments reported **SB 209** with Committee Amendment attached thereto, and **SB 304** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 209, AN ACT proposing to amend the Constitution of Kentucky relative to the organizational structure and financing of local government.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. IT IS PROPOSED THAT THE PRESENT CONSTITUTION OF KENTUCKY BE AMENDED BY REPEALING PRESENT SECTIONS 156, 157, 158, 159, 160, 166, 167, 180 and 181, AND ENACTING IN LIEU THEREOF PROVISIONS TO READ, BE NUMBERED, AND BE ENTITLED AS FOLLOWS:

Section 156a. The General Assembly may provide for the creation, alteration of boundaries, consolidation, dissolution, government, functions and officers of cities. The General Assembly may create classifications of cities as it deems necessary by population, tax base, form of government, geography or any other reasonable basis and enact legislation relating to such classifications, provided that all legislation relating to cities of a certain classification shall apply equally to cities within the same classification. The classification of all cities and the laws pertaining to such classifications in effect at the time of adoption of this section, shall remain in effect until otherwise provided by law.

Section 156b. The General Assembly may provide by general law that cities may exercise any power and perform any function within their boundaries that is in furtherance of a public purpose of a city and not in conflict with a constitutional provision or statute.

Section 156c. The mayor or chief executive and the members of the legislative body of all cities shall, except at the initial organization thereof, be elected by the qualified voters of the city. The term of office of a mayor or chief executive of a city shall be four years. The term of office of members of a city legislative body shall be set by the General Assembly, but shall not be less than two years, nor more than four years. The General Assembly may provide by statute for staggered terms of office for members of a city legislative body. All other officers of cities shall be appointed as provided by law. The General Assembly may regulate municipal elections except as otherwise expressly provided in this Constitution.

Section 157b. The General Assembly shall establish maximum rates of ad valorem taxation for the various classes of property subject to taxation by units of local government. Until changed by the General Assembly such maximum rates shall not exceed the rates allowed by Section One Hundred and Fifty-Seven of the 1891 Constitution of the Commonwealth.

Section 157c. Every law enacted by the General Assembly or any local legislative body levying a tax shall specify the purposes of the tax, and the tax so levied shall be used for no other purposes.

Section 157d. The General Assembly shall not impose taxes for the purposes of any unit of local government, but may, by general laws only, authorize units of local government to levy and collect for local purposes ad valorem taxes on real and personal property and license and franchise taxes. Nothing in this Constitution shall prevent the enactment of general laws directing the payment of funds collected for the Commonwealth to units of local government as Commonwealth aid for local purposes.

Section 158a. The General Assembly shall regulate the powers of units of local government to incur debt regardless of whether the full faith and credit of such unit of local government is pledged to the repayment of the indebtedness.

Section 2. It is proposed that Section 157a of the Constitution of Kentucky be amended to read as follows:

The credit of the Commonwealth may be given, pledged or loaned to any county of the Commonwealth for public road purposes, and any county may be permitted to incur an indebtedness in any amount fixed by the county, not in excess of five per centum of the value of the taxable property therein, for public road purposes in said county, provided said additional indebtedness is submitted to the voters of the county for their ratification or rejection at a special election held for said purpose, in such manner as may be provided by law and when any such indebtedness is incurred by any county said county may levy[~~, in addition to the tax rate allowed under section 157 of the Constitution of Kentucky,~~] an amount not exceeding twenty cents on the one hundred dollars of the assessed valuation of said county for the purpose of paying the interest on said indebtedness and providing a sinking fund for the payment of said indebtedness.

Section 3. It is proposed that Section 170 of the Constitution of Kentucky be amended to read as follows:

There shall be exempt from taxation public property used for public purposes; places actually used for religious worship, with the grounds attached thereto and used and appurtenant to the house of worship, not exceeding one-half (1/2) acre in cities or towns, and not exceeding two (2) acres in the country; places of burial not held for private or corporate profit, institutions of purely public charity, and institutions of education not used or employed for gain by any person or corporation, and the income of which is devoted solely to the cause of education, public libraries, their endowments, and the income of such property as is used exclusively for their maintenance; all parsonages or residences owned by any religious society, and occupied as a home, or residences owned by any religious society, and occupied as a home, and for no other purpose, by the minister of any religion, with not exceeding one-half (1/2) acre of ground in towns and cities and two (2) acres of ground in the country appurtenant thereto; household goods of a person used in his home; crops grown in the year in which the assessment is made, and in the hands of the producer; and real property maintained as the permanent residence of the owner, who is sixty-five (65) years of age or older, or is classified as totally disabled under a program authorized or administered by an agency of the United States government or by the railroad retirement system, provided the property owner received disability payments pursuant to such disability classification, has maintained such disability classification for the entirety of the particular taxation period, and has filed with the appropriate local assessor by December 31 of the taxation period, on forms provided therefor, a signed statement indicating continuing disability as provided herein made under penalty of perjury, up to the assessed valuation of sixty-five hundred dollars ($6,500) on said residence and contiguous real property, except for assessment for special benefits. The real property may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by the stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight (98) years. The exemptions shall apply only to the value of the real property assessable to the owner or, in case of ownership through stock or membership in a corporation, the value of the proportion which his interest in the corporation bears to the assessed value of the property. All laws exempting or omitting property from taxation other than the property above mentioned shall be void***; provided that*** [~~,~~] the General Assembly may authorize ***the legislative body of*** any incorporated city or ***any county*** [~~town~~] to exempt ***businesses and industries and any property owned by such businesses or industries*** [~~manufacturing establishments~~] from municipal taxation[~~, for a period not exceeding five (5) years, as an inducement to their location~~].

Section 4. It further is proposed as a part of this amendment and as a transitional provision for the purposes of this amendment, that any contract or legally binding obligation of a local government shall remain unaffected until such contracts or obligations are renegotiated or expire.

Section 5. It is proposed that the present Constitution of Kentucky be amended by repealing the following sections:

156 Cities divided into six classes; general laws to be made for each class; population limits for classes; assignment to classes; organization of cities.

157 Maximum tax rate for cities, counties and taxing districts; indebtedness exceeding income provided for year not to be incurred without popular vote.

158 Maximum indebtedness of cities, counties and taxing districts; indebtedness authorized or incurred prior to Constitution.

159 Tax to pay indebtedness in not more than forty years must be levied.

160 Officers of cities; election or appointment; term; eligibility for succeeding term; qualifications; removal; vacancies.

166 Expiration of city charters granted prior to Constitution.

167 Time of election of city officers and Police Judges; election years.

180 Poll tax; act or ordinance levying any tax must specify purpose, for which alone money may be used.

181 General Assembly may not levy tax for political subdivision, but may confer power; license and excise taxes; city taxes in lieu of ad valorem taxes.

Section 6. This amendment shall be submitted to the voters of the Commonwealth for their ratification or rejection at the time and in the manner provided for under Sections 256 and 257 of the Constitution and under KRS 118.415.

The Committee Amendment No. 1 to **SB 209** is as follows:

Amend printed copy of **SB 209** on page 6, line 15, after the word "municipal", by inserting the words "***or county***"; and

On page 6, line 15, by removing the brackets and strike-throughs from the words, "for a period not exceeding", and after the word "exceeding", by inserting the word and number "***ten (10)***" and by inserting an opening bracket in front of the word "five"; and

On page 6, line 16 by inserting "]" after "(5)"; and

On page 6, line 16, by removing the brackets and strike-throughs on that line, and before the period ".", by inserting the words, "***or expansion***".

SB 304, AN ACT relating to the State Board of Elections.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 117.015 is amended to read as follows:

(1) There shall be a State Board of Elections which shall administer the election laws of the state and supervise registration and purgation of voters within the state. The board may adopt administrative regulations necessary to properly carry out its duties.

(2) The board shall consist of the Secretary of State and six (6) members to be appointed by the Governor as provided in this subsection. ***The Secretary of State shall serve as the chairman of the state board and the chief election official for the Commonwealth.*** The members shall serve for a term of four (4) years or until their successors are appointed. Members shall be at least twenty-five (25) years of age and qualified voters of this state. No appointed member shall be a candidate for public office, have been a candidate for public office for two (2) years prior to his appointment or have been convicted of any election law offense. Two (2) members shall be appointed by the Governor from a separate list of at least five (5) names submitted by the state central executive committee of each of the two (2) political parties that polled the largest vote in the last preceding election for state officials. The list shall be submitted to the Governor by February 15 of 1992, and the appointments of the Governor shall be made by April 1 of the same year. Two (2) separate lists shall be submitted to the Governor by August 15 of 1990 and every four (4) years thereafter, and two (2) appointments shall be made from these lists by September 15 of each year in which the lists are received. Vacancies shall be filled in the same manner as provided for original appointments, and the person appointed to fill the vacancy shall be of the same political party as his predecessor.

(3) The board shall meet as often as necessary to carry out its duties and shall keep a record of its acts, orders, findings and proceedings. A majority of the board shall constitute a quorum. The Secretary of State shall preside at the meetings and may vote.

(4) The members of the board shall be paid a reasonable sum to be fixed by the commissioner of personnel, with the approval of the secretary of the Finance and Administration Cabinet, and in addition, their expenses in attending board meetings. The compensation shall be paid out of the State Treasury upon requisition signed by the chairman of the board and approved by the secretary of the Finance and Administration Cabinet.

Calendar

HCR 169, **HCR 170**, **HJR 178**, **HJR 179**, **SCR 73**, **SCR 74**, **SJR 92**, **SJR 93**, **SCR 91**, **HB 361**, **HB 387**, **HB 836**, **HB 877**, **HB 896**, **HB 902**, **HR 3**, **HCR 144**, **HB 5**, **SB 4**, **HB 308**, **HB 741**, **HB 863**, **SB 269**, **HB 610**, **HB 906**, **SB 82**, **SB 226**, **HB 940**, **SB 239**, **SB 257**, **SB 319**, **SB 331** and **HB 243** taken from the Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Consent Calendar

HB 812 and **SB 132** taken from the Consent Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 100**, **HB 212**, **HB 318**, **HB 323**, **HB 432**, **HB 465**, **HB 472**, **HB 522**, **HB 553**, **HB 679** had been examined and found correctly enrolled. Said Bills read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 2:15 p.m.)

HB 100, **HB 212**, **HB 318**, **HB 323**, **HB 432**, **HB 465**, **HB 472**, **HB 522**, **HB 553**, **HB 679** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Orders of the Day

HB 19 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Donnermeyer moved that **HB 19** be passed.

On the roll call the vote was: Yeas 48, Nays 38. (See March 19, 1990 roll call on **HB 19** - Appendix.)

HB 19 was passed and the title agreed to.

Representative Donnermeyer moved that the vote by which **HB 19** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 64, with Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it placed upon its passage. Agreed.

Representative Burch moved the adoption of Floor Amendment No. 1 to **HB 64**. Agreed.

Representative Burch moved that **HB 64**, as amended, be passed.

On the roll call the vote was: Yeas 74, Nays 14. (See March 19, 1990 roll call on **HB 64** - Appendix.)

HB 64, as amended, was passed and the title agreed to.

Representative Burch moved that the vote by which **HB 64**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 146, with Committee Amendment and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Morris moved the adoption of Floor Amendment No. 6 to **HB 146**. Agreed.

Representative Morris moved that **HB 146**, as amended, be passed.

On the roll call the vote was: Yeas 58, Nays 32. (See March 19, 1990 roll call on **HB 146** - Appendix.)

HB 146, as amended, was passed and the title agreed to.

Representative Morris moved that the vote by which **HB 146**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 650 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Morris moved that **HB 650** be passed.

On the roll call the vote was: Yeas 84, Nays 4. (See **March 19, 1990** roll call on **HB 650** - Appendix.)

HB 650 was passed and the title agreed to.

Representative Morris moved that the vote by which **HB 650** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 634 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Long moved that **HB 634** be passed.

On the roll call the vote was: Yeas 87, Nays 0. (See **March 19, 1990** roll call on **HB 634** - Appendix.)

HB 634 was passed and the title agreed to.

Representative Long moved that the vote by which **HB 634** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 663 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative T. Jones moved that **HB 663** be passed.

On the roll call the vote was: Yeas 87, Nays 0. (See **March 19, 1990** roll call on **HB 663** - Appendix.)

HB 663 was passed and the title agreed to.

Representative T. Jones moved that the vote by which **HB 663** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 660 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative LeMaster moved that **HB 660** be passed.

On the roll call the vote was: Yeas 81, Nays 9. (See **March 19, 1990** roll call on **HB 660** - Appendix.)

HB 660 was passed and the title agreed to.

Representative LeMaster moved that the vote by which **HB 660** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 693, with Committee Substitute, Title Amendment and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Farrow moved the adoption of Committee Substitute to **HB 693**. Agreed.

Representative Blevins moved the adoption of Floor Amendment No. 1 to the Committee Substitute to **HB 693**.

On the roll call the vote was yeas 41—Ackerson, Adkins, Allen, Arnold, Ballard, Bentley, Blandford, Blevins, Brown, Castleman, Cline, Crupper, Curd, Cyrus, Deskins, Ford, Gray, J. Harper, Hatcher, Heleringer, Hourigan, Jackson, Keith, Layman, Lefevers, Mack, Maggard, Mason, Napier, Nelson, Noe, Noland, Preston, Rapier, Scorsone, Siler, Stumbo, Todd, White, Worthington, Yates. Nays 49—Altman, Ark, Barrows, Bruce, Burch, Butler, Callahan, Casebier, L. Clark, Clarke, Curtsinger, Donnermeyer, Farrow, Freibert, Gedling, Geveden, Gregory, Hancock, K. Harper, Jensen, Johnson, A. Jones, Kerr, Lear, LeMaster, Little,Long, Lyne, McBee, Moberly, Morris, Mullinix, Nett, Northup, O'Brien, Priddy, Pritchett, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Riner, Sheehan, Stokes, Turner, Walker, Ward, Zimmerman.

Floor Amendment No. 1 to the Committee Substitute to **HB 693** was rejected.

Representative Morris moved that **HB 693**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 82, Nays 7. (See **March 19, 1990** roll call on **HB 693** - Appendix.)

HB 693, by way of Committee Substitute, was passed.

Representative Farrow moved the adoption of the Committee Title Amendment to **HB 693**. Agreed; and the title was agreed to.

Representative Farrow moved that the vote by which **HB 693**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 816 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Priddy moved that **HB 816** be passed.

On the roll call the vote was: Yeas 83, Nays 4. (See **March 19, 1990** roll call on **HB 816** - Appendix.)

HB 816 was passed and the title agreed to.

Representative Priddy moved that the vote by which **HB 816** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 865 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative A. Jones moved that **HB 865** be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See **March 19, 1990** roll call on **HB 865** - Appendix.)

HB 865 was passed and the title agreed to.

Representative A. Jones moved that the vote by which **HB 865** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 926 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Cyrus moved that **HB 926** be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See **March 19, 1990** roll call on **HB 926** - Appendix.)

HB 926 was passed and the title agreed to.

Representative Cyrus moved that the vote by which **HB 926** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 924 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Barrows moved that **HB 924** be passed.

On the roll call the vote was: Yeas 73, Nays 11. (See **March 19, 1990** roll call on **HB 924** - Appendix.)

HB 924 was passed and the title agreed to.

Representative Barrows moved that the vote by which **HB 924** was passed be reconsidered and said motion be placed on the table. Agreed.

HJR 183 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Cyrus moved that **HJR 183** be passed.

On the roll call the vote was: Yeas 63, Nays 19. (See March 19, 1990 roll call on **HJR 183** - Appendix.)

HJR 183 was passed and the title agreed to.

Representative Cyrus moved that the vote by which **HJR 183** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 80, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

The Speaker assumed the Chair.

Representative Brown moved the adoption of Committee Amendment No. 1 to **HB 80**. Agreed.

Representative Brown moved that **HB 80**, as amended, be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 19, 1990 roll call on **HB 80** - Appendix.)

HB 80, as amended, was passed and the title agreed to.

Representative Brown moved that the vote by which **HB 80**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 184, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Bentley moved the adoption of Committee Substitute to **HB 184**. Agreed.

Representative Bentley moved that **HB 184**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 84, Nays 0. (See March 19, 1990 roll call on **HB 184** - Appendix.)

HB 184, by way of Committee Substitute, was passed and the title agreed to.

Representative Bentley moved that the vote by which **HB 184**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 747 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Bentley moved that **HB 747** be passed.

On the roll call the vote was: Yeas 88, Nays 0. (See March 19, 1990 roll call on **HB 747** - Appendix.)

HB 747 was passed and the title agreed to.

Representative Bentley moved that the vote by which **HB 747** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 814, with Committee Substitute, Committee Amendments and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ward moved the adoption of Committee Substitute to **HB 814**. Agreed.

Representative Ward moved that **HB 814**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 93, Nays 1. (See March 19, 1990 roll call on **HB 814** - Appendix.)

HB 814, by way of Committee Substitute, was passed and the title agreed to.

HB 168, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Donnermeyer moved the adoption of Committee Amendment No. 1 to **HB 168**. Agreed.

Representative Donnermeyer moved that **HB 168**, as amended, be passed.

On the roll call the vote was: Yeas 84, Nays 3. (See March 19, 1990 roll call on **HB 168** - Appendix.)

HB 168, as amended, was passed and the title agreed to.

Representative Donnermeyer moved that the vote by which **HB 168**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 199 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative K. Harper moved that **HB 199** be passed.

On the roll call the vote was: Yeas 85, Nays 2. (See March 19, 1990 roll call on **HB 199** - Appendix.)

HB 199 was passed and the title agreed to.

Representative K. Harper moved that the vote by which **HB 199** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 552 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ballard moved that **HB 552** be passed.

On the roll call the vote was: Yeas 66, Nays 16. (See March 19, 1990 roll call on **HB 552** - Appendix.)

HB 552 was passed and the title agreed to.

Representative Ballard moved that the vote by which **HB 552** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 621 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Walker moved that **HB 621** be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 19, 1990 roll call on **HB 621** - Appendix.)

HB 621 was passed and the title agreed to.

Representative Walker moved that the vote by which **HB 621** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 620 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Curtsinger moved that **HB 620** be passed.

On the roll call the vote was: Yeas 86, Nays 0. (See March 19, 1990 roll call on **HB 620** - Appendix.)

HB 620 was passed and the title agreed to.

Representative Curtsinger moved that the vote by which **HB 620** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 766, with Committee Amendment and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Riner moved the adoption of Committee Amendment No. 1 to **HB 766**. Agreed.

Representative Riner moved that **HB 766**, as amended, be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 19, 1990 roll call on **HB 766** - Appendix.)

HB 766, as amended, was passed and the title agreed to.

Representative Riner moved that the vote by which **HB 766**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 748 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Worthington moved that **HB 748** be passed.

On the roll call the vote was: Yeas 71, Nays 12. (See March 19, 1990 roll call on **HB 748** - Appendix.)

HB 748 was passed and the title agreed to.

Representative Worthington moved that the vote by which **HB 748** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 778 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ward moved that **HB 778** be passed.

On the roll call the vote was: Yeas 56, Nays 21. (See March 19, 1990 roll call on **HB 778** - Appendix.)

HB 778 was passed and the title agreed to.

Representative Ward moved that the vote by which **HB 778** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 795, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved the adoption of Committee Substitute to **HB 795**. Agreed.

Representative B. Richardson moved that **HB 795**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 81, Nays 4. (See March 19, 1990 roll call on **HB 795** - Appendix.)

HB 795, by way of Committee Substitute, was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **HB 795**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 801, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Gray moved the adoption of Committee Substitute to **HB 801**. Agreed.

Representative Gray moved that **HB 801**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 60, Nays 17. (See March 19, 1990 roll call on **HB 801** - Appendix.)

HB 801, by way of Committee Substitute, was passed and the title agreed to.

Representative Gray moved that the vote by which **HB 801**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 860 with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hatcher moved that **HB 860** be passed.

On the roll call the vote was: Yeas 74, Nays 5. (See March 19, 1990 roll call on **HB 860** - Appendix.)

HB 860 was passed and the title agreed to.

Representative Hatcher moved that the vote by which **HB 860** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 842 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Long moved that **HB 842** be passed.

Representative B. Richardson moved that **HB 842** be laid on the Clerk's Desk. Agreed.

HB 868 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative A. Jones moved that **HB 868** be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 19, 1990 roll call on **HB 868** - Appendix.)

HB 868 was passed and the title agreed to.

Representative A. Jones moved that the vote by which **HB 868** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 915 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **HB 915** be passed.

On the roll call the vote was: Yeas 87, Nays 4. (See March 19, 1990 roll call on **HB 915** - Appendix.)

HB 915 was passed and the title agreed to.

Representative Stumbo moved that the vote by which **HB 915** was passed be reconsidered and said motion be placed on the table. Agreed.

HJR 60 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Morris moved that **HJR 60** be passed.

On the roll call the vote was: Yeas 86, Nays 0. (See March 19, 1990 roll call on **HJR 60** - Appendix.)

HJR 60 was passed and the title agreed to.

Representative Morris moved that the vote by which **HJR 60** was passed be reconsidered and said motion be placed on the table. Agreed.

HJR 185, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Worthington moved the adoption of Committee Substitute to **HJR 185**. Agreed.

Representative Worthington moved that **HJR 185**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 75, Nays 9. (See March 19, 1990 roll call on **HJR 185** - Appendix.)

HJR 185, by way of Committee Substitute, was passed and the title agreed to.

Representative Worthington moved that the vote by which **HJR 185**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 802 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Mack moved that **HB 802** be passed.

On the roll call the vote was: Yeas 91, Nays 0. (See March 19, 1990 roll call on **HB 802** - Appendix.)

HB 802 was passed and the title agreed to.

Representative Mack moved that the vote by which **HB 802** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 867 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative A. Jones moved that **HB 867** be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 19, 1990 roll call on **HB 867** - Appendix.)

HB 867 was passed and the title agreed to.

Representative A. Jones moved that the vote by which **HB 867** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 10, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 10** is as follows:

Amend printed copy of **HB 10** on page 5, line 4, by deleting the words "***at a later date***" and substituting therefor the words: "***, until July 1, 1991,***".

Representative Siler moved that the House concur in Senate Amendment No. 1 to **HB 10**. Agreed.

Representative Siler moved that **HB 10**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 92, Nays 0. (See March 19, 1990 roll call on **HB 10** - Appendix.)

HB 10, as amended by the Senate, was passed and the title agreed to.

Representative Siler moved that the vote by which **HB 10**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 615, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 615** is as follows:

HB 615, AN ACT relating to candidates for municipal office.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 83A.045 is amended to read as follows:

(1) ***Except as provided in Section 2 of this Act,*** partisan elections of city officers shall be governed by the following provisions, regardless of the form of government or classification of the city:

(a) A candidate for party nomination to city office shall file his nomination papers with the county clerk of the county not less than ***one hundred nineteen (119)*** [~~ninety (90)~~] days before the day fixed by KRS Chapter 118 for holding a primary election. All nomination papers shall be filed no later than 4 p.m. local time when filed on the last day on which such papers are permitted to be filed.

(b) An independent candidate for nomination to city office shall not participate in a primary election, but shall file his nomination papers with the county clerk of the county not less than ***ninety-one (91)*** [~~sixty-eight (68)~~] days before the day fixed by KRS Chapter 118 for holding a regular election. All nomination papers shall be filed no later than 4 p.m. local time when filed on the last day on which ***the*** [~~such~~] papers are permitted to be filed.

(c) A candidate for city office in a partisan election shall be prohibited from being a registered party candidate during a primary election and, if defeated in the primary, changing his registration to independent for the purpose of seeking the same office at the regular election for which he was defeated in the primary election. However, if a vacancy occurs in the party nomination for which he was an unsuccessful candidate in the primary election, his name may be placed on the voting machines for the regular election as a candidate of that party if he has been duly made the party nominee after the vacancy occurs, as provided in KRS 118.105.

(2) ***Except as provided in Section 2 of this Act,*** nonpartisan elections of city officers shall be governed by KRS 83A.050, 83A.170, 83A.175 and the following provisions, regardless of the form of government or classification of the city:

(a) A candidate for city office shall file his nomination papers with the county clerk of the county not less than ***one hundred nineteen (119)*** [~~ninety (90)~~] days before the day fixed by KRS Chapter 118 for holding a primary election. All nomination papers shall be filed no later than 4 p.m. local time when filed on the last day on which such papers are permitted to be filed;

(b) Any city of the fourth to sixth class may by ordinance provide that the nomination and election of candidates for city office in a nonpartisan election shall be conducted pursuant to the provisions of this subsection:

1. A city may forego conducting a nonpartisan primary election for the nomination of candidates to city office, regardless of the number of candidates running for each office, and require all candidates to file their nomination papers with the county clerk of the county no less than ***ninety-one (91)*** [~~sixty-eight (68)~~] days before the day fixed by KRS Chapter 118 for holding a regular election.

2. All nomination papers shall be filed no later than 4 p.m. local time when filed on the last day on which ***the*** [~~such~~] papers are permitted to be filed.

3. If a city does not conduct a primary election pursuant to this subsection, the election of candidates to city office shall be governed by the provisions of this subsection, KRS 83A.175(2) to (7), and KRS Chapters 116 to 121.

4. If a city does not conduct a primary election pursuant to this subsection, candidates for city office shall not be required to make pre-election reports to the Registry of Election Finance pursuant to KRS 121.180, but shall be required to make post-election reports within thirty (30) days after the regular election in November.

5. In the absence of a primary pursuant to this subsection, the number of candidates equal to the number of city offices to be filled[~~,~~] who receive the highest number of votes cast in the regular election for each city office shall be elected.

6. Candidates shall be subject to all other applicable election laws pursuant to this chapter and KRS Chapters 116 to 121.

7. If a vacancy occurs in a candidacy for city office in any city which has not held a primary pursuant to this subsection after the expiration of time for filing nomination papers due to the death, incapacity or withdrawal of a candidate, the vacancy in candidacy shall be filled in the following manner:

a. If the vacancy in candidacy occurs less than ***ninety-one (91)*** [~~sixty-eight (68)~~] days but more than thirty (30) days prior to the regular election, candidates shall file petitions of nomination to fill the vacancy with the county clerk not less than thirty (30) days prior to the regular election.

b. If the vacancy in candidacy occurs less than thirty (30) days prior to the regular election and there are no remaining candidates running to fill the office for which a vacancy has occurred, the office shall remain vacant until after the regular election and if no person is elected to the office by write-in ballots at the regular election, the vacancy in office shall be filled temporarily by the officer or body designated by law to fill the appointment.

SECTION 2. A NEW SECTION OF KRS CHAPTER 83A IS CREATED TO READ AS FOLLOWS:

In a city whose boundaries extend beyond those of a single county, candidates for nomination or election to city office shall be governed by the provisions contained in KRS 83A.045, except that all nomination papers shall be filed with the Secretary of State no later than 4 p.m. local time on the day provided for in KRS 83A.045.

Section 3. KRS 83A.050 is amended to read as follows:

(1) Election of city officers shall be governed by general election laws as provided in KRS Chapters 116 through 121 unless the city legislative body prescribes by ordinance that election of city officers shall be under nonpartisan city election laws as provided in KRS 83A.045, 83A.170, [~~and~~] 83A.175 ***and Section 2 of this Act. The*** [~~Such~~] ordinance shall become effective not later than twenty-three (23) days prior to the date prescribed by the election law generally for filing notification and declaration forms with the county clerk in a year in which a regular election is to be held in which any city office is to be filled. Immediately subsequent to publication of any ordinance prescribing that election of city officers be under nonpartisan city election laws, a copy of that ordinance shall be filed with the county clerk of the county in which the city is located. City officers of each city of the second class operating under the city manager form of government

pursuant to KRS 83A.150 shall be elected in nonpartisan elections as provided in KRS 83A.045, 83A.170, [~~and~~] 83A.175 ***and Section 2 of this Act.***

(2) A city may change the manner of election of city officers within the provisions of subsection (1) of this section by ordinance, except that no change shall be made earlier than five (5) years from the last change.

(3) The city shall pay the costs of city elections only if city elections are held at a time other than prescribed by KRS Chapters 116 to 121.

Section 4. KRS 83A.165 is amended to read as follows:

(1) A candidate running to fill the unexpired term of any city office shall file his nomination papers in accordance with the provisions of KRS 83A.045, 118.365, [~~and~~] 118.375 ***and Section 2 of this Act.***

(2) The election to fill the unexpired term of any city office shall be held in accordance with the procedures described in this chapter, KRS Chapters 116 to 121, and Section 152 of the Constitution of Kentucky.

Section 5. KRS 83A.170 is amended to read as follows:

(1) In any city which has under the provisions of KRS 83A.045 required nonpartisan city elections, or in any city of the second class operating under the city manager form of government pursuant to KRS 83A.150, no person shall be elected to city office except as provided in this section or as otherwise provided in this chapter relating to nonpartisan elections.

(2) No person shall be elected to city office without being nominated in the manner provided in this section at a nonpartisan primary election to be held at the time prescribed by KRS Chapters 116 to 121, except as otherwise provided in this chapter. Nonpartisan primary elections shall be conducted by the same officers, chosen and acting in the same manner, with the same rights and duties as in regular elections.

(3) Each applicant for nomination shall, by at least the last date prescribed by the election law generally for filing notification and declaration forms with the county clerk ***or the Secretary of State as provided in Section 2 of this Act***, file with the county clerk a petition ***of nomination, which shall be in the form prescribed by the State Board of Elections*** signed by at least two (2) registered voters in the city. Each voter may sign a slated petition up to the number of offices to be filled for a particular position or may sign individual petitions equal to the number of offices to be filled. If a voter signs petitions for more candidates than he is authorized then he shall be counted as a petitioner for the candidate whose petition is filed first. [~~The petition shall be in the following form:~~

~~“We the undersigned, qualified voters of the City of ______________ request that the name of ______________ be placed before the voters of the city as that of an applicant for nomination for the office of ______________ at the primary election to be held in our city on the date prescribed by law for primary elections generally. We know the applicant to be a qualified voter of the city and a person of good character, and he is, in our judgment, qualified for the duties of the office.~~

~~Name~~	~~Street Address~~	~~Social Security Number~~
______________	______________	______________
______________	______________	______________
______________	______________	______________”

~~The petition shall be verified by the affidavit of some person as to the genuineness of signatures and addresses of the signers.~~] No voter shall sign more than one (1) petition with reference to each applicant. If any voter signs more than one (1) petition of an applicant, the name of that voter shall not be counted as valid on any petition.

(4) The county clerk ***or the Secretary of State*** shall examine the petition of each candidate to determine whether it is regular on its face. If there is an error, the county clerk shall notify the candidate by certified mail within twenty-four (24) hours of filing.

(5) Immediately upon expiration of the time for filing petitions, the county clerk ***or the Secretary of State*** shall have published in accordance with KRS Chapter 424 the names of the applicants as they will appear before the voters at the primary.

(6) Subsection (5) of this section shall not apply if it appears, immediately upon expiration of the time for filing petitions, that there are not more than two (2) applicants for nomination for each city office to

be filled, or, when the nominations are for city legislative body members in cities electing legislative body members at large, and there are no more than twice the number of applicants for nomination for the number of offices to be filled. In that case, the applicants for nomination shall thereby be nominated and no ***drawing for ballot position nor*** primary election shall be held for that office. If, in accordance with the provisions of this section, a primary election has not been held, candidates for nonpartisan city office shall not be required to make pre-election reports to the Registry of Election Finance pursuant to KRS 121.180, but shall be required to make post-election reports within thirty (30) days after the regular election in November.

(7) The ballot position of a candidate shall not be changed after the ballot position has been designated by the county clerk.

(8) If before the ballots are printed, any candidate whose petition has been filed in the office of the county clerk ***or the Secretary of State*** dies or notifies the clerk ***or the Secretary of State*** in writing, signed and properly notarized, that he will not accept the nomination, the clerk shall not cause his name to be printed on the ballot.

(9) If, after the ballots are printed, any candidate whose name appears thereon shall ***withdraw pursuant to KRS 118.212 or*** die,

(a) Neither the precinct election officers nor the county board of elections shall tabulate or record the votes cast for the candidate.

(b) The county clerk shall provide notices to the precinct election officers who shall see that a notice is conspicuously displayed at the polling place advising voters of the change, and that votes for the candidate shall not be tabulated or recorded. If the county clerk learns of the death or withdrawal at least five (5) days prior to the election and provides the notices required by this subsection and the precinct officers fail to post the notices at the polling place, the officers shall be guilty of a violation [~~the county clerk shall cause his name to be blocked out or obliterated from the ballot. The clerk shall not knowingly allow the name of a deceased person to appear on the ballot~~].

(10) Names of applicants for each nomination shall be placed before the voters of the city. The voters shall be instructed to vote for one (1) candidate, except that they shall be instructed to vote for the number of legislative body members to be elected in cities nominating legislative body members at large. No party designation or emblem of any kind, nor any sign indicating any applicant's political belief or party affiliation shall be used.

(11) Persons qualified to vote at a regular election are qualified to vote at a nonpartisan primary election and the law applicable to challenges made at a regular election is applicable to challenges made at a nonpartisan primary election.

(12) Votes shall be counted as provided in general election laws, pursuant to KRS Chapters 116 to 121, and the result shall be published as provided in KRS Chapter 424.

(13) The two (2) applicants receiving the highest number of votes for nomination for each city office shall be nominated, or where the nominations are for city legislative body members in cities electing legislative body members at large, there shall be nominated the number of applicants receiving the highest number of votes equal to twice the number of offices to be filled.

(14) At the regular election following a nonpartisan primary election, the names of the successful nominees and candidates who have filed a petition of candidacy as provided in this chapter to fill a vacancy shall be placed before the voters.

(15) The nominee or candidate receiving the greater number of votes cast for each city office shall be elected.

(16) KRS Chapters 116 to 121 prescribing duties of county clerks and other public officers in the conduct of elections shall be applicable in all respects to nonpartisan city elections, except no election officer or other person within a polling place shall tell or indicate to a voter, by word of mouth or otherwise, the political affiliation of any candidate for city office.

Section 6. KRS 83A.175 is amended to read as follows:

(1) Candidates for an unexpired term of a nonpartisan city office to be filled at a regular election shall be nominated at the primary next preceding the regular election in the manner prescribed in KRS 83A.170 if the vacancy occurs not less than one hundred ***thirty-four (134)*** [~~five (105)~~] days before the primary. If the vacancy occurs on or after the one hundred ***thirty-fourth (134th)*** [~~fifth~~] day before the primary, the election to fill the unexpired term shall be held in accordance with the procedures described in this chapter, KRS Chapters 116 to 121, and Section 152 of the Constitution of Kentucky.

(2) If in a regular election for nonpartisan city office no candidates nominated to an office as provided in KRS 83A.170 are available due to death, incapacity or withdrawal, or when city legislative body members are to be elected at large and there are fewer nominees than there are [~~such~~] offices to be filled, or if a ***city of the*** fourth to sixth class [~~city~~] has not conducted a primary election pursuant to KRS 83A.045, the election to fill the regular term shall be conducted in the manner prescribed by this section.

(3) Each candidate shall, by at least the last date prescribed by the election law generally for filing petitions of nomination with the county clerk ***or the Secretary of State***, file with the county clerk ***or the Secretary of State*** a petition for candidacy. ***The petition shall be prescribed by the State Board of Elections and shall be*** signed by at least two (2) registered voters in the city. Each voter may sign individual petitions equal to the number of offices to be filled. If a voter signs petitions for more candidates than he is authorized, [~~then~~] he shall be counted as a petitioner for the candidate whose petition is filed first. [~~The petition shall be in the following form:~~

~~"We the undersigned, qualified voters of the City of ________________ request that the name of ________________ be placed before the voters of the city as that of a candidate for election for the office of ________________ at the general election to be held in our city on the date prescribed by law for the general election. We know the candidate to be a qualified voter of the city and a person of good character, and he is, in our judgment, qualified for the duties of the office.~~

~~Name~~	~~Street Address~~	~~Social Security Number~~
________________	________________	________________
________________	________________	________________
________________	________________	________________"

~~The petition shall be verified by the affidavit of some person as to the genuineness of signatures and addresses of the signers.~~] No voter shall sign more than one (1) petition with reference to each candidate. If any voter signs more than one (1) petition of a candidate, the name of that voter shall [~~not~~] be counted as valid ***only on the first petition filed*** [~~on any petition~~].

(4) The county clerk ***or the Secretary of State*** shall examine the petition of each candidate to determine whether it is regular on its face. If there is an error, the county clerk ***or the Secretary of State*** shall notify the candidate by certified mail within twenty-four (24) hours of filing.

(5) The ballot position of a candidate shall not be changed after the ballot position has been designated by the county clerk.

(6) If before the ballots are printed, any candidate whose petition has been filed in the office of the county clerk ***or the Secretary of State***[~~,~~] dies or notifies the clerk ***or the Secretary of State*** in writing, signed and properly notarized, that he will not accept the election, the clerk shall not cause his name to be printed on the ballot.

(7) If, after the ballots are printed, any candidate whose name appears thereon shall ***withdraw pursuant to KRS 118.212 or*** die,

(a) Neither the precinct election officers nor the county board of elections shall tabulate or record the votes cast for the candidate.

(b) The county clerk shall provide notices to the precinct election officers who shall see that a notice is conspicuously displayed at the polling place advising voters of the change, and that votes for the candidate shall not be tabulated or recorded. If the county clerk learns of the death or withdrawal at least five (5) days prior to the election and provides the notices required by this subsection and the precinct officers fail to post the notices at the polling place, the officers shall be guilty of a violation [~~the county clerk shall cause his name to be blocked out or obliterated from the ballot. The clerk shall not knowingly allow the name of a deceased person to appear on the ballot~~].

Section 7. KRS 118.215 is amended to read as follows:

(1) After the order of the names has been determined as provided in KRS 118.225, the Secretary of State shall certify, to the county clerks of the respective counties entitled to participate in the nomination or election of the respective candidates, the name, place of residence and party of each candidate for each office, as specified in the nomination papers or certificates and petitions of nomination filed with him, and shall designate the device with which the candidate groups or lists of candidates of each party shall be printed, in the order in which they are to appear on the ballot, with precedence to be given to the party that polled

the highest number of votes at the preceding election for presidential electors, followed by the political party which received the second highest number of votes with the order of any other political parties and independents to be determined by lot. Candidates for county offices and local state offices shall be listed in the following order: Commonwealth's attorney, circuit clerk, property valuation administrator, county judge/executive, county attorney, county clerk, sheriff, jailer, county commissioner, coroner, justice of the peace and constable. The names of candidates for President and Vice President shall be certified in lieu of certifying the names of the candidates for presidential electors. ***The*** [~~Such~~] names shall be certified as follows:

(a) Not less than ***ninety-eight (98)*** [~~eighty (80)~~] days before a primary;

(b) Not less than ***seventy-seven (77)*** [~~sixty-two (62)~~] days before a general election, ***the*** [~~such~~] certification to include only candidates to federal office; and

(c) Not less than ***seventy-seven (77)*** [~~fifty-seven (57)~~] days before a general election, ***the*** [~~such~~] certification to include all candidates except those to federal office.

(2) Except as otherwise provided in subsection (3) of this section, all independent candidates whose nominating petitions are filed with the county clerk ***or the Secretary of State*** shall be listed under the title and device designated by them as provided in KRS 118.315, or if none is designated, under the word "independent," and shall be placed on the ballot in a separate column or columns or in a separate line or lines according to the office which they seek. The order in which independent candidates shall appear on the ballot shall be determined by lot by the county clerk. If the same device is selected by two (2) groups of petitioners, it shall be given to the first selecting it and the county clerk shall permit the other group to select a suitable device. This section ***shall*** [~~does~~] not apply to candidates for municipal offices which come under subsection (3) of this section.

(3) The ballots used at any election in which city officers are to be elected as provided in subsection (2) of this section shall contain the names of candidates for ***the*** [~~such~~] city offices grouped according to the offices they seek, and ***the*** [~~such~~] candidates shall be immediately arranged with and designated by the title of office ***they*** [~~such candidates~~] seek. The order in which the names of the candidates for each office are to be printed on the ballot shall be determined by lot. Each group of candidates for each separate office for which ***the*** [~~such~~] candidates are to be elected shall be clearly separated from other groups on the ballot and spaced [~~so as~~] to avoid confusion on the part of the voter.

(4) The Secretary of State shall not knowingly certify to the county clerk of any county the name of any candidate who has not filed the required nomination papers, nor knowingly fail to certify the name of any candidate who has filed the required nomination papers.

(5) If the county clerk determines that the number of certified candidates cannot be placed on a ballot which can be accommodated by the voting machines currently in use by the county, he shall so notify the State Board of Elections not less than ***eighty-eight (88)*** [~~seventy (70)~~] days before the primary or ***sixty-five (65)*** [~~fifty (50)~~] days before the general election. The State Board of Elections shall meet within five (5) days of ***the*** [~~such~~] notice, review the ballot conditions and determine whether [~~or not~~] supplemental paper ballots are necessary for the election. Upon approval of the State Board of Elections, supplemental paper ballots may be used for nonpartisan candidates for an office or offices and public questions submitted for a yes or no vote. [~~, provided that~~] All candidates for any particular office shall be placed either on the machine ballot or on the paper ballot.

(6) The ballot position of a candidate shall not be changed after the ballot position has been designated by the county clerk.

Section 8. KRS 118.356 is amended to read as follows:

(1) Certificates and petitions of nomination shall, in the case of candidates voted for by the state at large***,*** [~~or~~] by a district greater than one (1) county, ***or by a city whose boundaries extend beyond those of a single county,*** be filed with the Secretary of State. In the case of candidates voted for by a county or by a district less than a county, they shall be filed with the county clerk. [~~Provided however,~~] In the case of candidates for Congress and for General Assembly, they shall be filed with the Secretary of State.

(2) Certificates of nomination at a primary election held under this chapter shall be filed by the State Board of Elections or the county board of elections, depending upon which one issued the certificate. Certificates and petitions of nomination shall be filed by the candidate or by someone on his behalf.

Section 9. KRS 118.365 is amended to read as follows:

(1) Certificates of nomination issued by the State Board of Elections shall be filed by that board with the Secretary of State immediately. ***The*** [~~Such~~] certificates issued by the county board of elections shall be filed by that board with the county clerk immediately.

(2) Petitions of nomination for candidates for city offices ***except as provided in Section 2 of this Act***, for candidates for members of boards of education, and for candidates for supervisors of soil and water conservation districts shall be filed with the county clerk not less than ***ninety-one (91)*** [~~sixty-eight (68)~~] days before the day fixed by law for the holding of regular elections.

(3) [~~Statements of~~] Candidates for an office, the nomination to which is to be made by a convention pursuant to KRS 118.325(1) and (2), except for the office of electors of President and Vice President of the United States, shall file ***the*** [~~such~~] statements [~~as are~~] required by KRS 118.325(3), with the official designated in KRS 118.165 with whom notification and declaration are filed for the office, not less than the date provided by the election laws generally for filing notification and declaration forms.

(4) Certificates of nomination made by the governing authority of a political party within the meaning of KRS 118.015 or a political organization not constituting a political party within the meaning of KRS 118.015 but which cast two percent (2%) of the vote of the state at the last preceding election for presidential electors to fill vacancies in office, as provided in KRS 118.115 and 118.325, shall be filed as required with the Secretary of State or county clerk not less than ***ninety-one (91)*** [~~sixty-eight (68)~~] days before the day fixed by law for the election of the person in nomination.

(5) Petitions of independent candidates to fill a vacancy which has occurred less than the number of days prior to a primary as provided in KRS 118.375 and prior to ***one hundred six (106) days*** [~~three (3) months~~] before the general election[~~,~~] shall be filed [~~by such petitions~~] not later than ***ninety-one (91)*** [~~sixty-eight (68)~~] days prior to the general election.

(6) Except as otherwise provided in this section, petitions of nomination shall be filed as required with the Secretary of State or county clerk not less than one hundred ***nineteen (119)*** [~~twenty (120)~~] days before the day fixed by law for the holding of primary elections. Certificates of nomination shall be filed with the Secretary of State or county clerk, as required by law, not less than ***ninety-one (91)*** [~~sixty-eight (68)~~] days before the day fixed by law for the holding of general elections.

(7) Petitions and certificates of nomination for electors of President and Vice President of the United States shall be filed with the Secretary of State not less than sixty-eight (68) days prior to the date fixed by law for the election of ***the*** [~~such~~] electors.

(8) Petitions of nomination, petitions for candidacy, statements, and certificates of nomination shall be filed no later than 4 p.m. local time at the place of filing when filed on the last date on which such papers are permitted to be filed.

Section 10. KRS 118.425 is amended to read as follows:

(1) The State Board of Elections shall issue certificates of election where the successful candidate was voted for by the state at large, [~~or~~] by a district greater than one (1) county, ***by a city whose boundaries extend beyond those of a single county,*** or was a candidate for member of Congress or the General Assembly.

(2) The county board of elections shall issue certificates of election where the successful candidate was voted for by the electors of one (1) county, or of a district less than one (1) county, except members of Congress, members of the General Assembly and designated officers filing with the State Board of Elections. The board shall forward the certificate to the elected candidate. If the board finds that two (2) or more candidates have received the highest and equal number of votes for the same office, the board shall determine by lot which of the candidates is elected.

(3) In the case of all offices voted for, and in the case of public questions submitted to the vote of the people of the state at large or of a district greater than one (1) county, the county board of elections shall make out duplicate certificates of the total number of votes received by each of the candidates for ***the*** [~~such~~] office and the total number of votes for and against each of ***the*** [~~such~~] questions. The clerk shall keep one (1) of the certificates in his office. He shall not later than three (3) days after receiving ***the*** [~~such~~] certificate from the board, forward the other certificate by mail to the Secretary of State who shall deliver it to the State Board of Elections.

(4) The State Board of Elections shall meet, to count and tabulate the votes received by the different candidates as certified to the Secretary of State, when the returns are all in, or on the third Monday after the election whether they are in or not, but if all the returns are not made, the right to contest an election shall not be impaired. A majority of the members of the board shall constitute a quorum and may act. The board shall make out the certificates of election in the office of the board[~~,~~] from the returns made. The board shall make out duplicate certificates of election, in writing, over the signatures of its members. The board shall forward the original certificate, by mail, to the elected candidate. The duplicate shall be retained in the office of the board. In the case of the election of a representative in Congress, an additional certificate shall be made and sent, by mail, to the clerk of the House of Representatives.

(5) The certificate of election shall be issued to the candidate receiving the highest number of votes in the territory from which the election is to be made. If two (2) or more persons are found to have received the highest and an equal number of votes for the same office, the election shall be determined by lot in ***the*** [~~such~~] manner [~~as~~] the board directs, in the presence of not less than three (3) other persons. In the case of elections for electors of President and Vice President of the United States, the board shall issue a certificate of election to each elector of the political party or organization whose candidates for President and Vice President received the highest number of votes and the determination by the board that the candidates of any political party or organization for President and Vice President have received the highest number of votes shall constitute a determination that the electors nominated by that party have been elected.

Representative Ark moved that the House concur in Senate Committee Substitute to **HB 615**. Agreed.

Representative Ark moved that **HB 615**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 19, 1990 roll call on **HB 615** - Appendix.)

HB 615, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Ark moved that the vote by which **HB 615**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 102, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 102** is as follows:

Amend printed copy of **HB 102** on page 3, lines 19-24, by deleting subsection 8 in its entirety.

Representative Ridley moved that the House concur in Senate Amendment No. 1 to **HB 102**. Agreed.

Representative Ridley moved that **HB 102**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 84, Nays 3. (See March 19, 1990 roll call on **HB 102** - Appendix.)

HB 102, as amended by the Senate, was passed and the title agreed to.

Representative Ridley moved that the vote by which **HB 102**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 391, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 391** is as follows:

Amend printed copy of **HB 391** on page 6, line 7, after the word "***section.***" A new sentence to read as follows "***The cabinet shall report any procurements of contractual services, supplies, materials, equipment, or the leasing of real and personal property, to the secretary of the Finance and Administration Cabinet within sixty (60) days of the transaction.***"

The Senate Amendment No. 2 to **HB 391** is as follows:

Amend printed copy of **HB 391** on page 6, line 7, after the word "***section.***", insert the following:

"***Nothing in this section shall preclude the cabinet from complying with the provisions of KRS Chapters 45 and 56 relating to the requirements to report the purchase or lease of real property or equipment to the Capital Projects and Bond Oversight Committee.***"

Representative Clarke moved that the House concur in Senate Amendment No. 1 to **HB 391**. Agreed

Representative Clarke moved that the House concur in Senate Amendment No. 2 to **HB 391**. Agreed.

Representative Clarke moved that **HB 391**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 80, Nays 3. (See March 19, 1990 roll call on **HB 391** - Appendix.)

HB 391, as amended by the Senate, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HB 391**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 713, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 713** is as follows:

Amend printed copy of **HB 713** on page 2, line 8, after the word "***tobacco***" by inserting the following: "***and certified fixed base livestock markets***"; and

On page 19, after line 12, by inserting the following:

(d) There shall be no requirement at a with reserve sale that the reserve be announced when it is attained.

Representative Ford moved that the House concur in Senate Amendment No. 1 to **HB 713**. Agreed

Representative Ford moved that **HB 713**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 85, Nays 3. (See March 19, 1990 roll call on **HB 713** - Appendix.)

HB 713, as amended by the Senate, was passed and the title agreed to.

Representative Ford moved that the vote by which **HB 713**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 375, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 375** is as follows:

Amend printed copy of **HB 375** on page 19, line 10, after the word "***an***" insert the following "***agency established by the General Assembly and charged with enforcing the civil rights laws***" and deleting "***administrative body***".

On page 21, line 23, after the word "***an***" insert the following "***agency established by the General Assembly and charged with enforcing the civil rights laws***" and deleting "***administrative body***".

Representative Clarke moved that the House concur in Senate Amendment No. 1 to **HB 375**. Agreed

Representative Clarke moved that **HB 375**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 76, Nays 12. (See March 19, 1990 roll call on **HB 375** - Appendix.)

HB 375, as amended by the Senate, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HB 375**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 112, with Senate Amendment No. 2 attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Long moved the adoption of the following Free Conference Committee Report on **HB 112**. Agreed.

The free conference committee has met as provided in the rules of the House and Senate and hereby reports the following to be adopted:

Adopt the provisions of the GA Copy of **HB 112** with Senate Committee Amendment No. 2. Members agreed to also adopt the following amendment:

on page 6, line 4, by inserting after the word "***weight***" the words "***in the human species***"

Direct the clerk, on enrollment, to make appropriate section number changes to conform with this report.

Signed by: Sen. Jack Trevey, Sen. Ed Ford, Sen. Dan Seum, Rep. Bill Lear, Rep. Ray Preston, Rep. Marshall Long.

The above-named members in separate votes by house, all concur in the provisions of this report.

Representative Long moved that **HB 112**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: Yeas 88, Nays 0. (See March 19, 1990 roll call on **HB 112** - Appendix.)

HB 112, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Long moved that the vote by which **HB 112**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the rules be suspended to communicate with the House. Agreed.

Representative Stumbo announced that **HB 940** will be considered on March 21, 1990 and that the House of Representatives will recess later to allow the Committee on Appropriations and Revenue to meet to consider **HB 940**.

Representative Lyne moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 217, by Representative Lyne: A RESOLUTION adjourning the House of Representatives in loving memory of Clairbell Brown Foster.

Representative Lyne moved the adoption of the following **HR 217**:

HR 217, A RESOLUTION adjourning the House of Representatives in loving memory of Clairbell Brown Foster.

WHEREAS, Clairbell Brown Foster, a native of Central City, Kentucky, was born October 10, 1916, and departed this life March 15, 1990; and

WHEREAS, Clairbell Brown Foster was the loving daughter of Estil Brown and Etta Stroud Brown; and

WHEREAS, Clairbell Brown Foster was an active member of the Southern Heights Baptist Church and enthusiastic member of the Corinth Homemaker's Club; and

WHEREAS, Clairbell Brown Foster was the loving wife of former State Legislator, Lewis Foster; the adored mother of Jim Foster and Martha Foster Schiess; the grandmother of seven grandchildren; and the great-grandmother of four great-grandchildren; and

WHEREAS, all who knew and admired Clairbell Brown Foster grieve over their loss, and join her family and friends who mourn her passing;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does hereby express its profound sense of sorrow at the passing of Clairbell Brown Foster, and does extend to her family its most heartfelt sympathy.

Section 2. That when the House of Representatives adjourns this day, Monday, March 19, 1990, it does so in loving memory of Clairbell Brown Foster.

Section 3. That the Clerk of the House of Representatives be directed to transmit copies of this resolution to the Honorable Lewis Foster, 104 Poplar Street, Russellville, Kentucky 42276; Martha Foster Schiess, 107 Elm Street, Russellville, Kentucky 42276; and Jim Foster 1606 Orndorff Mill Road, Russellville, Kentucky 42276.

HR 217 was adopted by voice vote.

Representative Lyne moved that a call of the roll be taken to show co-sponsors of **HR 217**. Agreed.

On the roll call the vote was yeas 94—Ackerson, Adkins, Allen, Altman, Ark, Ballard, Bentley, Blandford, Blevins, Bronger, Brown, Bruce, Burch, Butler, Callahan, Casebier, Castleman, L. Clark, P. Clark, Clarke, Cline, Crupper, Curd, Curtsinger, Cyrus, Deskins, Donnermeyer, Farrow, Ford, Freibert, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, K. Harper, Hatcher, Heleringer, Hourigan, Jackson, Jensen, Johnson, A. Jones, T. Jones, Keith, Kerr, Layman, Lear, Lefevers, LeMaster, Lewis, Lile, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Morris, Mullinix, Napier, Nett, Noe, Noland, O'Brien, Preston, Priddy, Pritchett, Rapier, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Riner, Sheehan, Siler, B. Smith, R. Smith, Stokes, Strong, Stumbo, Todd, Turner, Walker, Ward, White, Worthington, Yates, Zimmerman. Nays—0.

Representative Long moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 216, by Representative Long: A RESOLUTION honoring the 1989-1990 Shelby County High School Cross-Country Team.

Representative Long moved the adoption of the following **HR 216**:

HR 216, A RESOLUTION honoring the 1989-1990 Shelby County High School Cross-Country Team.

WHEREAS, Shelby County High School's cross-country team has won the Boys' Class 3A State Championship; and

WHEREAS, this honorable body is pleased to recognize and encourage athletic excellence; and

WHEREAS, these outstanding young men best exemplify the finest qualities so inherent in the youth of the Commonwealth; and

WHEREAS, all Kentuckians are justifiably proud of the accomplishments of the 1989-1990 Shelby County High School Cross-Country Team;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives praises and salutes Head Coach Larry Wingfeld; Assistant Coach Robert Belwood; seniors, Adam Henson and Josh Henson; juniors, Jason Acree, Anthony Blank, Clay Cull, Ryan Smith, and Jamie White; sophomores, Mickey Crafton, Chris Day, Jimmy Hatter, Robbie Houchin, and Chad White; freshmen, Rick Shaw, Staus Sinicki, Roger Smith, and Tobie Sullivan, for winning the Boys' Class 3A State Championship.

Section 2. That the House congratulates Superintendent Leon Mooneyhan, Principal Roger Hawkins, Assistant Principal Donnie Watts, and Assistant Principal Rod Cloyd for their support.

Section 3. That sufficient copies of this resolution be sent to Head Coach Larry Wingfeld at Shelby County High School, Post Office Box 69, Rocket Lane, Shelbyville, Kentucky 40066-0069, for distribution to his staff, team members, superintendent, principal, and assistant principals.

HR 216 was adopted by voice vote.

Representative Casebier moved that the rules be suspended to introduce and act upon Resolutions. Agreed.

HR 219, by Representative Casebier: A RESOLUTION honoring James E. Craft, Jr.

Representative Casebier moved the adoption of the following **HR 219**:

HR 219, A RESOLUTION honoring James E. Craft, Jr.

WHEREAS, only 2 percent of all boy scouts attain the Eagle Scout Award; and

WHEREAS, James E. Craft, Jr. a member of Troop 636 of the Boy Scouts of America and a senior at Doss High School received this award on March 17, 1990; and

WHEREAS, James E. Craft, Jr. is an honor student, standing ninth in his class; and

WHEREAS, James E. Craft, Jr., who plans to study engineering, has received from the University of Louisville a five year scholarship; and

WHEREAS, all citizens of the Commonwealth are very proud of James E. Craft, Jr. son of James E. Craft, Sr. and Lisa Craft; upon attaining the rank of Eagle Scout and exemplifying the best qualities of youth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body salutes James E. Craft, Jr., an outstanding Kentuckian.

Section 2. That the House of Representatives commends James E. Craft, Jr. for his conscientious and outstanding achievement.

Section 3. That the Clerk of the House of Representatives transmit a copy of this resolution to James E. Craft, Jr., 10013 Silverwood Lane, Louisville, Kentucky 40272.

HR 219 was adopted by voice vote.

HR 220, by Representatives Casebier and Lile:-A RESOLUTION honoring the Pleasure Ridge Park Women's Club.

Representative Casebier moved the adoption of the following **HR 220**:

HR 220, A RESOLUTION honoring the Pleasure Ridge Park Women's Club.

WHEREAS, the Pleasure Ridge Park Women's Club has long been involved in cultural and civic activities; and

WHEREAS, the community is extremely fortunate to have such an outstanding organization; and

WHEREAS, the Pleasure Ridge Park Women's Club has made many noteworthy contributions to the community it serves, including providing scholarships for high school and college students; and

WHEREAS, this outstanding club has been active in establishing housing in Southwest Jefferson County for senior citizens; and

WHEREAS, it has contributed to the American Red Cross, the American Cancer Society, and Pleasure Ridge Park High School; and

WHEREAS, this club has been engaged in vision screening of children in the area it serves; and

WHEREAS, the Pleasure Ridge Park Women's Club is celebrating its twenty-fifth anniversary of service to the community;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body hails the 39 members of the Pleasure Ridge Park Women's Club for their dedication and countless hours of service to their community and the Commonwealth of Kentucky.

Section 2. That on this day the Clerk of the House of Representatives present one copy each of this resolution to Representative Lindy Casebier and Representative Bill Lile.

HR 220 was adopted by voice vote.

Representative Mack moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Mack moved that his vote be changed from "yea" to "nay" on **HB 795**. Agreed.

Representative Ward moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Ward moved that he be recorded as voting "yea" on **HB 860, HB 842, HB 10, HB 391, HB 375, HB 713, HB 112**. Agreed.

Representative Scorsone moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Scorsone moved that he be recorded as voting "nay" on **HB 795**. Agreed.

Representative Yates moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Yates moved that he be recorded as voting "yea" on **HB 802**. Agreed.

Representative Mack moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Mack moved that he be recorded as voting "yea" on **HB 802**. Agreed.

Representative Kerr moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Kerr moved that he be recorded as voting "yea" on **HB 778**. Agreed.

Representative Adkins moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Adkins moved that he be recorded as voting "yea" on **HB 634**. Agreed.

Representative Pritchett moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Pritchett moved that he be recorded as voting "yea" on **HB 80, HB 867, HB 814**. Agreed.

Representative Lear moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Lear moved that he be recorded as voting "nay" on **HB 795**. Agreed.

Representative Casebier moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Casebier moved that he be recorded as voting "yea" on **HJR 183**. Agreed.

Representative Arnold moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Arnold moved that he be recorded as "abstaining" on **HB 215**. Agreed.

Representative Johnson moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Johnson moved that he be recorded as voting "nay" on **HB 660**. Agreed.

Representative Stumbo moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Stumbo moved that he be recorded as voting "yea" on **HB 802**. Agreed.

Representative Cline moved that the Rules be suspended for the purpose of making a motion concerning co-sponsors. Agreed.

Representative Cline moved that all properly filed co-sponsor requests be approved. Agreed.

The following members filed requests to have their names added as co-sponsors of Bills and Resolutions:

HB 5, Representative Gregory; **HB 802**, Representatives Lile, Scorsone, Stumbo: **HB 810**, Representative Maggard; **HB 929**, Representative Keith; **HCR 161**, Representative Brown.

Representative Stumbo moved that the three day posting requirement be waived on the following Bills: **HB 929**, **HB 306**, **HB 940**, **HB 604**, **HB 307**, **HB 799**, **SB 184**, **SB 405**, **SB 349**, **SB 355**, **SB 363**, **SB 391**. Agreed.

Representative Stumbo moved that **HB 387** be recommitted to the Committee on State Government. Agreed.

Representative Stumbo moved that **HB 492** be recommitted to the Committee on Appropriations and Revenue. Agreed.

Recess

Representative Stumbo moved that the House recess for five minutes for a meeting of the Committee on Rules. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Motions, Petitions and Communications (Continued)

Representative Stumbo moved that the rules be suspended for Introduction of Resolutions, Report of Committees and Posting of Bills and Resolutions for Consideration. Agreed.

Introduction of Bills and Resolutions

HR 218, by Representative Heleringer: A RESOLUTION honoring Johnny O. Cole.

Report of Committees

The Committee on Rules reported **SB 190**, **HB 420**, **HB 751**, **SB 217**, **HB 75**, **HB 243**, **HB 308** and **HB 361** have been posted for passage in Orders of the Day, March 20, 1990.

The Committee on Rules reported the following Consent Bills have been posted for passage in the Regular Orders of the Day, March 20, 1990: **SB 148**, **SB 228**, **HB 938**, **HB 812**. Agreed.

The Committee on Rules reported the following Bills have been recommitted:

Appropriations and Revenue: **HB 792**, **HB 940**, **HB 346**.

Posting of Bills and Resolutions for Consideration

The Clerk announced the following Bills have been posted for Committee consideration:

Economic Development and Tourism: **SB 396**.

Appropriations and Revenue: **HB 686, HB 583**.

Counties and Special Districts: **HB 866**.

Health and Welfare: **SB 159**.

Education: **HB 737, SB 296, SB 316, SB 334, SB 341**.

Labor and Industry: **SB 403**.

State Government: **SB 355, SB 363, SB 184**.

The Clerk announced the following Bills have been withdrawn from Committee Consideration:

Cities: **SB 198, SB 44**.

Representative Stumbo moved that the three day posting requirement be waived on **HB 196**. Agreed.

Representative moved that the rules be suspended to allow the Committee on Appropriations and Revenue and Elections and Constitutional Amendments to meet upon recess. Agreed.

Representative Stumbo moved that House Rule 42A be waived. Agreed.

Representative Stumbo moved that when the House adjourns today, it do so by voice vote. Agreed.

Representative moved that when the House adjourns, it do so until 2:00 p.m., Tuesday, March 20, 1990. Agreed.

Representative A. Jones moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative A. Jones moved the adoption of the following Legislative Citation No. 71. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Raymond Athey of Paducah, Kentucky as a valued citizen of the Commonwealth, a self-taught distinguished botanist and a member of the Kentucky Academy of Science. Mr. Athey has had a lifelong interest in science and has dedicated his personal energy to learning about Kentucky's rich natural heritage and conserving it. He has recognized the significance of education and scientific research and has generously provided funding to underwrite research efforts of Kentucky scientists through the Kentucky Academy of Science.

This prestigious body joins Representative Albert Jones in recognizing and thanking Raymond Athey for his outstanding contribution to science and education in the Commonwealth.

Recess

Representative Stumbo moved that the House recess until the Committee on Appropriations and Revenue adjourns on this day and the report is received and read by the Clerk. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Report on Enrolled Bills

HB 342, HB 399, HB 423, HB 544, HB 581, HB 586, HJR 57, HJR 120, HJR 119, HB 426 and **HB 443** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Senate Message

Announcing passage of **SB 364, SCR 113, HB 33, HB 345, HB 368, HB 376, HB 410, HB 503, HB 755, HB 791, HB 809** and **HJR 123**.

Message received on **HB 112**: The Senate has adopted the Free Conference Committee Report on **HB 112** and is notifying this Honorable Body that it has repassed the bill as amended in free conference.

Report of Committees

The Committee on Elections and Constitutional Amendments reported **SB 39** with Committee Amendment attached thereto, with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 39, AN ACT proposing to amend the Constitution of Kentucky relative to property taxation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. It is proposed that Section 170 of the Constitution of Kentucky be amended to read as follows:

There shall be exempt from taxation public property used for public purposes; [~~places actually used for religious worship, with the grounds attached thereto and used and appurtenant to the house of worship, not exceeding one-half (1/2) acre in cities or towns, and not exceeding two (2) acres in the country;~~] places of burial not held for private or corporate profit***; real property owned and occupied by, and personal property both tangible and intangible owned by, institutions of religion;***[~~;~~] institutions of purely public charity, and institutions of education not used or employed for gain by any person or corporation, and the income of which is devoted solely to the cause of education, public libraries, their endowments, and the income of such property as is used exclusively for their maintenance; [~~all parsonages or residences owned by any religious society, and occupied as a home, or residences owned by any religious society, and occupied as a home, and for no other purpose, by the minister of any religion, with not exceeding one-half (1/2) acre of ground in towns and cities and two (2) acres of ground in the country appurtenant thereto;~~] household goods of a person used in his home; crops grown in the year in which the assessment is made, and in the hands of the producer; and real property maintained as the permanent residence of the owner, who is sixty-five (65) years of age or older, or is classified as totally disabled under a program authorized or administered by an agency of the United States government or by the railroad retirement system, provided the property owner received disability payments pursuant to such disability classification, has maintained such disability classification for the entirety of the particular taxation period, and has filed with the appropriate local assessor by December 31 of the taxation period, on forms provided therefor, a signed statement indicating continuing disability as provided herein made under penalty of perjury, up to the assessed valuation of sixty-five hundred dollars ($6,500) on said residence and contiguous real property, except for assessment for special benefits. The real property may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by the stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight (98) years. The exemptions shall apply only to the value of the real property assessable to the owner or, in case of ownership through stock or membership in a corporation, the value of the proportion which his interest in the corporation bears to the assessed value of the property. All laws exempting or omitting property from taxation other than the property above mentioned shall be void. The general assembly may authorize any incorporated city or town to exempt manufacturing establishments from municipal taxation, for a period not exceeding five (5) years, as an inducement to their location.

Section 2. This amendment shall be submitted to the voters of the Commonwealth for their ratification or rejection at the time and in the manner provided for under Sections 256 and 257 of the Constitution and under KRS 118.415.

Section 3. Notwithstanding any provision of KRS 118.415(2) to the contrary, this proposed amendment shall be summarized on the ballot and be presented to the voters in the following language: Are you in favor of providing a tax exemption for the real and personal property of institutions of religion?

The Committee Amendment No. 1 to **SB 39** is as follows:

Amend printed copy of **SB 39** on page 3, by deleting lines 22 and 23 in their entirety and inserting in lieu thereof the following: "tax exemption for the real property owned and occupied by, and personal property, both tangible and intangible, owned by, institutions of religion?"

The Committee on Appropriations and Revenue reported **HB 929** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

HB 929. AN ACT relating to economic development road projects and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 175.780 is amended to read as follows:

(1) In order to provide for the construction, reconstruction, and relocation of economic development road projects, the authority is hereby authorized and empowered, subject to the limitations contained in the biennial joint budget resolution, under and pursuant to the terms and provisions of a written agreement or agreements with the department, to construct, reconstruct, relocate, finance, and operate economic development road projects, to lease such projects to the department, and to issue economic development road revenue bonds or notes of the authority to finance such projects. In the planning, construction and financing of any economic development road project, the authority and the department shall, subject to the provisions of KRS 175.750 to 175.810, have and use all authority, procedures and rights provided by the provisions of KRS 175.410 to 175.690, inclusive.

(2) Subject to the limitations contained in the biennial appropriation acts, the Turnpike Authority is hereby authorized to issue revenue bonds or notes in the amount of six hundred million (600,000,000) dollars, exclusive of any costs incurred in the issuance of the bond or notes, amounts necessary to fund a debt service reserve fund, or capitalized interest on the bonds or notes, or both, for the purpose of financing economic development road projects. The projects to be financed by these bonds or notes shall be those economic development road projects included in the biennial construction program submitted to the 1990 General Assembly pursuant to KRS 176.430(1) and those economic development road projects listed in the biennial program of preconstruction projects and the four (4) year planning document provided to the 1990 General Assembly pursuant to KRS 176.430(3).

(3) The proceeds of the bonds issued under this authorization shall be used solely for the payment of the cost of the economic development road projects for which these bonds shall have been issued, as provided in subsection (2) of this section. The authority shall provide this restriction in the proceedings and preliminary documents authorizing the issuance of the bonds and in the trust indenture securing the same. Any refunding of such bonds by the authority shall also provide such restriction. Any proceeds of the bonds issued under this authorization remaining after the completion of the projects for which these bonds shall have been issued shall be transferred to the bond service account.

Section 2. Whereas, it is in the best interest of the Commonwealth that the economic development road projects for which these bonds shall have been issued be undertaken at the earliest possible time, and furthermore, that the Turnpike Authority be empowered to issue these bonds or notes when financial market conditions are determined to be favorable, an emergency is declared to exist, and this Act shall become effective upon its passage and approval by the Governor.

The Committee on Appropriations and Revenue reported **HB 667** with Committee Substitute No. 1 and Committee Substitute No. 2 attached thereto, and **HB 940** with Committee Amendments attached thereto, with the expression that same should pass. Referred to the Committee on Rules.

The Committee Substitute No. 2 to **HB 667** is as follows:

HB 667, AN ACT relating to corrections.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 441.055 is amended to read as follows:

(1) The ***Governor shall appoint, by January 1, 1991 a continuing jail standards revision committee of six (6) members composed of a representative from the Corrections Cabinet; a county jailer selected from a list of three (3) provided by the Kentucky Jailers Association; a magistrate or commissioner serving on a fiscal court selected from a list of three (3) provided by the Kentucky Magistrates/Commissioners Association; a county judge/executive selected from a list of three (3) provided by the Kentucky County Judge/Executives Association; a member of the House of Representatives; and a member of the Senate. Appointment shall be for two (2) years, members may be reappointed, and the Governor shall fill all vacancies on the committee in the same manner as he makes original appointments.***

(2) The committee shall select a chairman from its members.

(3) The committee shall be attached to the Corrections Cabinet for purposes of administrative support, but the committee members shall be reimbursed for their expenses by the organization which they represent pursuant to law or regulation, if any, applicable to their position.

(4) The cabinet shall adopt and promulgate, pursuant to KRS Chapter 13A, regulations approved by the committee establishing minimum standards for jails. No regulation shall be adopted or promulgated which is more stringent than standards mandated by the federal government. The [~~cabinet shall:~~

~~(a) By January 1, 1983, adopt the recommendations of the jail standards commission created pursuant to executive order number 81-1026 and promulgate regulations pursuant to KRS Chapter 13 establishing minimum standards for jails. Such~~] standards shall include, but not be limited to, rules governing the following areas:

(a)[~~1.~~] Health and safety conditions;

(b)[~~2.~~] Fire safety;

(c)[~~3.~~] Jail operations, recordkeeping and administration;

(d)[~~4.~~] Curriculum of basic and continuing annual training for jailers and jail personnel***, including training relating to juvenile holding facilities***;

(e)[~~5.~~] Custody, care and treatment of prisoners;

(f)[~~6.~~] Medical care; and

(g)[~~7.~~] Jail equipment, renovation and construction.

[~~(b) Develop a jail standards review process, which shall include the participation of persons knowledgeable of jail operations to review and amend the standards as necessary.~~]

(5)[~~(c)~~] ***The cabinet shall*** provide technical assistance and consultation to local governments in order to facilitate compliance with standards.

(6)[~~(2)~~] The ***jail standards revision committee*** [~~cabinet~~] may establish classifications of jails based on the maximum permissible period of incarceration or other criteria and promulgate standards for each class of jail.

Section 2. KRS 441.064 is amended to read as follows:

(1) The cabinet shall employ such jail consultants, inspectors and other employees as are necessary to administer and enforce the provisions of KRS 441.055 to 441.075.

(2) The cabinet shall inspect each jail biannually and may inspect jails more frequently.

(3) The cabinet shall be granted access at any reasonable time to any jail facility or part of any jail facility and shall be granted access to all books, records, and data pertaining to any jail which the cabinet deems necessary for the administration and enforcement of the provisions of KRS 441.055 to 441.075.

(4) ***Following an inspection of a jail, the cabinet shall notify the jailer and the fiscal court by certified mail of any deficiencies which are discovered and documented. If the deficiencies are health or safety related, the notification shall be sent within ten (10) working days, excluding weekends and holidays.*** The cabinet shall submit an annual written report of the findings of its inspections and the condition of the jail to the jailer and the fiscal court.

Section 3. KRS 441.075 is amended to read as follows:

(1) Whenever the cabinet finds that a violation of its regulations, or the laws or other state regulations pertaining to the protection of persons and property, exists in any jail, the secretary of the cabinet shall ***recommend*** [~~order~~] that the violation be corrected immediately.

(2) [~~In order to enforce an order made pursuant to subsection (1) of this section,~~] The secretary may:

(a) ***Recommend that*** [~~Order~~] the jail or portions thereof to be vacated and closed until the violation is eliminated.

(b) ***Recommend that*** [~~Order~~] the jail to cease to house certain classes of prisoners or limit the length of time prisoners or certain classes of prisoners may be housed in the jail.

(c) ***Recommend that*** [~~Order~~] the state contribution made pursuant to KRS 441.206 to be used, in whole or in part, to contract with another county for the incarceration of prisoners.

(3) ***The fiscal court shall have the sole authority to close its jail, except, in those cases defined by the jail standards revision committee where deficiencies pose an immediate threat to the safety or health of prisoners, the cabinet may order a jail to be closed until the deficiencies are corrected*** [~~An order issued under this section shall be in writing, incorporating the findings of the cabinet and other agencies, if appropriate, and shall be delivered or mailed by certified mail, return receipt requested, to the county jailer and county judge/executive within twenty-four (24) hours of the issuance of said order. The county jailer or county judge/executive may within seventy-two (72) hours of receipt of said notification, request in writing a public hearing before the secretary of the cabinet or his designee on the matters covered by said order. Upon the hearing, the secretary of the cabinet or his designee may administer oaths and may issue subpoenas for the attendance of witnesses and the production of relevant books and papers. The secretary of the cabinet or his designee may issue, modify or repeal the order at the conclusion of the hearing~~].

Section 4. KRS 441.206 is amended to read as follows:

(1) For the care and maintenance of prisoners charged with or convicted of violations of state law, each county shall receive a contribution from the State Treasury in an amount equal to that paid to the county pursuant to this section in fiscal year 1983-84. Any additional moneys appropriated for county jails shall be allocated on the basis of a formula comprised of the following factors:

(a) Sixty percent (60%) of the allocation shall be based on the amount of the 1983-84 funding formula each county received;

(b) Ten percent (10%) of the allocation shall be based on each county's comparative ranking of median household income in inverse order, as determined by the 1980 federal census of population; and

(c) Thirty percent (30%) of the allocation shall be based on the proportion of each county's age at risk population (18-34) to the state total, as determined by the 1980 federal census of population.

(2) ***(a)*** Payments of the state contribution for jail operating expenses shall be made monthly by the corrections cabinet to the county treasurer.

(b) If a county's jail is closed and the county contracts with another county for the incarceration of prisoners, the state shall reimburse the sending county the actual per diem amount paid the receiving county for housing sentenced misdemeanor prisoners, but no more than the fee set in KRS 431.215(4), and any medical costs. No county receiving any prisoner from another county for incarceration under a contractual agreement shall charge an amount in excess of the fee specified in KRS 431.215(4) and any medical costs. These costs shall be deducted from the county's entitlement pursuant to subsection (1) of this section [~~The election by a county to close its jail and to contract with another county for the incarceration of prisoners, as permitted by KRS 441.025, shall not affect the state contribution provided for in subsection (1) of this section~~].

(3) All state funds paid to a county under this section, any funds paid to a county by the United States government, a city or another county for the incarceration of prisoners and any interest earned on such funds shall be expended on the incarceration of prisoners, as provided in KRS 441.025. Any funds paid under subsection (1) of this section and any interest earned on such funds shall be expended on the incarceration of prisoners, in accordance with regulations promulgated pursuant to KRS 441.055[~~, within twelve (12) months of the close of the fiscal year in which such funds were received. Any funds received by a county under subsection (1) of this section that are not expended for this purpose shall be returned to the State Treasury~~].

(4) In no event shall a county receive less than ***fifty thousand dollars ($50,000)*** [~~twenty-four thousand dollars ($24,000)~~] pursuant to this section from the State Treasury for the care and maintenance of prisoners charged with or convicted of violations of state law.

Section 5. KRS 71.060 is amended to read as follows:

(1) The jailer shall be liable on his official bond for the conduct of his deputies. The deputies shall have all the powers and be subject to the same penalties as the jailer.

(2) The jailer shall be responsible for the appointment and removal of jail personnel provided ***and the jailer may dismiss his deputies at any time with cause.***

(3) [~~, however, that~~] The number of jail personnel shall be set by the fiscal court in the jail budget. The fiscal court shall establish education and training requirements as permitted by regulations adopted pursuant to KRS 441.055.

(4) The fiscal court shall be liable for deficiencies in jail equipment, buildings, and curtilage only after notification in writing by the jailer or the Corrections Cabinet, and the fiscal court shall not be liable for negligence of duty or wrongful acts of the jailer or jail employees.

Section 6. KRS 441.045 is amended to read as follows:

(1) The county governing body shall prescribe rules for the government and cleanliness of the county jail and the comfort and treatment of prisoners, provided such rules are consistent with state law. The county judge/executive may inspect the jail at any reasonable time.

(2) Willful violation of the rules promulgated pursuant to subsection (1) of this section shall be deemed a violation.

(3) Except as provided in subsections (4) and (5) of this section, the cost of providing necessary medical, dental and psychological care for indigent prisoners in the county jail shall be paid from the county jail budget.

(4) The cost of providing necessary medical, dental or psychological care for prisoners of the United States government shall be paid as provided by contract between the United States government and the county or as may otherwise be provided by federal law.

(5) The cost of providing necessary medical, dental or psychological care[~~, beyond routine care and~~

~~diagnostic services,~~] for prisoners held pursuant to a contractual agreement with the state shall be paid [~~as provided~~] by [~~contract between~~] the state [~~and county~~]. The costs of necessary medical, dental or psychological care[~~, beyond routine care and diagnostic services,~~] of prisoners held in the county jail for which the county receives a per diem payment shall be paid by the state.

(6) When the cost of necessary medical, dental or psychological care for a prisoner exceeds two thousand dollars ($2,000), as calculated by using the maximum allowable costs to similar persons or facilities for the same or similar services under the Kentucky medical assistance program, the state shall reimburse the county for that portion of the costs that exceed two thousand dollars ($2,000). The reimbursement shall be subject to the following terms and conditions:

(a) The care is necessary as defined in subsection (9) of this section;

(b) The prisoner is indigent as defined in subsection (7) of this section, or is uninsured; and

(c) No state reimbursement to the county for care provided by physicians, hospitals, laboratories, or other health care providers shall exceed the maximum payments allowed to similar persons or facilities for the same or similar services under the Kentucky medical assistance program, except as provided in subsection (10) of this section.

(7) The determination of whether a prisoner is indigent shall be made pursuant to KRS 31.120. Prisoners who are later determined not to have been indigent, or who at a time following treatment are no longer indigent, shall be required to repay the costs of payments made pursuant to this section to the unit of government which made the payment.

(8) The terms and conditions relating to any determination of nonindigency and demands for repayment shall be under the same terms and conditions as are provided under KRS Chapters 31 and 431 relating to similar circumstances in the program for defense of indigents by the public advocate.

(9) For the purposes of this section, "necessary care" means care of a nonelective nature that cannot be postponed until after the period of confinement without hazard to the life or health of the prisoner. The physician attending the prisoner shall certify, under oath, that the care was necessary. ***Elective care which can be postponed without hazard to the life or health of the prisoner shall be paid for by the inmate requesting the service.***

(10) Any money appropriated for a given fiscal year to fund the state's obligation under subsection (6) of this section which remains unspent at the end of the year shall not lapse but shall be made available to satisfy, to the maximum extent possible, that portion of each catastrophic claim made during said year above the threshold amount for which the county did not receive state assistance pursuant to subsection (6) of this section. In the event there is an insufficient surplus to satisfy said balance of all such catastrophic claims which are made during that year, the state shall pay to those qualified counties, on a per claim basis, an amount equal to each claim's percentage of the total surplus. Should the surplus be sufficient to satisfy all such catastrophic claims, the amount remaining, if any, shall not lapse but shall be carried forward to the next fiscal year to be made available for future catastrophic claims.

Section 7. KRS 441.047 is amended to read as follows:

(1) Whenever a prisoner confined in the county jail is in need of psychiatric or similar evaluation, treatment or services, it shall be the responsibility of the Commonwealth to provide such evaluation, treatment, or services at the expense of the Commonwealth at the nearest state operated or state supported facility suitable for the provision of the required evaluation, treatment, or services at no cost to the county.

(2) Whenever a criminal defendant is in need of psychiatric, sociological, or similar evaluation in connection with the criminal proceedings in which he is a defendant it shall be the responsibility of the Commonwealth to provide the evaluation at the nearest state operated or state supported facility suitable for the provision of the required evaluation at no cost to the county.

(3) In the event that no suitable state operated or state supported facility is located within a reasonable distance, then the evaluation may be made at a suitable local facility or at the jail. In such instances a request must first be made to the Cabinet for Human Resources to provide the evaluation, treatment or service unless the situation is an emergency requiring immediate attention. If the cabinet cannot provide the service or if the situation is an emergency, then local resources may be utilized.

(4) In the event that local resources are utilized in an emergency situation, or when the Cabinet for Human Resources is unable to provide the evaluation, treatment, or service, then the reasonable cost of providing such service, treatment, or evaluation shall be paid from the State Treasury [~~in the same manner as other medical expenses of indigent prisoners confined in the county jail~~].

(5) The Cabinet for Human Resources shall administer the provisions of this section and shall issue such administrative regulations as necessary to carry out the provisions of this section.

Section 8. KRS 24A.175 is amended to read as follows:

(1) Court costs for a criminal case in the district court shall be:

(a) For an offense for which prepayment is permitted under KRS 189.394, 431.451, or 431.452 and for which prepayment has been made prior to trial as required by law . . . . ***$52.00*** [~~$42.00~~]

(b) For an offense for which prepayment is not permitted or has not been made . . . . . . ***$57.00*** [~~$47.00~~]

(2) There shall be no court costs for a parking citation when:

(a) The fine is paid to the clerk before the trial date in the same manner as provided for speeding citations under KRS 189.394(3); and

(b) The citation does not involve parking in a fire lane or blocking the traveled portion of the highway.

(3) Additional costs shall be assessed in district court criminal matters as follows:

(a) Preparing an attestation . . . . $ .50

(b) Preparing a certification 1.00

(c) Preparing a copy of a document (per page) 25

(4) Taxation of costs against a defendant, upon conviction, including persons sentenced to a drivers' improvement program as provided under KRS 186.574, shall be mandatory and shall not be probated or suspended.

(5) The circuit clerk shall, at the time fines and costs are paid over to the state, pay five dollars ($5) from each court cost collected pursuant to subsection (1) of this section to the county treasurer for use by the fiscal court for the sole purpose of defraying the costs of operation of the county jail and the transportation of prisoners and shall include among his reports to the administrative office of the courts the amounts paid to the county.

(6) The circuit clerk shall, at the time fines and costs are paid over to the state, pay ***twenty dollars ($20)*** [~~ten dollars ($10)~~] from each court cost collected pursuant to subsection (1) of this section to the State Treasury for the benefit and use of the Kentucky local correctional facilities construction authority pursuant to KRS 441.625 to 441.695.

(7) The circuit clerk shall monthly pay five dollars ($5) from each court cost collected pursuant to subsection (1) of this section to the sheriff for use by the sheriff for providing security services and related activities to the court as provided for in KRS 64.092. The clerk shall include among his reports to the administrative office of the courts the amounts paid to the sheriff.

Section 9. KRS 431.215 is amended to read as follows:

(1) If the judgment imposes a sentence of death or confinement in the penitentiary, county jail or other institution, two (2) certified copies thereof shall be furnished forthwith to the sheriff who shall execute the same by delivering the defendant and a certified copy of the judgment to the person in charge of the penitentiary, jail or institution of confinement and making a written return thereof in the office of the circuit clerk within ten (10) days after the execution.

(2) When the judgment imposes a sentence of death or confinement in the penitentiary, the county in which the prisoner is incarcerated shall receive from the State Treasury a fee per day beginning on the fifth day following the day on which judgment was rendered and ending the day that the defendant is delivered to the penitentiary. The fee shall be paid to the county treasurer for use for the incarceration of prisoners as provided in KRS 441.025.

(3) When the judgment imposes a sentence of death, the defendant shall be delivered to the penitentiary within ten (10) days after final sentencing.

(4) A county may contract with the Corrections Cabinet for the incarceration of prisoners who have been sentenced to serve a term in the penitentiary. The county shall receive a minimum fee of twenty-two dollars ($22) per day for each prisoner. If the actual costs of housing inmates exceed these prescribed fees, state reimbursement shall be based on the actual cost of housing at the jail, using a formula approved by the Kentucky Jailers' Association and the Corrections Cabinet.

Section 10. KRS 441.610 is amended to read as follows:

(1) KRS 441.625 to 441.695 is intended solely to provide an additional and alternative method of constructing, reconstructing, improving, or repairing and financing jails and appurtenant facilities for any local government in this state to the end that such projects expedite the provision of safe and proper facilities by a local government for the incarceration of prisoners as defined by KRS 441.005. Nothing in KRS 441.625 to 441.695 shall be construed as prohibiting a local government from providing for the construction, reconstruction, improvement or repair and financing of a jail and appurtenant facilities as may be otherwise provided by law.

(2) Nothing in KRS 441.625 to 441.695 shall be construed as prohibiting two (2) or more local governments from entering into a cooperative agreement for the purpose of participating with the authority in providing for the construction, reconstruction, improvement or repair and financing of a jail and appurtenant facilities for the use and benefit of all local governments agreeing to such cooperative undertaking***, but the authority shall determine the number and location of regional jails and regional detention centers, as authorized by KRS 441.625.***

(3) Subsection (2) of this section is intended solely as an alternative method to KRS 65.210 to 65.300.

Section 11. KRS 441.625 is amended to read as follows:

The authority is hereby authorized and empowered:

(1) ***To determine the number and location of regional jails and regional juvenile detention centers, in order to prevent duplication of effort unnecessary costs;***

(2) To construct, reconstruct, improve or repair any jail and appurtenant facilities in any local government in this state, as may be determined by the authority and provided for in an agreement or agreements;

(3)[~~(2)~~] To acquire and to convey real estate and any improvements and buildings and facilities located thereon, for which a project is undertaken, and in such manner and under such terms as may be provided by agreement;

(4)[~~(3)~~] To issue revenue bonds, and revenue bond anticipation notes of the authority payable solely from the revenues, rentals, and other funds pledged for their payment, for the purpose of paying any part of the cost of any one (1) or more projects, and to refund any of its bonds;

(5)[~~(4)~~] To combine for financing purpose any two (2) or more projects;

(6)[~~(5)~~] To lease as lessor any project to any local government as lessee, pursuant to the terms and provisions of a lease;

(7)[~~(6)~~] To employ consulting engineers, attorneys, accountants, construction and financial experts, managers, and other employees and agents as may be necessary in the judgment of the authority, and to fix their compensation;

(8)[~~(7)~~] To make and enter into such contracts and agreements with other parties as may be necessary and incidental to the performance of its duties and execution of its powers under KRS 441.625 to 441.695;

(9)[~~(8)~~] To establish and enforce rules, regulations, and specifications in respect to any project undertaken by the authority, except during any period when such powers are assigned to a lessee pursuant to a lease agreement, provided that such rules, regulations and specifications shall be consistent with state laws and regulations pertaining to jails;

(10)[~~(9)~~] To receive, accept and expend funds or other contributions from any source, both public and private, for or in aid of any project undertaken by the authority;

(11)[~~(10)~~] To create and establish a "debt service reserve" pursuant to proceedings and trust indenture of the authority;

(12)[~~(11)~~] To make matching fund grants not exceeding fifty thousand dollars ($50,000) to local governments from funds determined by the authority to be available to it for such purposes, upon such terms and according to such criteria as the authority shall in its discretion determine; and

(13)[~~(12)~~] To do all things and perform all acts desirable, necessary and proper to carry out and implement the powers expressly granted to the authority by KRS 441.625 to KRS 441.695***, to include recommending the promulgation of regulations and enactment of legislation.***

Section 12. KRS 441.615 is amended to read as follows:

(1) There is created and established within the Finance and Administration Cabinet a Kentucky Local Correctional Facilities Construction Authority, composed of ten (10) members who shall be:

(a) The secretary of the Finance and Administration Cabinet, or his designee;

(b) The secretary of the Corrections Cabinet, or his designee;

(c) The ***designee*** [~~president~~] of the Kentucky Jailers Association[~~, or his designee~~];

(d) The ***designee*** [~~president~~] of the Kentucky County Judges/Executive Association[~~, or his designee~~];

(e) The ***designee*** [~~president~~] of the Kentucky Association of Counties[~~, or his designee~~];

(f) The ***designee*** [~~president~~] of the Kentucky Magistrates and Commissioners Association[~~, or his designee~~]; ***and***

(g) Two (2) citizen members appointed by the Governor; and

(h) Two (2) members of the General Assembly appointed by the Governor.

(2) The ex officio members shall serve for the term of their respective office. The legislative members of the authority shall serve at the pleasure of the Governor.

(3) Citizen members shall begin their terms on August 1, 1982, and shall be appointed for a term of four (4) years; however, in making initial appointments, the governor shall appoint one (1) member for a term of two (2) years, and one (1) member for a term of three (3) years.

(4) Vacancies occurring in the term of any member shall be filled in the same manner as the original appointment.

(5) The ten (10) members of this authority and their successors are a body corporate and politic constituting a public corporation and governmental agency and instrumentality of the Commonwealth, with perpetual succession and with power in that name to contract and be contracted with, to acquire and convey property, to sue and be sued, to have and use a corporate seal, and to exercise all of the usual powers of corporations not inconsistent with specifically enumerated powers.

(6) The members of the authority shall receive no compensation for their services, but are entitled to reimbursement for all reasonable expenses necessary and incidental to the performance of their duties and function as members of this authority.

(7) The chairman of the authority shall be the secretary of ***the*** Finance ***and Administration Cabinet.*** The members of the authority shall elect a ***chairman,*** vice-chairman and secretary from their membership.

(8) The secretary of ***the*** Finance ***and Administration Cabinet*** shall designate an employee of his cabinet to serve as treasurer of the authority. The treasurer shall give bond to the authority for a faithful accounting for all funds coming into his custody, in such amount as the authority may prescribe, drawn upon a surety company qualified to do business in the Commonwealth, the premium therefor to be paid by the Commonwealth.

(9) The authority shall establish and maintain an office and the secretary of the authority shall maintain therein complete records of the authority's actions and proceedings, as public records open to inspection. The Finance and Administration Cabinet is directed and authorized to provide such funds, staff assistants, facilities and materials as may be required by the authority in the conduct of its duties and functions. The secretary of ***the*** Finance ***and Administration Cabinet*** may require the Corrections Cabinet to share in the expenses incurred by the Finance and Administration Cabinet in maintaining and operating offices of the authority.

Section 13. KRS 202A.041 is amended to read as follows:

(1) Any peace officer who has reasonable grounds to believe that an individual is mentally ill and presents a danger or threat of danger to self, family or others if not restrained shall detain that person without a warrant. The peace officer shall, if no other party can be found, swear out a warrant and take the arrested person without unnecessary delay before a judge. Only in exceptional cases should the delay exceed twelve (12) hours. The judge shall release the individual if no warrant has been taken out. The judge shall, unless either the court or one (1) of the parties objects, implement the procedures as provided in KRS 202A.028 and order the person to be examined without unnecessary delay by a qualified mental health professional. Following that, the procedures as provided in KRS 202A.028 shall be carried out. Otherwise, the court shall order the person arrested to be examined without unnecessary delay by two (2) qualified mental health professionals, at least one (1) of whom shall be a physician. The qualified mental health professionals shall certify to the court, within twenty-four (24) hours of the examination, their findings and opinions as to whether the person should be involuntarily hospitalized.

(2) If the criteria for involuntary hospitalization are certified by two (2) qualified mental health professionals, the court shall set a preliminary hearing within six (6) days from the date of arrest (excluding weekends and holidays) to determine if there is probable cause to believe the person should be involuntarily hospitalized.

(3) Prior to the preliminary hearing, the court shall notify the respondent, his legal guardian, if any and if known, and his spouse, parents, or nearest known relative or friend concerning the involuntary hospitalization proceedings and the date and purpose of the preliminary hearing; and the name, address and telephone number of the attorney appointed to represent the respondent.

(4) If upon completion of the preliminary hearing, the court finds there is probable cause to believe the person should be involuntarily hospitalized, the court shall order a final hearing within twenty-one (21) days from the date of the arrest to determine if the person should be involuntarily hospitalized for a period of sixty (60) days.

(5) Prior to the final hearing, the county attorney shall file in the record and serve a copy thereof upon the respondent, a statement setting forth the alleged factual reasons or basis upon which the Commonwealth intends to rely in seeking the involuntary hospitalization of the respondent. The required statement shall be served upon the respondent at the earliest practical time, in any event, sufficiently in advance of the final hearing to permit preparation for the hearing by respondent.

(6) If upon completion of the final hearing, the court finds the person should be involuntarily hospitalized, the court shall order the person hospitalized in a hospital where treatment is available for a period not to exceed sixty (60) consecutive days from the date of the court order.

Section 14. KRS 441.630 is amended to read as follows:

If the authority deems it suitable, feasible, necessary or expedient that any project or projects be financed or refinanced and constructed by the authority, the authority may make one (1) or more written agreements in which the parties may include provisions as to any of the following:

(1) Identify the project to be financed by the authority, setting forth specifications and design of such facilities to be constructed, reconstructed, improved, or repaired, and any other information which is deemed necessary and proper for the development of the project;

(2) Set forth what portions, if any, of the cost of the project have been or shall thereafter be contributed by the authority from the funds and other resources available to it during the then current biennium and not previously obligated, provided that the authority's contribution from its funds (excluding rentals received under leases made by the authority and any contribution, grant, or gift made to the authority by a local government, person, or entity other than the state, for the use and benefit of such project) shall not exceed ninety percent (90%) of such cost;

(3) Set forth agreements for planning, design, acquisition of property, soliciting construction bids, awarding construction contracts, issuing of work orders, and such other steps as may be necessary or incidental to the construction of the project, and authorizing and selling bonds for the project;

(4) Agree that upon completion of the project the lessee will continuously pay all of the cost of repairing, maintaining and operating the project;

(5) Agree that upon the happening of stated events and the performance of stated conditions not inconsistent with law, the authority shall convey the project to the lessee;

(6) Set forth the terms and provisions of lease or proposed conveyance to be entered into by and between the authority and any local government. ***Nothing contained in this section shall be construed to prevent a county from incarcerating federal prisoners when the county has fulfilled its contractural obligation to the state to house state prisoners***;

(7) Agree that upon determination of the amount of bonds to be issued by the authority for the project and the interest rate or rates the bonds are to bear, and prior to the delivery of any bonds to the purchaser thereof, the rental to be paid during the term of the lease and each term for which the lease may be renewed shall be established according to a method of computation set forth therein and in the proposed lease, and that the authority and lessee, each by authorized persons, shall execute such lease and file the original or a signed counterpart thereof in the office of the authority, and the secretary of state of the Commonwealth;

(8) Agree to establish any method of interim financing by the authority during the construction of any project, with borrowed funds from any bank, trust company, or banking institution, such funds to be amortized from money obtained through the sale of revenue bonds before, during, or at completion of the construction of such project or projects; and

(9) Agree to establish guidelines for the construction, reconstruction, improvement or repair of projects determined by the authority to qualify for grants from the authority.

The Committee Amendment No. 40 to **HB 940** is as follows:

Amend printed copy of **HB 940** on page 1, line 17, delete the line in its entirety; and

On page 2, line 1, delete the line in its entirety; and insert in lieu thereof the following:"

"***(5) Sufficient grounding in the arts to enable each student to appreciate his or her cultural and historical heritage;***"

On page 2, line 10, by deleting "***reconvene***" and in lieu thereof inserting "***be reconvened by the chairman***"; and

On page 3, line 20, after the period by inserting the following:

"***Members of the council and its committees may receive reimbursement of actual expenses for attending meetings and may be reimbursed for other actual and necessary expenses incurred in the performance of their duties authorized by the council. The expenses shall be paid out of the appropriation for the council.***"; and

On page 4, line 2, after the period by inserting the following:

"***After submitting its final report the council shall cease to exist.***"; and

On page 219, lines 19 and 20 by deleting "***Kentucky Commission on School Finance***" and in lieu thereof inserting "***Office of Education Accountability's Division of School Finance***"; and

On page 848, between lines 15 and 16 by inserting "158.720 Coordination of local educational improvement plan with master inservice educational plan; technical assistance by department"; and

On page 848, between lines 18 and 19 by inserting "158.750 Testing on basic skills; exemption; remedial instruction; supplemental classroom units; selection of students for remedial instruction".

On page 6, line 1 after the period add the following:

"***In developing the formula at least eighty percent (80%) of the value shall be related to the measurement of a student's ability to use basic communication and mathematics, the sciences, the arts, the humanities, and social studies.***"

At page 6, between lines 18 and 19, insert the following:

"***(5) The goals, testing programs other than the interim testing program provided for under subsection (1) of this section, and all outcomes and assessment strategies developed pursuant to this section and Sections 3 and 5 of this Act shall not be implemented until given final approval by the 1992 General Assembly.***"

On page 14, after line 19 and before line 20, insert the following:

"***4. Complete an intensive training program, provided by the Department of Education and approved by the State Board for Elementary and Secondary Education, prior to being assigned to assist a school's staff with implementing its school improvement plan. The training program shall include, but shall not be limited to instruction in the methods of personnel evaluation, school organization, school curriculum and assessment.***"

On page 23, line 21 after the period by inserting the following:

"***The State Board for Elementary and Secondary Education shall promulgate regulations establishing operational performance standards by January 1, 1991. These standards shall become effective on July 1, 1991.***"

On page 35, line 24, after the "." by inserting the following:

"***The teacher representatives on the council shall be elected by a majority of the teachers at the school.***"

On page 35, line 10, by deleting "***person***" and in lieu thereof inserting "***classroom teacher***" and by deleting line 12 after "***state***" and deleting all of line 13;

On page 35, between lines 24 and 25 by inserting the following:

"(b) The teachers receiving the highest number of votes from among the votes cast in an election in which at least a majority of the teachers cast their vote shall serve as the teacher representatives on the council. The teacher representatives shall serve one (1) year terms on the council and may be reelected. The initial election of the teacher representatives shall occur within fifteen (15) days after the election or designation of school based management for that school in accordance with subsection (5) of this section. Thereafter, annual elections for teacher representatives to the council shall occur within the last fifteen (15) days of the preceding school term."

and by renumbering the following subsections to conform.

On page 36, on line 15 by deleting everything after "*(e)*" by deleting all of line 16, and on line 17 by deleting everything before "*The*";

On page 36, line 17 by deleting "*then*";

On page 40, between lines 15 and 16 by inserting the following:

"(7) The amount of funds which the local district shall make available to the school council for the school shall include the state and local per pupil allotment guaranteed by the Support Education Excellence in Kentucky including the additional amounts allotted based on the special characteristics of the students enrolled in the school after deducting a per pupil amount for debt service, transportation and central office expenses. It shall also include a proportionate share of any local, state or federal funds which are allocated by purpose to serve the students in the school."

on page 37, line 5, after the word "*council.*" insert the following:

"*Requests for transfer shall conform to any employer-employee bargained contract which is in effect.*".

On page 39, line 14, after the period "." by adding the following: "*The board shall make available liability insurance coverage for the protection of all members of the school council from liability arising in the course of pursuing their duties as members of the council.*"

On page 40, between lines 15 and 16 by inserting the following:

"(7) There is hereby established a school council discretionary fund to be administered by the Department of Education and the department shall establish guidelines to be met to qualify for such funds. Each year that school councils are in existence the department shall distribute the funds appropriated to the fund to the schools participating in school-based decision making. The amount of funds received by each participating school shall be determined on a proportionate share basis by considering each participating school's total pupil enrollment. However, schools receiving funds from the Commonwealth school improvement fund under Section 7 of this Act shall not be eligible to participate in this fund."

On page 41, line 9, after the word "*and*" and before the word "*members*" by deleting the the word and number "*fourteen (14)* and inserting in lieu thereof the word and number "*sixteen (16)*"; and

On page 41, line 10, after the word "*The*" and before the word "*appointed*" by deleting the word and number "*fourteen (14)* and inserting in lieu thereof the word and number "*sixteen (16)*"; and

On page 41, line 16, after the new language "*Association,*" by inserting the new language "*the Head Start Director, the Head Start Program,*".

On page 43, line 4, after the word "*districts*" by inserting the new language "*and Headstart Programs*"; and

On page 43, line 6, after the word "*Districts*" by inserting the new language "*and Headstart Programs*"; and

On page 43, line 9, after the period "." by inserting the new language "*In designing a local early childhood education program, each district shall work with existing Headstart Programs to avoid duplication of programs and services and to avoid supplanting federal funds.*"; and

On page 46, line 9, after the word "*of*" and before the word "*members*" by deleting the word and number "*fifteen (15)*" and insert in lieu thereof the word and number "*sixteen (16)*"; and

On page 46, line 10, after the word "*The*" and before the word "*members*" by deleting the word and number "*fifteen (15)*" and insert in lieu thereof the word and number "*sixteen (16)*"; and

On page 47, line 7, after the word "*departments*" by deleting the period "." and insert in lieu thereof a semicolon "*;*" and the word "*and*"; and

On page 47, after line 7 and before line 8, by inserting the new language "***(p) Local community action agencies.***"

Delete Sections 19 through 24 in their entirety, beginning on page 50, line 18, through page 57, line 16, and insert the following in lieu thereof:

"SECTION 19. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

The General Assembly of the Commonwealth of Kentucky recognizes and supports the emerging application of modern technology in the plan to support education excellence in Kentucky. The timely development of a comprehensive long-range technology strategic plan will enhance educational opportunities for all citizens of Kentucky and benefit students in a wide variety of educational programs from the primary grades through high school, higher education, vocational training, and adult education. Properly developed and applied technology has the unlimited potential to dramatically improve student learning, school administration, teaching methods, curriculum development, and teacher training. Technology is a vital component to insure an effective and efficient school system and will provide equal access to educational opportunities for all citizens throughout the Commonwealth.

SECTION 20. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created, effective July 1, 1990, the Super Technology Board which shall be an advisory body attached to the Legislative Research Commission for administrative purposes and which shall develop a long-range technology strategic plan. The Legislative Research Commission shall provide financial and staff support.

(2) The board shall be composed of five (5) members, one (1) of whom shall be designated as chairman, and shall be appointed by the Legislative Research Commission. Members shall be nationally recognized leaders from within the fields of technology research, education, science, computers, or communications, with special skills in computer technology, computerized educational learning, data transmission or telecommunications. A majority of the members at any meeting shall constitute a quorum to conduct official business. Members shall receive no compensation for their service, but shall be reimbursed for all actual and necessary expenses incurred in the performance of their duties.

(3) The long-range technical strategic plan shall comprehensively evaluate the education environment in Kentucky and the potential during the decade of the 1990's for immediate, intermediate, and long-range applications of advanced technology within the new state education system being implemented by this Act. The plan shall include a recommendation for implementation of a statewide blueprint that will most efficiently and effectively adopt and utilize technology in Kentucky's schools, considering, but not being limited to, the following factors:

(a) Computers and computer systems;

(b) Fiber optics;

(c) Satellite communications;

(d) Microwave communications;

(e) Cable and other television systems;

(f) Telecommunications;

(g) Video and film applications;

(h) Software and hardware systems;

(i) Imaging;

(j) Auxiliary equipment;

(k) Long distance learning;

(l) Kentucky Educational Television Star Channel;

(m) Classroom instruction;

(n) Curriculum delivery;

(o) Management systems related to required school programs;

(p) Staff development;

(q) Facility readiness; and

(r) Recommended methods by which the state could enter into cooperative ventures with private enterprise to develop the technology and systems necessary to assist in implementing the plan.

(4) The board may exercise wide discretion in recommending a course of action to implement the long-range strategic plan and shall include cost estimates to support any recommendation the board may include in its report. The board shall complete its work and issue a final report by January 1, 1991. Copies of the final report shall be submitted to the Governor, the Legislative Research Commission, and the chief state school officer. The board shall be abolished following completion and acceptance of its final report by the Legislative Research Commission unless extended by the Commission.

SECTION 21. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

(1) The General Assembly estimates that the initial cost of implementing a technology strategic plan is two hundred million dollars ($200,000,000) and that full implementation of the plan shall be completed within four (4) to six (6) years after the effective date of this Act. Funding to finance the technology strategic plan shall be primarily provided by the state general fund and may be supplemented with federal funds, local funds, and grants or gifts from private sources. Private industry shall be strongly encouraged to provide technical assistance and financial support to accelerate the acquisition of equipment required by the plan through innovative procurement procedures in compliance with the provisions of KRS Chapter 45A.

(2) The General Assembly envisions that the technical strategic plan for Kentucky schools will provide a networked computerized workstation in every classroom in Kentucky with integrated audio/visual equipment for general classroom instruction. This classroom instruction network will be complemented with computer laboratories or workstations for individualized student instruction, giving special emphasis to teaching remedial students.

(3) The General Assembly envisions that the technology strategic plan shall also include a fully networked management information system which interconnects all classrooms, administrative offices in the schools and school districts, regional service centers, and the centralized computer system in Frankfort. This management information system shall provide current, accurate, and accessible information relating to management, finance, operations, instruction, and pupil programs which are created or amended by this Act. Special emphasis shall be placed on programs relating to the six (6) outcome goals for students described in Section 3 of this Act. The network system shall include information access capability on a need to know basis for the Office of Education Accountability in the Legislative Research Commission, the Department of Education, regional service offices, local school districts, and local schools.

(4) During the 1990-92 biennium, subject to concurrence of the Technology Super Board, the following priorities are established:

(a) The networked information system created in subsection (3) of this section, shall be operational in all local school districts, central offices, regional service centers, and the centralized computer center in Frankfort by July 1, 1991. This portion of the networked information system shall be able to support the fully networked system envisioned by subsections (2) and (3) of this section;

(b) Building upon this completed portion of the networked information system, the classroom instruction network created by subsection (2) of this section shall be operational in the literacy laboratories in all elementary schools in the state by the school year beginning July 1, 1991;

(c) Any funds which have been appropriated by the General Assembly to finance the technology strategic plan during the 1990-92 biennium which have not been expended or legally committed to implement the programs required by (4) (a) and (4) (b) of this section, may only be expended by the chief state school officer to accelerate completion of this networked system in all classrooms and administrative offices in the state; and

(d) The Kentucky Educational Television Star Channel, as directed by the State Board for Elementary and Secondary Education, shall be integrated into the technology strategic plan and shall be adequately funded to assist in its mission to support education excellence in Kentucky.

(5) During the 1990-92 biennium, the Department of Education shall be organized to begin the process of initiating the preliminary stages of plan implementation, and the chief state school officer shall, at the time he is appointed, take appropriate action to insure that the Department of Education is properly staffed to effectively and efficiently implement the technology strategic plan mandated by this Act. The chief state school officer shall recommend to the 1992 regular session of the General Assembly those steps which are necessary to substantially complete implementation of the technology strategic plan during the 1992-

94 biennium. Any remaining portion of the technology strategic plan shall become fully operational during the 1994-96 biennium.

SECTION 22. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created, effective September 1, 1990, a Technology Implementation Advisory Board. The advisory board shall be attached to the State Board for Elementary and Secondary Education. The advisory board shall be composed of seven (7) members. Six (6) of the members shall be appointed by the Governor. The head of the organizational unit in the Department of Education who is responsible to the chief state school officer for implementation of technology programs mandated by this Act shall be the other member of the advisory board. The board shall elect its chairman who shall not be the Department of Education representative.

(2) The six (6) appointed members of the advisory board shall be professionals with experience and demonstrated skills in technology and the practical application of technology in instruction, school administration, and business management. For the six (6) appointed members, one (1) member shall be selected from each of the following groups:

(a) A superintendent of a Kentucky school district;

(b) A classroom teacher in a Kentucky school;

(c) A teacher or staff member in a vocational education school in Kentucky;

(d) A staff member from Kentucky Educational Television;

(e) A business representative; and

(f) A parent of a student in a Kentucky school.

(3) The advisory board shall be responsible for working directly with the organizational unit in the Department of Education responsible for implementation of the technology strategic plan and shall report to the State Board for Elementary and Secondary Education its recommendations relating to:

(a) The Department of Education organizational structure to expeditiously, effectively, and efficiently implement the technology strategic plan;

(b) A program to implement the technology strategic plan at the school district level to include, but not be limited to, utilization of existing district equipment and data, development of curriculum and technology applications, and improved administrative productivity; and

(c) A program to ensure training of administrators, staff, teachers, and technicians to achieve maximum utilization in the proper application of technology through the appointment of staff in the Department of Education who are qualified to conduct on site training and technical assistance to local schools. The state board and the department shall investigate development of a college intern program to assist in this program.

(3) The advisory board shall meet as needed and submit quarterly progress reports to the Governor, Legislative Research Commission, State Board for Elementary and Secondary Education, and Department of Information Systems. Board members shall receive no compensation for their service, but shall be reimbursed for all necessary expenses incurred in the performance of their duties.

SECTION 23. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created, effective July 1, 1990, a permanent subcommittee of the Legislative Research Commission to be known as the technology oversight subcommittee. The subcommittee shall be composed of five (5) members, three (3) of whom shall be members of the House of Representatives and two (2) of whom shall be members of the Senate. The Legislative Research Commission shall appoint the members of the subcommittee from the membership of the General Assembly and shall designate one (1) of the members to serve as chairman. The term of the initial members of the subcommittee shall expire on December 31, 1992. Beginning January 1, 1993, members of the subcommittee shall serve a term of two (2) years. Any vacancy which may occur in the membership of the subcommittee shall be filled by the Legislative Research Commission at its next regularly scheduled meeting after the occurrence of the vacancy.

(2) The subcommittee shall meet at any time and place as the chairman may determine. The members of the subcommittee shall be compensated for attending meetings as provided in KRS 7.090 (2).

(3) Any professional, clerical, or other employees required by the subcommittee shall be provided in accordance with the provisions of KRS 7.090 (4) and (5).

(4) The subcommittee shall be responsible to the Legislative Research Commission for ensuring that the technology strategic plan is expeditiously implemented.

SECTION 24. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

The State Board for Elementary and Secondary Education shall initiate a program to assist and encourage each certified teacher to purchase a computer for his own personal use. The program shall include, but shall not be limited to, the following:

(1) The State Board for Elementary and Secondary Education shall obtain by competitive bidding or negotiation the lowest possible purchase price for personal computers on behalf of all interested teachers.

(2) The State Board for Elementary and Secondary Education shall arrange a suitable training program in the use of these computers with the vendor awarded the contract.

and by renumbering the remaining sections accordingly.

On page 63, line 1, by inserting "***(1)***" before the word "Twenty"; and

On page 64, after line 16 and before line 17, insert the following:

"***(2) Teachers shall be provided additional time for non-teaching activities. The non-teaching time shall be used to provide teachers opportunities for professional development activities as provided in Section 12 of this Act, instructional planning, school based shared decision making as provided in Section 14 of this Act, curriculum development, and outreach activities involving their students' families and the community.***"

On page 64, line 8 after the period insert the following:

"***Kindergarten programs may be operated for less than six (6) hours without state board approval.***";

On page 214, lines 3 and 4 enclose with brackets and strikethrough the following:

"or one-half (1/2) year,"; and

On page 214, line 7 after the word "***program***" insert the following:

"***and shall be provided at a minimum for one-half (1/2) day, five (5) days a week for a full school year for each kindergarten pupil***".

On page 68, line 16, after "***years.***" insert the following:

"***The State Board for Elementary and Secondary Education shall promulgate administrative regulations establishing criteria for the allotment of grants to local school districts for the 1990-1991 and 1991-1992 school years for continuing education. These grants shall be allotted to school districts to provide instructional programs for pupils who are identified as needing additional time to achieve the outcomes defined in Section 3 of this Act. The chief state school officer shall recommend to the Division of School Finance of the Office of Education Accountability by June 30, 1991, a method for funding continuing education for these students through the state supported funding program.***".

On page 74, line 20, after "(2)" insert the following:

"***At the request of a local school council,***";

On page 74, line 20, delete "***may***" and insert "***superintendent shall***" in lieu thereof; and

On page 75, line 4 after the period insert the following:

"***A local school board that meets the same requirements established for schools in this section may request a waiver of regulations which affect the administration of the district in areas not related to the operation of the school under Section 4 of this Act.***"

On page 78, line 10, after the period, insert the following:

"***Existing administrative regulations relating to statutes that are repealed and reenacted in this Act and that have not been objected to in the administrative review process as provided for in KRS Chapter 13A shall remain in effect until amended or repealed. Regulations promulgated under newly created or amended statutes in this Act shall be promulgated, reviewed, or amended if necessary and resubmitted to the Legislative Research Commission, prior to December 30, 1990, except for regulations that are to be promulgated at another date in accordance with other provisions of this Act.***"

On page 84, line 14, after the word "***board***" by inserting "***, the provisions of KRS 64.640 notwithstanding***".

On page 85, line 7, after the "." by deleting the word "***The***" and all new language on lines 8 through 13; and

On page 86, line 9, after the "." by deleting the rest of the new language on that line and all language on lines 10, 11, and 12.

On page 87, line 2, after "divisions of" place brackets around and strike through the word "***accreditation,***";

On page 88, line 1, after "divisions of" insert the word "***accreditation,***";

On page 88, line 2, after the word "research," insert the word "***and***";

On page 88, line 2, after "evaluation" place brackets around and strikethrough "***, and computer services***"; and

On page 88, line 15, after the word "analysis," insert the words "***computer services,***".

On page 94, after line 14 and before line 15, insert the following:

"***(4) All principals hired prior to the effective date of this Act shall be required to successfully complete the beginning teacher committee training program, pursuant to KRS 161.030(8) by July 1, 1991. All principals hired after the effective date of this Act shall be required to complete the beginning teacher committee training program pursuant to KRS 161.030(8) within one (1) year after their appointment.***".

On page 95, line 10 by deleting "***initial or***";

On page 95, line 12 by deleting "***or applicant***";

On page 95, lines 13 through 15, by deleting "***A newly hired superintendent who is relocating from outside the state to begin his duties after June 30, 1994,***" and in lieu thereof inserting "***A person hired for the first time as superintendent in Kentucky after July 1, 1992,***"

On page 122, line 2, after the word "***person***" by inserting the following:

"***who is initially hired after the effective date of this Act***"

On page 122, between lines 11 and 12, by inserting the following:

"***(4) Local school districts shall encourage classified employees who were initially hired before the effective date of this Act and who do not have a high school diploma or a GED certificate to enroll in a program to obtain a GED.***"

On page 122, after line 11, insert the following:

"***(4) The local school district shall enter into a written contract of employment with public school employees for whom certification is not required as a basis of employment and who have successfully served a twelve (12) month probationary period exclusive of paid and unpaid leave, as evidenced by a written evaluation conducted under board policies. The contract shall not be terminated by the local school district, except for insubordination, including but not limited to, violation of the school laws of the state or administrative regulations adopted by the State Board for Elementary and Secondary Education or lawful rules and regulations established by the local board of education for the operation of schools, immoral conduct unbecoming a school employee, physical or mental disability, inefficiency, incompetency, neglect of duty, abandonment of position or failure to maintain licensing or other standards required by the state or federal government after the employee has been given written notice of the charges for termination and received a due process hearing before a tribunal appointed by the chief state school officer, no less than twenty (20) days after service of the charges. The tribunal shall be appointed by the chief state school officer and shall consist of three (3) members: one (1) classified employee, one (1) supervisor of classified employees and one (1) lay person, none of whom reside in the district to conduct an impartial hearing within the district. Charges at the hearing shall be supported by documents prepared by appropriate supervisory personnel and the employee shall have benefit of the chief state school officer's authority for the purpose of obtaining documents, physical evidence and witnesses in preparation for the hearing and for evidence at the hearing. The employee may be represented by an attorney; and, if requested, the local board of education shall furnish to the employee or his attorney evidence and testimony of witnesses to be used at the hearing in support of the charges.***

(5) The hearing before the tribunal may be public or private, at the employee's option. The tribunal may, after hearing the evidence, dismiss some or all of the charges, issue a sanction less severe than termination of employment or terminate the contract of employment. The tribunal shall prepare a stenographic record

of the hearing and shall issue written findings, conclusions, and decisions within five (5) days after the close of the hearing. The employee may appeal the tribunal's action by filing a complaint within thirty (30) days after receiving the tribunal's decision, in the Circuit Court of the county where the school district is located. The complaint shall be an original action and either party may introduce the transcript of the hearing before the tribunal, or portions thereof as evidence. If a transcript is introduced, the local board of education shall prepare a copy of the transcript at no cost to the employee. Either party may appeal the judgment of the Circuit Court to the Court of Appeals as provided by law.

(6) A superintendent may lay off a classified employee when he deems it necessary by reason of shortage of funds or work, abolishment of a position, changes required by state law or the State Board for Elementary and Secondary Education regulations or other material change in duties or organizations.

(7) A classified employee with more than twelve (12) months employment in that district, who is laid off may appeal pursuant to subsection (5) of this section."

On page 129, lines 11 and 12 delete all new language.

On page 149, after line 4 and before line 5 by inserting the following:

"***(c) The certified school employee shall be given a copy of any report provided to the Education Professional Standards Board by the district superintendent and shall have the right to file a written rebuttal which shall be attached to the district superintendent's report.***";

On page 196, by inserting after line 1 and before line 2:

"***(2) Charges under subsections (1)(a) and (1)(d) of this section shall be supported by a written record of teacher performance by the superintendent, principal, or other supervisory personnel of the district, except when the charges are brought as a result of a recommendation made by a Kentucky distinguished educator under Section 5 of this Act.***";

and by renumbering the following subsections to conform;

On page 207, line 8, by deleting the bracket before the "(1)" and removing the strikethrough from "(1)", and by inserting a bracket before the word "***The***";

On page 208, after line 2 and before line 3 by inserting the following:

"***(2) All personnel actions by the superintendent as described in subsection (1) shall be recorded in the minutes of the local board of education at the next meeting after the action is taken and shall not be effective prior to receipt of written notice of the personnel action by the affected employee from the superintendent.***";

On page 161, line 26, after the word "districts," by deleting "***located in counties with***";

On page 162, line 1, by deleting all new language;

On page 162, line 2, by deleting all new language and by removing the brackets and strikethroughs from "be elected from";

On page 162, lines 3 through 6 by deleting lines 3 through 6 in their entirety;

On page 166, lines 17 through 26, delete all lines in their entirety;

On page 167, lines 1 through 3, delete in their entirety;

On page 844, after line 23 and before line 24, insert the following:

"SECTION 612. KRS 160.260 IS REPEALED AND REENACTED TO READ AS FOLLOWS:

(1) The voting in county districts shall be by divisions. Each voter shall vote for only one (1) candidate. The legally eligible candidate receiving the highest number of votes cast in his division shall be declared elected.

(2) In independent school districts each voter may vote for as many candidates as there are members to be elected, and the number of board members to be elected shall be indicated. The candidates, in number equal to the number of members to be chosen, who have the highest number of votes shall be declared elected."; and

Renumber the sections to conform.

On page 169, line 21 after the "." by adding the following:

"***However, this shall not apply to a board member holding office on the effective date of this Act whose relative was not initially hired by the district during the tenure of the board member.***"

On page 184, line 8 after the word "***district***" by adding the following:

"***, unless on the effective date of this Act, the board member's relative is an employee of the district, the board member is holding office, and the relative was not initially hired by the district during the tenure of the board member***"

On page 215, line 17, after "teachers" by inserting the following:

"***. If the budget bill contains a minimum statewide salary schedule, no teacher shall be paid less than the amount specified in the biennial budget salary schedule for the individual teacher's educational qualifications and experience.***"

On page 219, line 15 by changing the word "***disabilities***" to "***exceptionalities***";

On page 462, after line 21, by adding the following:

Section 282. KRS 157.200 is amended to read as follows:

(1) "Exceptional children" means persons under twenty-one (21) years of age who differ in one (1) or more respects from average or normal children in physical, mental, learning, emotional or social characteristics and abilities to such a degree that they need special educational programs or services for them to benefit maximally from the regular or usual facilities or educational programs of the public schools in the districts in which they reside. The Department of Education, through regulations endorsed by the State Board for Elementary and Secondary Education, shall interpret the statutory definitions of exceptionality. An exceptionality is any trait so defined in this section or stipulated in the regulations of the state Department of Education. Requirements of average daily attendance for exceptional classes will be regulated by statute, or in the absence of such direction by departmental regulations endorsed by the State Board for Elementary and Secondary Education. Categories of exceptionalities included within, but not limited by, this definition are as follows:

(a) "Physically handicapped" means any physical disability which makes it impracticable or impossible to benefit from or participate in the normal classroom program;

(b) "Communication disorder" means a disorder in hearing, language, or speech which adversely affects educational performance;

(c) "Mentally handicapped" means retarded intellectual development, as determined by recognized standardized tests and assessment of adaptive behavior, which adversely affects a child's educational performance;

(d) "Specific learning disability" means a disorder in one (1) or more of the basic psychological processes involved in understanding or using language, spoken or written, which disorder may manifest itself in imperfect ability to listen, think, speak, read, write, spell, or do mathematical calculations. The term does not include learning problems which are primarily the result of visual, hearing, or motor handicaps, of mental retardation, of emotional disturbance, or of environmental, cultural or economic disadvantage;

(e) "Emotional disturbance (behavior disorder)" means a condition in which a variety of excessive chronic, deviant, inappropriate, persistent behaviors are exhibited which adversely affect a child's educational performance;

(f) "Multiple handicapped" means a combination of two or more moderate to profound handicaps which produce serious learning, developmental, or behavioral/emotional problems. These handicaps prohibit or seriously limit progress in a regular or special education program designed to accommodate children with a single handicap.

(g) "Exceptional Student" means a student identified as possessing demonstrated or potential ability to perform at an exceptionally high level in general intellectual aptitude, specific academic aptitude, creative or divergent thinking, psychosocial or leadership skills, or in the visual or performing arts.

(2) "Special education" means specially designed instruction to meet the unique needs of a handicapped child.

(3) "Special educational facilities" means physical facilities designed or adapted to meet the needs of exceptional children and approved according to regulations promulgated by the State Board for Elementary and Secondary Education.

(4) "Related services" means such developmental, corrective and other supportive services as are required to assist a handicapped child to benefit from special education, and may include, but are not limited to, psychological services, physical and occupational therapy, physical education, identification and assessment of disabilities, counseling services and medical services for diagnostic or evaluation purposes."

by renumbering all subsequent sections accordingly.

On page 631, beginning on line 16, by deleting Section 376 in its entirety, and by renumbering subsequent sections accordingly.

On page 224, line 3, after the word "the", delete the bracketing and strikethroughs around the word "maximum"; and

On page 224, line 5, after "(a)", delete "***Twenty-two (22)***" and insert in lieu thereof "***Twenty-four (24)***"; and

On page 224, line 6, after "grade)" delete "***with a maximum of twenty-five (25)***"; and

On page 224, line 7, after "(b)", delete "***Twenty-five (25)***" and insert in lieu thereof "***Twenty-eight (28)***"; and

On page 224, line 7, after "(4)" delete "***with a maximum of twenty-eight (28)***"; and

On page 224, line 9, after "(c)" delete "***Twenty-six (26)***" and insert in lieu thereof "***Twenty-nine (29)***"; and

On page 224, line 10, delete "***with a maximum of twenty-nine (29)***"; and

On page 224, line 11, after "(d)", delete "***Twenty-seven (27)***" and insert in lieu thereof "***Thirty-one (31)***"; and

On page 224, on line 12, after "***(12)***" delete "***with a maximum of thirty-one (31)***"; and

On page 225, line 14, after the word "***classes***" insert the following:

"***. In combined classes other than the primary grades, no ungraded students shall be placed in a combined class with graded students. In addition, there shall be no more than two (2) consecutive grade levels combined in any one (1) class in grades four (4) through six (6). However, this shall not apply to schools which have implemented school-based decision making.***"; and

On page 232, after line 26, add the following:

"***(12) Except for those schools which have implemented school-based decision making, kindergarten aides shall be provided for each twenty-five (25) full-time equivalent kindergarten students enrolled.***"; and

On page 224, after line 12 and before line 13, insert the following: "***(e) Except for those schools which have implemented school-based decision making, class size loads for middle and secondary school classroom teachers shall not exceed the equivalent of one hundred fifty (150) pupil hours per day.***"

On page 260, beginning on line 19, after "***(b)***" by deleting all new language through line 25 and inserting in lieu thereof the following:

"***If a board fails to comply with subsection (a) of this section, its members shall be subject to removal from office for willful neglect of duty pursuant to KRS 156.132.***"

On page 265, line 17, by deleting "***fifteen percent (15%)***" and inserting in lieu thereof "***thirty percent (30%)***".

On page 382, line 12, by deleting all brackets and strikethroughs;

On page 382, line 14, by placing brackets around and striking through the word "ascertain" and insert in lieu thereof "***determine***";

On page 383, line 9, after "***school***" by inserting the following:

"***and the time shall be calculated as part of the actual school work required by KRS 158.060. The pupil shall not be penalized for any school work missed during the specified time***"; and

On page 383, line 15, after the word "given" by inserting the following:

"and shall take non-credit enrichment courses or participate in educational activities not required in the regular curriculum, and that time shall be calculated as part of the actual school work required by KRS 158.060. Students of different grade levels may be placed into combined classrooms in accordance with maximum class size allotments as described in KRS 157.360; and

On page 383, line 15, by placing a "[" before ", but"; and

On line 16, by placing a "]" after the word "instruction"; and on lines 15 and 16 by striking through the bracketed material; and

On page 383, line 21, after the "." by inserting the following:

These courses or activities shall be supervised by certified school personnel and may include but are not limited to the following: study hall, computer instruction, music, art, library, physical education and tutorial assistance.

On page 435, after line 5, and before line 6, by adding the following:

"Section 252. KRS 162.060 is amended to read as follows:

The ***chief state school officer*** [~~superintendent of public instruction~~] shall be furnished a copy of all plans and specifications for new public school buildings contemplated by boards of education and for all additions to or alterations of old buildings. He shall examine or cause to be examined all such plans and specifications and shall approve or disapprove them in accordance with the rules and regulations of the State Board for Elementary and Secondary Education. Plan reviews for conformance with the uniform state building code shall be conducted only by the Department of Housing, Buildings and Construction. No board of education may award a contract for the erection of a new building or contract for an addition to or alteration of an old building until the plan has been approved by the ***chief state school officer*** [~~superintendent of public instruction~~]." and by renumbering the subsequent sections accordingly; and

On page 722, after line 16, and before line 17, by adding the following:

"SECTION 483. KRS 161.190 IS REPEALED AND REENACTED TO READ AS FOLLOWS:

Whenever a teacher or school administrator is functioning in his capacity as an employee of a board of education of a public school system, it shall be unlawful for any person to direct speech or conduct toward the teacher or school administrator when such person knows or should know that the speech or conduct will disrupt or interfere with normal school activities or will nullify or undermine the good order and discipline of the school." and by renumbering the subsequent sections accordingly; and

On page 843, after line 14, and before line 15, by adding the following:

"SECTION 608. KRS 189.540 IS REPEALED AND REENACTED TO READ AS FOLLOWS:

(1) The State Board of Education shall adopt administrative regulations to govern the design and operation of all Kentucky school buses. The board shall, with the advice and aid of the Kentucky state police, enforce the administrative regulations governing the operation of all school buses whether owned by a school district or privately contracted. The regulations covering the operation shall by reference be made a part of any contract with a school district. Every school district and private contractor referred to under this subsection shall be subject to those regulations.

(2) Any employee of any school district who violates any of the administrative regulations in any contract executed on behalf of a school district shall be subject to removal from office. Any person operating a school bus under contract with a school district who fails to comply with any of the administrative regulations shall be guilty of breach of contract and the contract shall be canceled after proper notice and a hearing by the responsible officers of such school district." and by renumbering the subsequent sections accordingly; and

On page 848, after line 15, and before line 16, by adding the following:

"158.720. Coordination of local educational improvement plan with master inservice educational plan — Technical assistance by department."; and

On page 848, after line 18, and before line 19, by adding the following:

"158.750. Testing on basic skills — Exemption — Remedial instruction — Supplemental classroom units — Selection of students for remedial instruction."

Delete Section 462 in its entirety, beginning on page 705, line 20, through page 707, line 2; and

On page 275, between lines 16 and 17, insert the following:

"Section 118. KRS 160.613 is amended to read as follows:

(1) There is hereby authorized a utility gross receipts license tax for schools not to exceed three percent (3%) of the gross receipts derived from the furnishing, within the county, of telephonic and telegraphic communications services, ***cable television services***, electric power, water, and natural, artificial, and mixed gas. "Gross receipts" includes all amounts received in money, credits, property, or other money's worth in any form, as consideration for the furnishing of the above utilities, except that "gross receipts" shall not include amounts received for furnishing energy or energy-producing fuels, used in the course of manufacturing, processing, mining, or refining to the extent that the cost of the energy or energy-producing fuels used exceeds three percent (3%) of the cost of production, and shall not include amounts received for furnishing any of the above utilities which are to be resold.

(2) In the event that any user of electrical energy purchases the electrical energy directly from any supplier who is exempt either by state or federal law from the utility gross receipts license tax under the provisions of subsection (1) of this section, then the consumer, if such tax has been levied in his district, shall be liable for the tax and shall pay directly to the county finance officer, in accordance with the provisions of KRS 160.615, a utility gross receipts license tax for schools computed by multiplying the gross cost of all electrical energy received by the tax rate levied under the provisions of this section.

(3) Gross cost shall be construed in such a way that the consumer shall pay taxes on the same base as that on which a seller who comes within the provisions of subsection (1) of this section is paying."

And by renumbering subsequent sections to conform.

On page 68 and 69, by deleting subsection ***(9)*** in its entirety;

On page 223, line 18, by deleting "***five percent (5%)***" and in lieu thereof inserting "***eight percent (8%)***";

On page 260, line 9, after "***purposes***" by deleting "***, excluding***";

On page 260, line 10, by deleting the line in its entirety;

On page 260, line 11, by deleting "***for bond debt service.***".

On page 265, line 2, by deleting the following words "***During the phase-in period.***";

And by renumbering subsequent sections to conform.

On page 850, lines 5 through 26, by deleting lines 5 through 26 in their entirety;

On pages 851 through 903, by deleting pages 851 through 903 in their entirety; and

On page 904, lines 1 through 16, by deleting lines 1 through 16 in their entirety and inserting in lieu thereof the following:

"PART VII - REVENUE MEASURES

PART VIIA

Section 613. KRS 139.200 is amended to read as follows:

For the privilege of making "retail sales" or "sales at retail," a tax is hereby imposed upon all retailers at the rate of ***six*** [~~five~~] percent ***(6%)*** [~~(5%)~~] of the gross receipts of any retailer derived from "retail sales" or "sales at retail" made within this Commonwealth on and after ***July 1, 1990*** [~~April 1, 1968~~].

Section 614. KRS 139.230 is amended to read as follows:

The department is authorized to prepare suitable brackets of prices for the collection of the taxes imposed by this chapter in order to eliminate fractions of one cent (1), and so that the aggregate collections of taxes by a retailer, so far as may be practicable, shall be equal to ***six*** [~~five~~] percent ***(6%)*** [~~(5%)~~] of gross receipts or sales price, as the case may be.

Section 615. KRS 139.310 is amended to read as follows:

An excise tax is hereby imposed on the storage, use or other consumption in this state of tangible personal property purchased on and after ***July 1, 1990*** [~~April 1, 1968~~], for storage, use or other consumption in this state at the rate of ***six*** [~~five~~] percent ***(6%)*** [~~(5%)~~] of the sales price of the property.

Section 616. KRS 139.320 is amended to read as follows:

(1) The use tax of ***six*** [~~five~~] percent ***(6%)*** [~~(5%)~~] is hereby levied upon the storage, use or other consumption in this state of any machines, machinery, tools or other equipment brought, imported or caused to be brought into this state for use in constructing, building or repairing any building, highway, street, sidewalk, bridge, culvert, sewer or water system, drainage, or dredging system, electric or steam railway system, reservoir or dam, hydraulic or power plant, transmission line, tower, dock, wharf, excavation, grading or other improvement or structures, or any part thereof. The owner or, if the property is leased the lessee of any such machine, machinery, tools or other equipment shall be liable for the tax provided for in this chapter, to be computed as set out below. The useful life of such machines, tools or other equipment shall be determined by the cabinet in accordance with the depreciable value permitted under KRS Chapter 141 and regulations issued pursuant thereto. Said use tax shall be computed on the basis of such proportion of the original purchase price of such property as the duration of time of use in this state bears to the total useful life. Such tax shall become due immediately upon such property's being brought into this state, and in the absence of satisfactory evidence as to the period of use intended in this state, it shall be presumed that such property will remain in this state for the remainder of its useful life.

(2) The provisions of this section shall not be applicable with respect to sales of such property within this state or to the use, storage or consumption of such property when purchased for use in this state, and in such cases the full sales or use tax shall be paid as in all other cases, irrespective of the period of intended use in this state.

(3) For the purposes of this section, the total useful life of property which is fully depreciated at the time of being brought into this state or becomes fully depreciated while in use in this state shall be extended to include the time of use in this state. In the absence of satisfactory evidence as to the period of use in this state, the tax shall be computed on an annual basis and shall be paid as provided by KRS 139.540.

Section 617. KRS 139.450 is amended to read as follows:

It shall be presumed that tangible personal property shipped or brought to this state by the purchaser after ***June 30, 1990*** [~~March 31, 1968~~], was purchased from a retailer on or after ***July 1, 1990*** [~~April 1, 1968~~], for storage, use or other consumption in this state.

Section 618. KRS 139.570 is amended to read as follows:

To reimburse himself for the cost of collecting and remitting the tax, the taxpayer shall deduct on each return ***one and three-quarters*** [~~two~~] percent ***(1.75%)*** of the first one thousand dollars ***($1,000)*** of tax due and one [~~and one-quarter~~] ***(1.0%)*** percent of the tax due in excess of one thousand dollars ***($1,000)***, provided the amount due is not delinquent at the time of payment.

SECTION 619. A NEW SECTION OF KRS CHAPTER 139 IS CREATED TO READ AS FOLLOWS:

Excluded from the additional taxes imposed by Part VIIA of this Act are gross receipts:

(1) Derived from sales of and the storage, use or other consumption of tangible personal property purchased for use in the performance of a lump sum, fixed fee contract executed on or before March 9, 1990;

(2) Derived from sales made under fixed price sales contracts executed on or before March 9, 1990, provided the contract specifies a five percent (5%) sales tax rate; and

(3) Derived from a lease or rental agreement entered into on or before March 9, 1990.

Section 620. KRS 139.496 is amended to read as follows:

(1) Notwithstanding any other provisions of this chapter, the taxes imposed herein do not apply to the first ***one thousand*** [~~five hundred~~] dollars ***($1000)*** [~~($500)~~] of sales made in any calendar year by individuals or nonprofit organizations not engaged in the business of selling. This exemption is limited to the following types of transactions or activities:

(a) Garage or yard sales of household items by an individual or family which are in no way associated with or related to the operation of a business;

(b) Fund raising event held by nonprofit civic, governmental, or other nonprofit organizations, except as set forth in KRS 139.497.

(2) The exemption does not apply to activities in which all or substantially all the household goods of a person are offered for sale or where nonprofit organizations conduct regular selling activities in competition with private business.

Section 621. The provisions of Part VIIA of this Act shall be effective July 1, 1990.

PART VIIB

Section 622. KRS 138.460 is amended to read as follows:

(1) On and after July 1, ***1990*** [~~1972~~] a tax levied upon its retail price at the rate of ***six*** [~~five~~] percent ***(6%)*** [~~(5%)~~] shall be paid on the use in this state of every motor vehicle, except those exempted by KRS 138.470, at the time and in the manner provided in this section. In the case of trucks of gross weight in excess of ten thousand (10,000) pounds the tax shall be levied upon ninety percent (90%) of the retail price of the vehicle.

(2) The tax shall be collected by the county clerk or other officer with whom the vehicle is required to be registered:

(a) When he collects the registration fee for registering and licensing a motor vehicle the first time it is offered for registration in this state;

(b) Or upon the transfer of ownership of any motor vehicle previously registered in this state.

(3) The tax collected by the county clerk under this section shall be reported and remitted to the revenue cabinet on forms provided by the cabinet and on such forms as the cabinet may prescribe. The county clerk shall for his services in collecting the tax be entitled to retain an amount equal to ***two and one-half*** [~~three~~] percent ***(2.5%)*** [~~(3%)~~] of the tax collected and accounted for.

(4) No county clerk or other officer shall register or issue any license tags to the owner of any motor vehicle subject to this tax, when the vehicle is then being offered for registration for the first time, or transfer the ownership of any motor vehicle previously registered in this state, unless the owner or his agent pays the tax levied under this section in addition to the transfer, registration and license fees.

(5) When a resident of this state offers a motor vehicle for registration for the first time in this state which was registered in another state that levied a tax substantially identical to the tax levied under this section, such person shall be entitled to receive a credit against the tax imposed by this section equal to the amount of tax paid to the other state. No credit shall be given under this subsection for taxes paid in another state if that state does not grant similar credit for substantially identical taxes paid in this state.

(6) No county clerk or other officer shall register or issue any license tags to the owner of any motor vehicle subject to this tax, when the vehicle is then being offered for registration for the first time, unless the seller or his agent delivers to the county clerk or other officer a certified or photostat copy of the manufacturer's price label for passenger cars or a certified or photostat copy of the itemized billing to the customer in the case of all other motor vehicles; and the clerk shall attach the certified or photostat copy to the copy of the certificate of registration and ownership mailed to the cabinet.

(7) Notwithstanding the provisions of KRS 138.450(4), in no case shall the tax be less than five dollars ($5) upon first registration of or any transfer of ownership of a motor vehicle in this state, except where such vehicle is exempt from tax under KRS 138.470.

(8) Where a motor vehicle is sold by a dealer in this state and the purchaser returns the vehicle for any reason to the same dealer within sixty (60) days for a vehicle replacement or a refund of the purchase price, the purchaser shall be entitled to a refund of the amount of usage tax received by the revenue cabinet as a result of the registration of the returned vehicle. In the case of a new motor vehicle, the registration of the returned vehicle shall be cancelled and the vehicle shall be considered to have not been previously registered in Kentucky when resold by the dealer.

(9) When a manufacturer refunds the retail purchase price or replaces a new motor vehicle for the original purchaser within ninety (90) days because of malfunction or defect, the purchaser shall be entitled to a refund of the amount of motor vehicle usage tax received by the revenue cabinet as a result of the first registration. No person shall be entitled to a refund unless he shall have filed with the revenue cabinet a report from the manufacturer identifying the vehicle that was replaced and stating the date of replacement.

(10) Notwithstanding the time limitations of subsections (8) and (9) of this section, when a dealer or manufacturer refunds the retail purchase price or replaces a motor vehicle for the purchaser as a result of formal arbitration or litigation, or, in the case of a manufacturer, because ordered to do so by a dispute resolution system established under KRS 367.865 or 16 C.F.R. 703, the purchaser shall be entitled to a refund of the amount of motor vehicle usage tax received by the revenue cabinet as a result of the registration. No person shall be entitled to a refund unless he shall have filed with the revenue cabinet a report from the dealer or manufacturer identifying the vehicle that was replaced.

Section 623. KRS 138.463 is amended to read as follows:

(1) A holder of a permit as required under KRS 281.615 to operate as a U-Drive-It as defined in KRS 281.014 may pay the usage tax as provided in KRS 138.460 or, subject to the provisions of this section, may pay a usage tax of ***six*** [~~five~~] percent ***(6%)*** [~~(5%)~~] levied upon the amount of the gross rental or lease charges paid by a customer or lessee renting or leasing a motor vehicle from such holder of the permit.

(2) The provisions of KRS 138.462 and this section shall apply to all rental and leasehold contracts [~~in existence on July, 1988, as well as all rental and leasehold contracts~~] entered into after ***March 9, 1990*** [~~July 15, 1988~~].

(3) A holder of a permit shall pay the usage tax as provided in KRS 138.460 unless he shows to the satisfaction of the cabinet that he is regularly engaged in the renting or leasing of motor vehicles to retail customers as a part of an established business. Persons first engaging in the renting or leasing of motor vehicles to retail customers shall, in addition to obtaining a permit required under KRS 281.615, demonstrate to the satisfaction of the cabinet that they are prepared to qualify under the standards set forth in this subsection.

(4) In the event the holder of such permit qualifies under subsection (2) of this section and elects to pay the usage tax by the alternate method as provided in subsection (1) of this section, or is required by subsection (7) of this section to pay by the alternate method, he shall pay the seat tax imposed by KRS 186.281(3) and in addition shall pay the monthly tax authorized by subsection (1) of this section. The cabinet shall provide the holder with evidence that he has been qualified to pay the monthly tax. The holder shall present such evidence to the county clerk at the time the motor vehicle is offered for registration in Kentucky and the following provisions shall be applicable.

(5) The tax authorized by subsection (1) of this section shall be the direct obligation of the holder of the permit but it may be charged to and collected from the customer in addition to the rental or lease charges. The tax due shall be remitted to the cabinet each month on forms and pursuant to regulations promulgated by the cabinet.

(6) (a) As soon as practicable after each return is received, the cabinet shall examine and audit it. If the amount of tax computed by the cabinet is greater than the amount returned by the taxpayer, the excess shall be assessed by the cabinet within four (4) years from the date the return was filed, except as provided in paragraph (c) of this subsection, and except that in the case of a failure to file a return or of a fraudulent return the excess may be assessed at any time. A notice of such assessment shall be mailed to the taxpayer. The time herein provided may be extended by agreement between the taxpayer and the cabinet.

(b) For the purpose of paragraphs (a) and (c) of this subsection, a return filed before the last day prescribed by law for the filing thereof shall be considered as filed on such last day.

(c) Notwithstanding the four (4) year time limitation of paragraph (a) of this subsection, in the case of a return where the tax computed by the cabinet is greater by twenty-five percent (25%) or more than the amount returned by the taxpayer, the excess shall be assessed by the cabinet within six (6) years from the date the return was filed.

(7) Failure of the holder of the permit to remit the taxes applicable to the rental charges as provided herein shall be sufficient cause for the department of vehicle regulation to void the permit issued to such holder and the usage tax on each of the motor vehicles which had been registered by the holder under the permit shall be due and payable on the retail price of each such motor vehicle when it was first purchased by the holder.

(8) Notwithstanding the provisions of KRS 138.460 and subsection (1) of this section, a holder of a permit operating a fleet of rental passenger cars which has been registered pursuant to an allocation formula approved by the cabinet shall pay the tax by the method provided in this section. The provisions of this section shall apply to all vehicles rented by the holder in this state.

(9) Every rental of a vehicle registered pursuant to this section shall represent a bona fide arm's-length transaction and the consideration for such rental shall be based on the fair rental value of the vehicle. The burden of proving that the consideration charged by the holder satisfies this subsection is on the holder.

Section 624. The provisions of Part VIIB of this Act shall be effective July 1, 1990.

PART VIIC

Section 625. KRS 141.040 is amended to read as follows:

(1) Every corporation organized under the laws of this state, every corporation having its commercial domicile as defined in KRS 141.120(1)(b) in this state, and every foreign corporation owning or leasing property located in this state or having one (1) or more individuals receiving compensation as defined in KRS 141.120(8)(b) in this state, except those corporations listed in paragraphs (a) to (i) of this subsection, shall pay for each

taxable year a tax to be computed by the taxpayer on taxable net income at the rates specified in subsections (2), (3) and (4) of this section:

(a) S corporations;

(b) State and national banks and trust companies;

(c) Savings and loan associations organized under the laws of this state and under the laws of the United States and making loans to members only;

(d) Banks for cooperatives;

(e) Production credit associations;

(f) Insurance companies, including farmers or other mutual hail, cyclone, windstorm, or fire insurance companies, insurers and reciprocal underwriters;

(g) Corporations exempt under section 501 of the Internal Revenue Code;

(h) Religious, educational, charitable or like corporations not organized or conducted for pecuniary profit; and

(i) Corporations having no individuals receiving compensation as defined in KRS 141.120(8)(b) in this state, and whose only owned or leased property located in this state is located at the premises of a printer with which it has contracted for printing, if such property consists of the final printed product, property which becomes a part of the final printed product, or copy from which the printed product is produced.

(2) [~~For tax years ending before August 1, 1985, the following rates shall apply:~~

~~(a) Three percent (3%) of the first twenty-five thousand dollars ($25,000) of taxable net income;~~

~~(b) Four percent (4%) of the amount of taxable net income in excess of twenty-five thousand dollars ($25,000) but not in excess of fifty thousand dollars ($50,000);~~

~~(c) Five percent (5%) of the amount of taxable net income in excess of fifty thousand dollars ($50,000), but not in excess of one hundred thousand dollars ($100,000); and~~

~~(d) Six percent (6%) of the amount of taxable net income in excess of one hundred thousand dollars ($100,000).~~

~~(3)~~] For tax years ***ending before January 1, 1990*** [~~beginning after July 31, 1985~~], the following rates shall apply:

(a) Three percent (3%) of the first twenty-five thousand dollars ($25,000) of taxable net income;

(b) Four percent (4%) of the amount of taxable net income in excess of twenty-five thousand dollars ($25,000), but not in excess of fifty thousand dollars ($50,000);

(c) Five percent (5%) of the amount of taxable net income in excess of fifty thousand dollars ($50,000), but not in excess of one hundred thousand dollars ($100,000);

(d) Six percent (6%) of the amount of taxable net income in excess of one hundred thousand dollars ($100,000), but not in excess of two hundred fifty thousand dollars ($250,000); and

(e) Seven and twenty-five one hundredths percent (7.25%) of the amount of taxable net income in excess of two hundred fifty thousand dollars ($250,000).

(3) For tax years beginning after December 31, 1989, the following rates shall apply:

(a) Four percent (4%) of the first twenty-five thousand dollars ($25,000) of taxable net income;

(b) Five percent (5%) of the amount of taxable net income in excess of twenty-five thousand dollars ($25,000) but not in excess of fifty thousand dollars ($50,000);

(c) Six percent (6%) of the amount of taxable net income in excess of fifty thousand dollars ($50,000), but not in excess of one hundred thousand dollars ($100,000);

(d) Seven percent (7%) of the amount of taxable net income in excess of one hundred thousand dollars ($100,000), but not in excess of two hundred fifty thousand dollars ($250,000); and

(e) Eight and twenty-five one hundredths percent (8.25%) of the amount of taxable net income in excess of two hundred fifty thousand dollars ($250,000).

(4) For tax years beginning before ***January*** [~~August~~] 1, ***1990*** [~~1985~~], and ending after ***December*** [~~July~~] 31, ***1989*** [~~1985~~], the tax shall be the sum of the amounts determined in paragraphs (a) and (b) as follows:

(a) Apply the tax rates in subsection (2) of this section to the taxable net income for the year and multiply the result by a fraction, the numerator of which is the number of days from the first day of the taxable year through ***December*** [~~July~~] 31, ***1989*** [~~1985~~], and the denominator of which is the total number of days of the taxable year; and

(b) Apply the tax rates in subsection (3) of this section to the taxable net income for the year and multiply the result by a fraction, the numerator of which is the number of days from ***January*** [~~August~~] 1, ***1990*** [~~1985~~], through the last day of the taxable year and the denominator of which is the total number of days of the taxable year.

(5) Every S corporation shall pay the tax imposed under subsection (1) of this section whenever the net capital gain of such corporation exceeds twenty-five thousand dollars ($25,000), and exceeds fifty percent (50%) of its taxable income for the taxable year and its taxable income for such year exceeds twenty-five thousand dollars ($25,000). The tax imposed by this subsection shall be the lower of:

(a) The tax determined by applying the rates in this section to the capital gains, in excess of twenty-five thousand dollars ($25,000), determined under the Internal Revenue Code; or

(b) The tax determined by applying the rates in this section to the taxable income, in excess of twenty-five thousand dollars ($25,000);

In no event shall the tax levied by this subsection apply if section 1374 of the Internal Revenue Code would exempt such capital gains from federal income tax.

PART VIID

Section 626. KRS 141.010 is amended to read as follows:

As used in this chapter, unless the context requires otherwise:

(1) "Secretary" means the secretary of revenue;

(2) "Cabinet" means the revenue cabinet;

(3) [~~For tax years beginning on or after January 1, 1982, except as otherwise provided in this section,~~] "Internal Revenue Code" means the Internal Revenue Code in effect on December 31, ***1989*** [~~1985~~], exclusive of any amendments made subsequent to that date and as modified by KRS 141.0101;

(4) "Dependent" means those persons defined as dependents in the Internal Revenue Code;

(5) "Fiduciary" means "fiduciary" as defined in section 7701(a)(6) of the Internal Revenue Code;

(6) "Fiscal year" means "fiscal year" as defined in section 7701(a)(24) of the Internal Revenue Code;

(7) "Individual" means a natural person;

(8) For taxable years beginning on or after January 1, 1974, "federal income tax" means the amount of federal income tax actually paid or accrued for the taxable year on taxable income as defined in section 63 of the Internal Revenue Code, and taxed under the provisions of this chapter, minus any federal tax credits actually utilized by the taxpayer;

(9) "Gross income" in the case of taxpayers other than corporations means "gross income" as defined in section 61 of the Internal Revenue Code. [~~and as modified by KRS 141.0101 and adjusted as follows:~~]

(10) "Adjusted gross income" in the case of taxpayers other than corporations means gross income as defined in subsection (9) of this section minus the deductions allowed individuals by section 62 of the Internal Revenue Code and as modified by KRS 141.0101 and adjusted as follows, except that deductions shall be limited to amounts allocable to income subject to taxation under the provisions of this chapter, and except that nothing in this chapter shall be construed to permit the same item to be deducted more than once:

(a) Exclude income that is exempt from state taxation by the Kentucky Constitution and the Constitution and statutory laws of the United States ***and Kentucky***;

(b) Exclude income from supplemental annuities provided by the Railroad Retirement Act of 1937 as amended and which are subject to federal income tax by Public Law 89-699;

(c) Include interest income derived from obligations of sister states and political subdivisions thereof;

(d) Exclude employe pension contributions picked up as provided for in KRS 6.505, 16.545, 21.360, 61.560, 65.155, 67A.320, 67A.510, 78.610, and 161.540 upon a ruling by the Internal Revenue Service or the federal courts that these contributions shall not be included as gross income until such time as the contributions are distributed or made available to the employe; and

(e) Exclude social security and tier I railroad retirement benefits subject to federal income tax;

[~~(10) "Adjusted gross income" in the case of taxpayers other than corporations means gross income as defined in subsection (9) of this section minus the deductions allowed individuals by section 62 of the Internal Revenue Code and as modified by KRS 141.0101 and adjusted as follows, except that deductions shall be limited to amounts allocable to income subject to taxation under the provisions of this chapter, and except that nothing in this chapter shall be construed to permit the same item to be deducted more than once:~~]

(f) On the tax return for a taxable year beginning after December 31, 1989:

1. Include all overpayments of federal income tax refunded or credited to the taxpayer during the taxable year;

2. Deduct all federal income tax paid during the taxable year applicable to prior years; and

3. Deduct federal income tax for the taxable year not to exceed fifteen hundred dollars ($1,500);

(g) On the tax return for a taxable year beginning after December 31, 1990:

1. Include all overpayments of federal income tax refunded or credited to the taxpayer during the taxable year which have been deducted in a prior tax year and which resulted in a tax benefit;

2. Deduct federal income tax for the taxable year not to exceed fifteen hundred dollars ($1,500). [~~(a) Include all overpayments of federal income tax refunded or credited to the taxpayer during the taxable year; and~~

~~(b) Deduct federal income tax;~~]

(11) "Net income" in the case of taxpayers other than corporations means adjusted gross income as defined in subsection (10) of this section, minus the standard deduction allowed by KRS 141.081, or, at the option of the taxpayer, minus all the deductions allowed individuals by Chapter 1 of the Internal Revenue Code as modified by KRS 141.0101 [~~and by section 214 of the Internal Revenue Code as it existed on December 31, 1975~~] except those listed below, except that deductions shall be limited to amounts allocable to income subject to taxation under the provisions of this chapter and that nothing in this chapter shall be construed to permit the same item to be deducted more than once:

(a) Any deduction allowed by the Internal Revenue Code for state taxes measured by gross or net income, except that such taxes paid to foreign countries may be deducted;

(b) Any deduction allowed by the Internal Revenue Code for amounts allowable under KRS 140.090(1)(h) in calculating the value of the distributive shares of the estate of a decedent, unless there is filed with the income return a statement that such deduction has not been claimed under KRS 140.090(1)(h); and

(c) The deduction for personal exemptions allowed under section 151 of the Internal Revenue Code and any other deductions in lieu thereof;

(12) "Gross income," in the case of corporations, means "gross income" as defined in section 61 of the Internal Revenue Code and as modified by KRS 141.0101 and adjusted as follows:

(a) Exclude income that is exempt from state taxation by the Kentucky Constitution and the Constitution and statutory laws of the United States;

(b) Exclude all dividend income received after December 31, 1969;

(c) Include interest income derived from obligations of sister states and political subdivisions thereof;

(d) Exclude fifty percent (50%) of gross income derived from any disposal of coal covered by section 631(c) of the Internal Revenue Code if the corporation does not claim any deduction for percentage depletion, or for expenditures attributable to the making and administering of the contract under which such disposition occurs or to the preservation of the economic interests retained under such contract;

(e) Include in the gross income of lessors income tax payments made by lessees to lessors, under the provisions of section 110 of the Internal Revenue Code, and exclude such payments from the gross income of lessees;

(f) Include the amount calculated under KRS 141.205;

(g) Ignore the provisions of section 281 of the Internal Revenue Code in computing gross income; and

(h) Exclude income from "safe harbor leases" (section 168(f)(8) of the Internal Revenue Code);

(13) "Net income," in the case of corporations, means "gross income" as defined in subsection (12) of this section minus all the deductions from gross income allowed corporations by Chapter 1 of the Internal Revenue Code and as modified by KRS 141.0101, except the following:

(a) Any deduction for a state tax which is computed, in whole or in part, by reference to gross or net income and which is paid or accrued to any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, or to any foreign country or political subdivision thereof;

(b) The deductions contained in sections 243, 244, 245, and 247 of the Internal Revenue Code;

(c) The provisions of section 281 of the Internal Revenue Code shall be ignored in computing net income;

(d) Any deduction directly or indirectly allocable to income which is either exempt from taxation or otherwise not taxed under the provisions of this chapter, and nothing in this chapter shall be construed to permit the same item to be deducted more than once; and

(e) Exclude expenses related to "safe harbor leases" (section 168(f)(8) of the Internal Revenue Code);

(14) (a) "Taxable net income," in the case of corporations having property or payroll only in this state, means "net income" as defined in subsection (13) of this section;

(b) "Taxable net income," in the case of corporations having property or payroll both within and without this state means "net income" as defined in subsection (13) of this section and as allocated and apportioned under KRS 141.120;

(c) "Property" means either real property or tangible personal property which is either owned or leased. "Payroll" means compensation paid to one (1) or more individuals, as described in KRS 141.120(8)(b). Property and payroll are deemed to be entirely within this state if all other states are prohibited by Public Law 86-272, as it existed on December 31, 1975, from enforcing income tax jurisdiction; and

(d) "Taxable net income" in the case of homeowners' associations as defined in section 528(c) of the Internal Revenue Code, means "taxable income" as defined in section 528(d) of the Internal Revenue Code. Notwithstanding the provisions of subsection (3) of this section, the Internal Revenue Code sections referred to in this paragraph shall be those code sections in effect for the applicable tax year.

(15) "Person" means "person" as defined in section 7701(a)(1) of the Internal Revenue Code;

(16) "Taxable year" means the calendar year or fiscal year ending during such calendar year, upon the basis of which net income is computed and in the case of a return made for a fractional part of a year under the provisions of this chapter or under regulations prescribed by the secretary, "taxable year" means the period for which such return is made;

(17) "Resident" means an individual domiciled within this state or an individual who is not domiciled in this state, but maintains a place of abode in this state and spends in the aggregate more than one hundred eighty-three (183) days of the taxable year in this state;

(18) "Nonresident" means any individual not a resident of this state;

(19) "Employer" means "employer" as defined in section 3401(d) of the Internal Revenue Code;

(20) "Employe" means "employe" as defined in section 3401(c) of the Internal Revenue Code;

(21) "Number of withholding exemptions claimed" means the number of withholding exemptions claimed in a withholding exemption certificate in effect under KRS 141.325, except that if no such certificate is in effect, the number of withholding exemptions claimed shall be considered to be zero;

(22) "Wages" means "wages" as defined in section 3401(a) of the Internal Revenue Code and includes other income subject to withholding as provided in section 3401(f) and section 3402(k), (o), (p), and (q) of the Internal Revenue Code;

(23) "Payroll period" means "payroll period" as defined in section 3401(b) of the Internal Revenue Code;

(24) "Corporations" means "corporations" as defined in section 7701(a)(3) of the Internal Revenue Code;

(25) "S corporations" means "S corporations" as defined in section 1361(a) of the Internal Revenue Code. Stockholders of a corporation qualifying as an "S corporation" under this chapter may elect to treat such qualification as an initial qualification under Subchapter S of the Internal Revenue Code Sections.

Section 627. KRS 141.0101 is amended to read as follows:

(1) ***For property placed in service prior to January 1, 1990,*** in lieu of the depreciation and expense deductions allowed under Internal Revenue Code Sections 168 and 179, a deduction for a reasonable allowance for depreciation, exhaustion, wear and tear, and obsolescence of property used in a trade or business shall be allowed ***and computed as set out in subsections (2) through (10) of this section. For property placed in service after December 31, 1989, the depreciation and expense deductions allowed under Sections 168 and 179 of the Internal Revenue Code in effect on December 31, 1989 shall be allowed.***

(2) Effective August 1, 1985, "reasonable allowance" as used in subsection (1) of this section shall mean depreciation computed in accordance with Section 167 of the Internal Revenue Code and related regulations in effect on December 31, 1980, for all property placed in service on or after January 1, 1981, except as provided in subsections (5) through (7) of this section.

(3) Depreciation of property placed in service prior to January 1, 1981, shall be computed under Section 167 of the Internal Revenue Code, and the method elected thereunder at the time the property was first placed in service or as changed with the approval of the Commissioner of Internal Revenue Service or as required by changes in federal regulations.

(4) Taxpayers other than corporations shall be allowed to deduct as depreciation on recovery property placed in service before August 1, 1985, an amount calculated under Section 168 of the Internal Revenue Code subject to the provisions of subsections (5) and (7) of this section. Corporations with a taxable year beginning on or after July 1, 1984, and before August 1, 1985, shall calculate a deduction for depreciation on recovery property placed in service prior to August 1, 1985, using either of the following alternative methods:

(a) Dividing the total of the deductions allowed under Internal Revenue Code Section 168 by one and four tenths (1.4); and

(b) Calculating the deduction that would be allowed or allowable under the provisions of Section 167 of the Internal Revenue Code.

(5) Recovery property placed in service on or after January 1, 1981, and before August 1, 1985, and subject to transition under subsection (7) of this section, shall be subject to depreciation under Section 167 of the Internal Revenue Code, restricted to the straight line method therein provided over the remaining useful life of such assets.

(6) Depreciation of property placed in service on or after August 1, 1985, shall be computed under Section 167 of the Internal Revenue Code.

(7) Transition from Section 168 of the Internal Revenue Code, Accelerated Cost Recovery System (ACRS) depreciation, to the depreciation allowed or allowable under this section shall be reported in the first taxable year beginning on or after August 1, 1985. To implement the transition, the following adjustments shall be made:

(a) Taxpayers other than corporations shall use the adjusted Kentucky basis for property placed in service on or after January 1, 1981. "Adjusted Kentucky basis" means the basis used for determining depreciation under Section 168 of the Internal Revenue Code less the allowed or allowable depreciation and adjustment for election to expense an asset (Section 179 of the Internal Revenue Code);

(b) Corporations shall adjust the federal unadjusted basis by increasing such basis by the ACRS depreciation not allowed as a deduction in determining Kentucky net income for tax years beginning after June 30, 1984, less allowed or allowable ACRS depreciation for federal income tax purposes. Corporations will not be permitted to adjust the basis by the ACRS depreciation not allowed for Kentucky income tax purposes in tax years beginning on or before June 30, 1984.

(8) A taxpayer may elect to treat the cost of property placed in service on or before July 31, 1985, as an expense as provided in Section 179 of the Internal Revenue Code in effect on December 31, 1981, except that the aggregate cost which may be expensed for corporations shall not exceed five thousand dollars ($5,000). A taxpayer may elect to treat the cost of property placed in service on or after August 1, 1985, as an expense as provided in Section 179 of the Internal Revenue Code in effect on December 31, 1980. Computations,

limitations, definitions, exceptions and other provisions of Section 179 of the Internal Revenue Code and related regulations shall be construed to govern the computation of the allowable deduction.

(9) Upon the sale, exchange or disposition of any depreciable property placed in service on or after January 1, 1981, capital gains or losses and the amount of ordinary income determined under the provisions of the Internal Revenue Code shall be computed for Kentucky income tax purposes as follows:

(a) Compute the Kentucky unadjusted basis which is the cost of the asset reduced by any basis adjustment made by the taxpayer under Section 48(q)(1) of the Internal Revenue Code and any expense allowed and utilized under Section 179 of the Internal Revenue Code (First Year Expense) in determining Kentucky net income in prior years, and

(b) Compute the adjusted basis by subtracting the depreciation allowed or allowable for Kentucky income tax purposes from the unadjusted basis, except corporations will not be permitted to adjust the basis of assets by the ACRS depreciation not allowed for Kentucky income tax purposes in the tax years beginning on or before June 30, 1984, and

(c) Compute the gain or loss by subtracting the adjusted basis from the value received from the disposition of the depreciable property, and

(d) Compute the recapture of depreciation required under Sections 1245 through 1256 of the Internal Revenue Code and related regulations, and

(e) Unless otherwise provided in this subsection the provisions of the Internal Revenue Code and related regulations governing the determination of capital gains or losses shall apply for Kentucky income tax purposes.

(10) Unless otherwise provided by this chapter, the basis of property ***placed in service prior to January 1, 1990*** for purposes of Kentucky income tax shall be the basis, adjusted or unadjusted, required to be used under Section 167 of the Internal Revenue Code in effect on December 31, 1980.

Section 628. KRS 141.020 is amended to read as follows:

(1) An annual tax shall be paid for each taxable year by every resident individual of this state upon his entire net income as defined in this chapter. The tax shall be determined by applying the rates in subsection (2) to net income and subtracting allowable tax credits provided in subsection (3).

(2) The following rates shall be applied to net income:

(a) Two percent (2%) of the amount of net income not exceeding three thousand dollars ($3,000);

(b) Three percent (3%) of the amount of net income in excess of three thousand dollars ($3,000) but not in excess of four thousand dollars ($4,000);

(c) Four percent (4%) of the amount of net income in excess of four thousand dollars ($4,000) but not in excess of five thousand dollars ($5,000);

(d) Five percent (5%) of the amount of net income in excess of five thousand dollars ($5,000) but not in excess of eight thousand dollars ($8,000);

(e) Six percent (6%) of the amount of net income in excess of eight thousand dollars ($8,000) ***but not in excess of sixty thousand dollars ($60,000);***

(f) Seven percent (7%) of the amount of net income in excess of sixty thousand dollars ($60,00) but not in excess of one hundred thousand dollars ($100,000);

(g) Eight percent (8%) of the amount of net income in excess of one hundred thousand dollars ($100,000).

(3) The following tax credits, when applicable, shall be deducted from the result obtained under subsection (2) to arrive at the annual tax:

(a) Twenty dollars ($20) for an unmarried individual;

(b) Twenty dollars ($20) for a married individual filing a separate return and an additional twenty dollars ($20) for the spouse of taxpayer if a separate return is made by the taxpayer and if the spouse, for the calendar year in which the taxable year of the taxpayer begins, had no Kentucky gross income and is not the dependent of another taxpayer; or forty dollars ($40) for married persons filing a joint return, provided neither spouse is the dependent of another taxpayer. The determination of marital status for the purpose of this section shall be made in the manner prescribed in section 153 of the Internal Revenue Code;

(c) Twenty dollars ($20) credit for each dependent. No credit shall be allowed for any dependent who has made a joint return with his spouse;

(d) An additional forty dollars ($40) credit if the taxpayer has attained the age of sixty-five (65) before the close of the taxable year;

(e) An additional forty dollars ($40) credit for taxpayer's spouse if a separate return is made by the taxpayer and if the taxpayer's spouse has attained the age of sixty-five (65) before the close of the taxable year, and, for the calendar year in which the taxable year of the taxpayer begins, has no Kentucky gross income and is not the dependent of another taxpayer;

(f) An additional forty dollars ($40) credit if the taxpayer is blind at the close of the taxable year;

(g) An additional forty dollars ($40) credit for taxpayer's spouse if a separate return is made by the taxpayer and if the taxpayer's spouse is blind, and, for the calendar year in which the taxable year of the taxpayer begins, has no Kentucky gross income and is not the dependent of another taxpayer;

(h) In the case of nonresidents, the tax credits allowable under this subsection shall be that proportion of those permitted therein that is represented by the ratio of the taxpayer's Kentucky adjusted gross income as determined by KRS 141.010(10), without the adjustments contained in ***(f)*** [~~(a)~~] and ***(g)*** [~~(b)~~] of that subsection, to his adjusted gross income as defined in section 62 of the Internal Revenue Code. However, in the case of a married nonresident taxpayer with income from Kentucky sources, whose spouse has no income from Kentucky sources, the taxpayer shall determine allowable tax credit(s) by either:

1. The method contained above applied to his tax credit(s), excluding credits for a spouse and dependents, or

2. Prorating his tax credit(s) plus the tax credits for his spouse and dependents by the ratio of his Kentucky adjusted gross income as determined by KRS 141.010(10), without the adjustments contained in ***(f)*** [~~(a)~~] and ***(g)*** [~~(b)~~] of that subsection, to the total joint federal adjusted gross income of the taxpayer and his spouse;

(i) In the case of an individual who becomes a resident of Kentucky during the taxable year, the tax credits allowable under this subsection shall be that portion of those permitted therein that is represented by the ratio of the taxpayer's Kentucky adjusted gross income as determined by subsection (10) of KRS 141.010, without the adjustments contained in paragraphs ***(f)*** [~~(a)~~] and ***(g)*** [~~(b)~~] of that subsection, to his adjusted gross income as defined in section 62 of the Internal Revenue Code;

(j) In the case of a fiduciary, other than an estate, the allowable tax credit shall be two dollars ($2);

(k) In the case of an estate, the allowable tax credit shall be twenty dollars ($20);

(l) An additional twenty dollars ($20) credit if the taxpayer is a member of the Kentucky national guard at the close of the taxable year.

(4) An annual tax shall be paid for each taxable year as specified in this section upon the entire net income except as herein provided, from all tangible property located in this state, from all intangible property that has acquired a business situs in this state, and from business, trade, profession, occupation or other activities carried on in this state, by natural persons not residents of this state. A nonresident individual shall be taxable only upon the amount of income received by him from labor performed, business done or from other activities in this state, from tangible property located in this state, and from intangible property which has acquired a business situs in this state; provided, however, that the situs of intangible personal property shall be at the residence of the real or beneficial owner and not at the residence of a trustee having custody or possession thereof. The remainder of the income received by such nonresident shall be deemed nontaxable by this state.

(5) Subject to the provisions of KRS 141.081, any individual may elect to pay the annual tax imposed by KRS 141.023 in lieu of the tax levied under this section.

(6) An individual who becomes a resident of Kentucky during the taxable year is subject to taxation as prescribed in subsection (4) of this section prior to establishing such residence and as prescribed in subsection (1) of this section following the establishment of such residence.

(7) An individual who becomes a nonresident of Kentucky during the taxable year is subject to taxation, as prescribed in subsection (1) of this section, during that portion of the taxable year that he is a resident and, as prescribed in subsection (4) of this section, during that portion of the taxable year when he is a nonresident.

Section 629. KRS 141.023 is amended to read as follows:

To facilitate tax computation and tax return preparation, the Revenue Cabinet may develop optional tax tables and specify the classes of taxpayers eligible to utilize the tables in the preparation of their returns. [~~Any individual whose adjusted gross income for the taxable year for which the return is filed does not~~ [~~exceed eight thousand dollars ($8,000) may elect to compute his annual tax under this section. This annual tax shall be determined by deducting the tax credits authorized by KRS 141.020(3) from the amount indicated by the following table which gives effect to a standard deduction of six hundred and fifty dollars ($650).~~

~~OPTIONAL TABLE~~

~~If Adjusted Gross Income Is Over~~	~~But Not Over~~	~~Amount Shall Be~~
~~$ 650~~	~~$ 700~~	~~$ .50~~
~~700~~	~~750~~	~~1.50~~
~~750~~	~~800~~	~~2.50~~
~~800~~	~~850~~	~~3.50~~
~~850~~	~~900~~	~~4.50~~
~~900~~	~~950~~	~~5.50~~
~~950~~	~~1,000~~	~~6.50~~
~~1,000~~	~~1,050~~	~~7.50~~
~~1,050~~	~~1,100~~	~~8.50~~
~~1,100~~	~~1,150~~	~~9.50~~
~~1,150~~	~~1,200~~	~~10.50~~
~~1,200~~	~~1,250~~	~~11.50~~
~~1,250~~	~~1,300~~	~~12.50~~
~~1,300~~	~~1,350~~	~~13.50~~
~~1,350~~	~~1,400~~	~~14.50~~
~~1,400~~	~~1,450~~	~~15.50~~
~~1,450~~	~~1,500~~	~~16.50~~
~~1,500~~	~~1,550~~	~~17.50~~
~~1,550~~	~~1,600~~	~~18.50~~
~~1,600~~	~~1,650~~	~~19.50~~
~~1,650~~	~~1,700~~	~~20.50~~
~~1,700~~	~~1,750~~	~~21.50~~
~~1,750~~	~~1,800~~	~~22.50~~
~~1,800~~	~~1,850~~	~~23.50~~
~~1,850~~	~~1,900~~	~~24.50~~
~~1,900~~	~~1,950~~	~~25.50~~
~~1,950~~	~~2,000~~	~~26.50~~
~~2,000~~	~~2,050~~	~~27.50~~
~~2,050~~	~~2,100~~	~~28.50~~

~~If Adjusted Gross Income Is Over~~	~~But Not Over~~	~~Amount Shall Be~~
~~2,100~~	~~2,150~~	~~29.50~~
~~2,150~~	~~2,200~~	~~30.50~~
~~2,200~~	~~2,250~~	~~31.50~~
~~2,250~~	~~2,300~~	~~32.50~~
~~2,300~~	~~2,350~~	~~33.50~~
~~2,350~~	~~2,400~~	~~34.50~~
~~2,400~~	~~2,450~~	~~35.50~~
~~2,450~~	~~2,500~~	~~36.50~~
~~2,500~~	~~2,550~~	~~37.50~~
~~2,550~~	~~2,600~~	~~38.50~~
~~2,600~~	~~2,650~~	~~39.50~~
~~2,650~~	~~2,700~~	~~40.50~~
~~2,700~~	~~2,750~~	~~41.50~~
~~2,750~~	~~2,800~~	~~42.50~~
~~2,800~~	~~2,850~~	~~43.50~~
~~2,850~~	~~2,900~~	~~44.50~~
~~2,900~~	~~2,950~~	~~45.50~~
~~2,950~~	~~3,000~~	~~46.50~~
~~3,000~~	~~3,050~~	~~47.50~~
~~3,050~~	~~3,100~~	~~48.50~~
~~3,100~~	~~3,150~~	~~49.50~~
~~3,150~~	~~3,200~~	~~50.50~~
~~3,200~~	~~3,250~~	~~51.50~~
~~3,250~~	~~3,300~~	~~52.50~~
~~3,300~~	~~3,350~~	~~53.50~~
~~3,350~~	~~3,400~~	~~54.50~~
~~3,400~~	~~3,450~~	~~55.50~~
~~3,450~~	~~3,500~~	~~56.50~~
~~3,500~~	~~3,550~~	~~57.50~~
~~3,550~~	~~3,600~~	~~58.50~~
~~3,600~~	~~3,650~~	~~59.50~~
~~3,650~~	~~3,700~~	~~60.75~~
~~3,700~~	~~3,750~~	~~62.25~~
~~3,750~~	~~3,800~~	~~63.75~~

~~If Adjusted Gross Income Is Over~~	~~But Not Over~~	~~Amount Shall Be~~
~~3,800~~	~~3,850~~	~~65.25~~
~~3,850~~	~~3,900~~	~~66.75~~
~~3,900~~	~~3,950~~	~~68.25~~
~~3,950~~	~~4,000~~	~~69.75~~
~~4,000~~	~~4,050~~	~~71.25~~
~~4,050~~	~~4,100~~	~~72.75~~
~~4,100~~	~~4,150~~	~~74.25~~
~~4,150~~	~~4,200~~	~~75.75~~
~~4,200~~	~~4,250~~	~~77.25~~
~~4,250~~	~~4,300~~	~~78.75~~
~~4,300~~	~~4,350~~	~~80.25~~
~~4,350~~	~~4,400~~	~~81.75~~
~~4,400~~	~~4,450~~	~~83.25~~
~~4,450~~	~~4,500~~	~~84.75~~
~~4,500~~	~~4,550~~	~~86.25~~
~~4,550~~	~~4,600~~	~~87.75~~
~~4,600~~	~~4,650~~	~~89.25~~
~~4,650~~	~~4,700~~	~~91.00~~
~~4,700~~	~~4,750~~	~~93.00~~
~~4,750~~	~~4,800~~	~~95.00~~
~~4,800~~	~~4,850~~	~~97.00~~
~~4,850~~	~~4,900~~	~~99.00~~
~~4,900~~	~~4,950~~	~~101.00~~
~~4,950~~	~~5,000~~	~~103.00~~
~~5,000~~	~~5,050~~	~~105.00~~
~~5,050~~	~~5,100~~	~~107.00~~
~~5,100~~	~~5,150~~	~~109.00~~
~~5,150~~	~~5,200~~	~~111.00~~
~~5,200~~	~~5,250~~	~~113.00~~
~~5,250~~	~~5,300~~	~~115.00~~
~~5,300~~	~~5,350~~	~~117.00~~
~~5,350~~	~~5,400~~	~~119.00~~
~~5,400~~	~~5,450~~	~~121.00~~
~~5,450~~	~~5,500~~	~~123.00~~

~~If Adjusted Gross Income Is Over~~	~~But Not Over~~	~~Amount Shall Be~~
~~5,500~~	~~5,550~~	~~125.00~~
~~5,550~~	~~5,600~~	~~127.00~~
~~5,600~~	~~5,650~~	~~129.00~~
~~5,650~~	~~5,700~~	~~131.25~~
~~5,700~~	~~5,750~~	~~133.75~~
~~5,750~~	~~5,800~~	~~136.25~~
~~5,800~~	~~5,850~~	~~138.75~~
~~5,850~~	~~5,900~~	~~141.25~~
~~5,900~~	~~5,950~~	~~143.75~~
~~5,950~~	~~6,000~~	~~146.25~~
~~6,000~~	~~6,050~~	~~148.75~~
~~6,050~~	~~6,100~~	~~151.25~~
~~6,100~~	~~6,150~~	~~153.75~~
~~6,150~~	~~6,200~~	~~156.25~~
~~6,200~~	~~6,250~~	~~158.75~~
~~6,250~~	~~6,300~~	~~161.25~~
~~6,300~~	~~6,350~~	~~163.75~~
~~6,350~~	~~6,400~~	~~166.25~~
~~6,400~~	~~6,450~~	~~168.75~~
~~6,450~~	~~6,500~~	~~171.25~~
~~6,500~~	~~6,550~~	~~173.75~~
~~6,550~~	~~6,600~~	~~176.25~~
~~6,600~~	~~6,650~~	~~178.75~~
~~6,650~~	~~6,700~~	~~181.25~~
~~6,700~~	~~6,750~~	~~183.75~~
~~6,750~~	~~6,800~~	~~186.25~~
~~6,800~~	~~6,850~~	~~188.75~~
~~6,850~~	~~6,900~~	~~191.25~~
~~6,900~~	~~6,950~~	~~193.75~~
~~6,950~~	~~7,000~~	~~196.25~~
~~7,000~~	~~7,050~~	~~198.75~~
~~7,050~~	~~7,100~~	~~201.25~~
~~7,100~~	~~7,150~~	~~203.75~~
~~7,150~~	~~7,200~~	~~206.25~~

~~If Adjusted Gross Income Is Over~~	~~But Not Over~~	~~Amount Shall Be~~
~~7,200~~	~~7,250~~	~~208.75~~
~~7,250~~	~~7,300~~	~~211.25~~
~~7,300~~	~~7,350~~	~~213.75~~
~~7,350~~	~~7,400~~	~~216.25~~
~~7,400~~	~~7,450~~	~~218.75~~
~~7,450~~	~~7,500~~	~~221.25~~
~~7,500~~	~~7,550~~	~~223.75~~
~~7,550~~	~~7,600~~	~~226.25~~
~~7,600~~	~~7,650~~	~~228.75~~
~~7,650~~	~~7,700~~	~~231.25~~
~~7,700~~	~~7,750~~	~~233.75~~
~~7,750~~	~~7,800~~	~~236.25~~
~~7,800~~	~~7,850~~	~~238.75~~
~~7,850~~	~~7,900~~	~~241.25~~
~~7,900~~	~~7,950~~	~~243.75~~
~~7,950~~	~~8,000~~	~~246.25~~]

Section 630. KRS 141.180 is amended to read as follows:

(1) Every individual, except as otherwise provided in this section, having for the taxable year an adjusted gross income which exceeds ***five thousand*** [~~sixteen hundred and fifty~~] dollars ***($5,000)*** [~~($1,650)~~], if single, or if married and not living with husband or wife and every married individual living with husband or wife whose adjusted gross income combined with the adjusted gross income of his or her spouse exceeds ***five thousand*** [~~twenty-six hundred and fifty~~] dollars ***($5,000)*** [~~($2,650)~~] shall make to the cabinet a return stating specifically the items which he claims as deductions and tax credits allowed by this chapter.

(2) Any individual who is blind or who has attained the age of sixty-five (65) before the close of his taxable year shall be required to make a return only if he has for the taxable year an adjusted gross income which exceeds ***five thousand*** [~~thirty-six hundred and fifty~~] dollars ***($5,000)*** [~~($3,650)~~]. Every married individual living with husband or wife shall, if both spouses have attained the age of sixty-five (65), be required to make a return if the combined adjusted gross income of both spouses exceeds five thousand four hundred dollars ($5,400). If the individual is unable to make his own return, the return shall be made by a duly authorized agent.

(3) Any individual, who is both sixty-five (65) or over and blind before the close of the taxable year, shall make a return if he has for the taxable year an adjusted gross income which exceeds ***five*** [~~four~~] thousand [~~nine hundred~~] dollars ***($5,000)*** [~~($4,900)~~].

(4) Notwithstanding any other provision of this section, an individual, having for the taxable year gross income from self-employment of ***five thousand*** [~~sixteen hundred and fifty~~] dollars ***($5,000)*** [~~($1,650)~~] or more, shall make a return.

(5) Any nonresident individual with gross income from Kentucky sources and a total gross income of ***five thousand*** [~~sixteen hundred and fifty~~] dollars ***($5,000)*** [~~($1,650)~~] or over shall make a return.

(6) A husband and wife not living together shall make separate returns. A husband and wife living together may make a joint return, or may make separate returns. However, in the event separate returns are made, neither spouse shall report income nor claim deductions properly attributable to the other.

(7) [~~An optional return properly filed under the provisions of KRS 141.023 shall be deemed sufficient to satisfy the provisions of this section.~~

~~(8)~~] Each individual return shall be verified by a written declaration that it is made under the penalties of perjury.

Section 631. KRS 141.190 is amended to read as follows:

(1) Every fiduciary, except a receiver appointed by authority of law in possession of part only of the property of an individual, shall make under oath a return for any of the following individuals, estates, or trusts for which he acts, setting forth therein such information as may be prescribed by the cabinet:

(a) Every individual having an adjusted gross income for the taxable year which exceeds ***five thousand*** [~~sixteen hundred and fifty~~] dollars ***($5,000)*** [~~($1,650)~~];

(b) Every estate the gross income of which for the taxable year is twelve hundred dollars ($1,200) or over;

(c) Every trust the gross income of which for the taxable year is one hundred dollars ($100) or over.

(2) Any fiduciary required to make a return under this chapter shall be subject to all the provisions of this chapter that apply to individuals.

Section 632. KRS 141.300 is amended to read as follows:

(1) Every individual shall, at the time prescribed in subsection (3), make a declaration of his estimated tax for the taxable year if his gross income from sources other than wages upon which Kentucky income tax will be withheld can reasonably be expected to exceed ***five*** [~~two~~] thousand dollars ***($5,000)*** [~~($2,000)~~] for the taxable year and his gross income or adjusted gross income can reasonably be expected to be an amount not less than the amount for which a return is required under KRS 141.180.

(2) In the declaration required under subsection (1) the individual shall state:

(a) The amount which he estimates as the amount of tax under KRS 141.020 for the taxable year;

(b) The amount which he estimates as the credits for the taxable year under KRS 141.310***,*** [~~and~~] 141.315 ***and Section 634 of this Act***;

(c) The excess of the amount estimated under paragraph (a) over the amount estimated under paragraph (b), which excess for purposes of this chapter shall be considered the estimated tax for the taxable year;

(d) Such other information as may be prescribed in regulations promulgated by the cabinet;

(e) Notwithstanding the above provisions, no declaration is required if the estimated tax can reasonably be expected to be less than forty dollars ($40.00).

(3) The declaration required under subsection (1) shall be filed with the cabinet on or before April 15 of the taxable year, except that if the requirements of subsection (1) are first met:

(a) After April 1 and before June 2 of the taxable year, the declaration shall be filed on or before June 15 of the taxable year; or

(b) After June 1 and before September 2 of the taxable year, the declaration shall be filed on or before September 15 of the taxable year; or

(c) After September 1 of the taxable year, the declaration shall be filed on or before January 15 of the succeeding taxable year.

(4) An individual may make amendments of a declaration filed during the taxable year under subsection (3), under regulations prescribed by the cabinet.

(5) If on or before January 31 of the succeeding taxable year the taxpayer files a return for the taxable year for which the declaration is required and pays in full the amount computed on the return as payable then, under regulations prescribed by the cabinet:

(a) If the declaration is not required to be filed during the taxable year, but is required to be filed on or before such January 15, such return shall, for the purposes of this section, be considered as such declaration; and

(b) If the tax shown on the return, reduced by the credits under KRS 141.350, is greater than the estimated tax shown in a declaration previously made or, in the last amendment thereof, such return shall, for the purposes of this section, be considered as the amendment of the declaration permitted by subsection (4) to be filed on or before such January 15.

(6) The cabinet shall promulgate regulations governing reasonable extensions of time for filing declarations and paying the estimated tax. Except in the case of taxpayers who are abroad, no such extension shall be for more than six (6) months.

(7) If the taxpayer is unable to make his own declaration, the declaration shall be made by a duly authorized agent or by the guardian, conservator or other person charged with the care of the person or property of such taxpayer.

(8) For the purposes of KRS 131.190, a declaration of estimated tax shall be held and considered a return of income under this chapter.

Section 633. A NEW SECTION OF KRS CHAPTER 141 IS CREATED TO READ AS FOLLOWS:

A resident individual may deduct from the tax computed under the provisions of KRS 141.020 a credit for household and dependent care services necessary for gainful employment. The credit shall be twenty percent (20%) of the federal credit allowed under Section 44A of the Internal Revenue Code.

Section 634. A NEW SECTION OF KRS CHAPTER 141 IS CREATED TO READ AS FOLLOWS:

(1) If the federal adjusted gross income of husband or wife is entered on a separate federal return, their Kentucky adjusted gross incomes may be entered on their separate Kentucky tax returns or their joint Kentucky tax return as they so elect.

(2) If the federal adjusted gross income of husband and wife is entered on a joint federal return, or if neither files a federal return:

(a) Their adjusted gross income shall be entered on their joint Kentucky tax return; or

(b) Separate adjusted gross incomes may be entered on their separate Kentucky tax returns if they so elect.

(3) Where husband and wife have not separately reported and claimed items of income and adjustments of income for federal income tax purposes, and have not elected to file a joint Kentucky income tax return, such items allowable for Kentucky income tax purposes shall be allocated and adjusted as follows:

(a) Income shall be allocated to the spouse who earned the income or with respect to whose property the income is attributable;

(b) Allowable deductions with respect to trade, business, or production of income shall be allocated to the spouse to whom attributable.

Section 635. KRS 6.505 is amended to read as follows:

(1) Each legislator in office on July 1, 1980 may within thirty (30) days after that date, and any legislator thereafter taking office may within thirty (30) days after the date thereof, elect to make monthly contributions to the legislators' retirement plan, in an amount equal to five (5) percent of his monthly creditable compensation, as defined in KRS 61.510(13). The election shall be effective to establish membership in the plan as of July 1, 1980 or as of the date from which the thirty (30) day period is measured, as the case may be. Provided, however, that any legislator who was in office on July 1, 1980 and who is in office at the time he makes the election may, after the expiration of the thirty (30) day period and until May 1, 1982, make the election, in which event he shall pay to the legislators' retirement plan, for the months between July 1, 1980 and the date of his election such sum as, when added to any member's contribution by him that is transferred from another retirement system under KRS 6.535, will equal the member's contribution required by this section. If the member makes his election after February 1, 1981, he shall in addition pay to the plan interest on the foregoing sum, at six percent (6%) per annum, calculated as if the sum consisted of equal monthly payments, one of which was due at the end of each month between July 1, 1980 and the date the election was made. The election shall be addressed to and filed with the secretary of the finance and administration cabinet and shall constitute an authorization to the secretary to thereafter cause to be deducted from the member's monthly creditable compensation an amount equal to five (5) percent thereof, as a voluntarily elected contribution by the member towards the funding of the legislators' retirement plan. Such election shall operate to create an inviolable contract between such member and the Commonwealth, guaranteeing to and vesting in the member the rights and benefits provided for under KRS 6.515 to 6.530. An election once made under this section either to participate or not to participate in the legislators' retirement plan, shall be considered to apply to all future service as a legislator, whether in the same or a different office as a legislator, and whether or not it is in successive terms.

(2) The state shall, solely for the purpose of compliance with Section 414(h) of the United States Internal Revenue code, pick up the employe contributions required by this section for all compensation earned after

August 1,1982, and the contributions so picked up shall be treated as employer contributions in determining tax treatment under the United States Internal Revenue Code and KRS 141.010***(10)*** [~~(9)~~]. The picked up employe contribution shall satisfy all obligations to the retirement system satisfied prior to August 1, 1982 by the employe contribution, and the picked up employe contribution shall be in lieu of an employe contribution. The state shall pay these picked up employe contributions from the same source of funds which is used to pay earnings to the employe. The employe shall have no option to receive the contributed amounts directly instead of having them paid by the employer to the system. Employe contributions picked up after August 1, 1982 shall be treated for all purposes of KRS 6.500 to 6.535 in the same manner and to the same extent as employe contributions made prior to August 1, 1982.

(3) When any legislator elects membership in the legislators' retirement plan in accordance with this section, his active membership in the Kentucky employes' retirement system, state police retirement system, county employes' retirement system, or teachers' retirement system shall terminate, as of the date his membership in the legislators' retirement plan becomes effective, and any credit in such other system or systems, earned for service as a legislator, which he then has or which he subsequently regains while being an active member of the legislators' retirement plan, shall be transferred to and counted as service credit in the legislators' retirement plan, and shall no longer constitute credit in such other retirement system except for the purpose of validating any other credit in that system. However, any credit he then has in such other retirement system, earned for service in any capacity other than a legislator, shall not be affected. No person may attain credit in more than one (1) of the retirement plans or systems mentioned in this section, for the same period of service.

(4) A member of the legislators' retirement plan who would be entitled, under KRS 61.552, to repurchase credit in the Kentucky employes' retirement system, for previous service as a legislator, which credit had been lost by refund of contributions, may pay the amount required by KRS 61.552 directly to the legislators' retirement plan and thereby obtain credit in that plan for such service, rather than making payment to the Kentucky employes' retirement system for credit which would be transferred to the legislators' retirement plan. In such event, the Kentucky employes' retirement system shall transfer to the legislators' retirement plan an amount equal to the employer's contributions that originally were made to the Kentucky employes' retirement system for the regained service credit, with interest as provided in KRS 6.535. Six (6) months' current service shall be required in the legislators' retirement plan in order for the repurchased credit to remain in force, the same as provided in KRS 61.552.

Section 636. KRS 16.545 is amended to read as follows:

(1) Except for members over age fifty-five (55) on July 1, 1958, who shall not be required to contribute, each member shall, commencing on July 1, 1968, contribute for each pay period for which he receives compensation, seven percent (7%) of his creditable compensation.

(2) The employer shall cause to be deducted from the compensation of each member for each and every payroll period subsequent to July 1, 1958, the contributions payable by such member as provided in KRS 16.510 to 16.652.

(3) Every member shall be deemed to consent to deductions made as provided herein; and the payment of salary or compensation less such deduction shall be a full and complete discharge of all claims for services rendered by such person during the period covered by such payment, except as to any benefits provided by KRS 16.510 to 16.652.

(4) Each employer shall, solely for the purpose of compliance with section 414(h) of the United States Internal Revenue Code, pick up the employe contributions required by this section for all compensation earned after August 1, 1982, and the contributions so picked up shall be treated as employer contributions in determining tax treatment under the United States Internal Revenue Code and KRS 141.010***(10)*** [~~(9)~~]. These contributions shall not be included as gross income of the employe until such time as the contributions are distributed or made available to the employe. The picked up employe contribution shall satisfy all obligations to the retirement system satisfied prior to August 1, 1982 by the employe contribution, and the picked up employe contribution shall be in lieu of an employe contribution. Each employer shall pay these picked up employe contributions from the same source of funds which is used to pay earnings to the employe. The employe shall have no option to receive the contributed amounts directly instead of having them paid by the employer to the system. Employe contributions picked up after August 1, 1982 shall be treated for all purposes of KRS 16.510 to 16.652 in the same manner and to the same extent as employe contributions made prior to August 1, 1982.

Section 637. KRS 21.360 is amended to read as follows:

(1) Each judge of the district court in office on July 1, 1978, may within thirty (30) days after that date, and any judge or justice of any court entitled to be a member thereafter taking office may within thirty (30) days after taking office, elect to make monthly contributions to the retirement system in an amount

equal to five percent (5%) of his monthly official salary. The election shall be effective to establish membership in the system as of July 1, 1978, or as of the date the judge or justice took office, as the case may be. The election shall be addressed to and filed with the secretary of the finance and administration cabinet, and shall constitute an authorization by the member, to the secretary, to thereafter cause to be deducted from the member's official salary, each month, an amount equal to five percent (5%) of the monthly salary, as a voluntary contribution by the member towards the funding of the retirement system. Such election, upon being made, shall operate to create an inviolable contract between such member and the Commonwealth, guaranteeing to and vesting in the member the rights and benefits provided for under the terms and conditions of KRS 21.350 to 21.510.

(2) Membership and benefit rights for judges and justices (other than judges of the district court), and for the commissioners and administrative director, who took office prior to July 1, 1978, shall be dependent upon valid elections having been made under this section (and KRS 21.355 and 21.365) prior to the 1978 amendment to this section. The terms of such elections, including the contribution rate, shall continue to govern for the duration of the member's service.

(3) When any judge of the district court in office on July 1, 1978 elects membership in the judicial retirement system in accordance with this section, his membership in the Kentucky employes retirement system shall terminate as of July 1, 1978 and any credit in that system he earned for service as a judge of the district court shall be nullified; provided that the effect of such service to validate any other service credit in that system shall not be nullified.

(4) The state shall, solely for the purpose of compliance with Section 414(h) of the United States Internal Revenue Code, pick up the employe contributions required by this section for all compensation earned after August 1, 1982, and the contributions so picked up shall be treated as employer contributions in determining tax treatment under the United States Internal Revenue Code and KRS 141.010***(10)***[~~(9)~~]. The picked up employe contribution shall satisfy all obligations to the retirement system satisfied prior to August 1, 1982 by the employe contribution, and the picked up employe contribution shall be in lieu of an employe contribution. The state shall pay these picked up employe contributions from the same source of funds which is used to pay earnings to the employe. The employe shall have no option to receive the contributed amounts directly instead of having them paid by the employer to the system. Employe contributions picked up after August 1, 1982 shall be treated for all purposes of KRS 21.345 to 21.570 in the same manner and to the same extent as employe contributions made prior to August 1, 1982.

(5) An election once made under this section, either to participate or not to participate in the judicial retirement plan, shall be considered to apply, to all future service in any office covered by the plan, whether such service is in the same or a different office, and whether or not it is continuous.

Section 638. KRS 61.560 is amended to read as follows:

(1) Each employe shall, commencing on August 1, 1986, contribute for each pay period for which he receives compensation five percent (5%) of his creditable compensation, except that members of the general assembly, who elect the survivorship option provided in subsections (13) and (14) of KRS 61.635, shall each contribute six and six-tenths percent (6.6%) of creditable compensation commencing with the payroll period immediately following his election of the option. Any other provisions of KRS 61.515 through 61.705 notwithstanding, any reemployed retiree, as described in KRS 61.637, shall contribute five percent (5%) of his creditable compensation, or the amount required by KRS 61.592(3) if applicable, if he anticipates that he will receive more than the maximum permissible earnings, as provided by the federal Social Security Act, in compensation as a result of reemployment during the calendar year.

(2) Each employer shall cause to be deducted from the creditable compensation of each employe for each and every payroll period the contribution payable by each such employe as provided in KRS 61.515 to 61.705.

(3) The deductions provided for herein shall be made notwithstanding that the minimum compensation provided by law for any employe shall be reduced thereby. Every employe shall be deemed to consent and agree to the deductions made as provided herein; and payment of salary or compensation less such deductions shall be a full and complete discharge of all claims for services rendered by such person during the period covered by such payment, except as to any benefits provided by KRS 61.515 to 61.705.

(4) Each employer shall, solely for the purpose of compliance with section 414(h) of the United States Internal Revenue Code, pick up the employe contributions required by this section for all compensation earned after August 1, 1982, and the contributions so picked up shall be treated as employer contributions in determining tax treatment under the United States Internal Revenue Code and KRS 141.010***(10)*** [~~(9)~~]. These contributions shall not be included as gross income of the employe until such time as the contributions are distributed or made available to the employe. The picked up employe contribution shall satisfy all obligations to the retirement system satisfied prior to August 1, 1982 by the employe contribution, and the picked up employe

contribution shall be in lieu of an employe contribution. Each employer shall pay these picked up employe contributions from the same source of funds which is used to pay earnings to the employe. The employe shall have no option to receive the contributed amounts directly instead of having them paid by the employer to the system. Employe contributions picked up after August 1, 1982 shall be treated for all purposes of KRS 61.515 to 61.705 in the same manner and to the same extent as employe contributions made prior to August 1, 1982.

Section 639. KRS 65.155 is amended to read as follows:

(1) Each local government or local government agency which has a pension plan which is qualified under Section 401(a) of the Internal Revenue Code shall, solely for the purpose of compliance with Section 414(h) of the United States Internal Revenue Code, pick up the employe contributions made to the respective retirement system pursuant to KRS 79.080, 90.400, 90.410, 95.290, 95.580, 95.627, 95.768, 95.769, 95.867 or 96.180 for all compensation earned after August 1, 1982, or after qualification pursuant to Section 401(a) of the Internal Revenue Code, whichever is later, and all contributions so picked up shall be treated as employer contributions in determining tax treatment under the United States Internal Revenue Code and KRS 141.010***(10)*** [~~(9)~~]. However, each local government or local government agency shall continue to withhold federal and state income taxes based upon these contributions and hold them in a separate account until the Internal Revenue Service or the federal courts rule that, pursuant to Section 414(h) of the United States Internal Revenue Code, these contributions shall not be included as gross income of the employe until such time as the contributions are distributed or made available to the employe. The picked up employe contribution shall satisfy all obligations to the retirement fund satisfied prior to August 1, 1982, or later date, as the case may be, by the employe contribution, and the picked up employe contribution shall be in lieu of an employe contribution. The local governments or local government agencies shall pay these picked up employe contributions from the same source of funds which is used to pay earnings to the employe. The employe shall have no option to receive the contributed amounts directly instead of having them paid by the local government or local government agency to the fund. Employe contributions picked up after August 1, 1982 shall be treated for all purposes of KRS 79.080, 90.400, 90.410, 95.290, 95.580, 95.627, 95.768, 95.769, 95.867 or 96.180 in the same manner and to the same extent as employe contributions made prior to August 1, 1982, or later date of pick up, as the case may be.

(2) The pick up of employe contributions by the employer shall not be construed to reduce the final salary or the average salary upon which the employe retirement benefit may be based in any of the retirement systems covered by this section.

Section 640. KRS 67A.320 is amended to read as follows:

(1) Any urban-county government in which there existed a municipality which had in effect an employes' pension fund prior to its merger into the urban-county form of government shall provide by comprehensive plan or ordinance for the maintenance of the said pension fund for those employes covered by the said pension fund, and shall in each case provide for the payment to the pension fund in each month of the sum necessary to maintain such fund in accordance with the actuarial principles established by the actuarial studies described hereafter, and may assess monthly such amount or percent of the salary of the employes as may be equitably determined on a fair actuarial basis, and in any case not in excess of eight percent (8%) of the monthly salary of each employe unless a higher rate was charged prior to the merger of governments, in which case the higher rate may be charged, the assessment to be deducted from the employes' salaries or picked up pursuant to subsection (2) of this section and paid in cash into the pension fund. Within six (6) months after the effective date of the urban-county form of government, or within six (6) months after June 21, 1974, whichever shall be later, the trustees of the board shall, at the expense of the pension fund, provide for the performance of an actuarial study, which study shall be completed within six (6) months thereafter, and which study shall describe the amounts necessary to be contributed by the urban-county government or other sources to fund on an actuarially sound basis the benefits promised or described in the said fund, including any payments required to bring said fund to an actuarially sound position in the event that it was not so at the time of the performance of the study, in which latter event the legislative body shall also determine a reasonable period over which such additional funding shall be made, which period shall not exceed thirty (30) years. A similar study shall be arranged by the board at the cost of the urban-county government at least once in every three-year period thereafter. In the event that fund created by this section is extended to cover employes not described in the first sentence hereof, the actuarial study shall determine the required payments so as to keep the expanded fund on an actuarially sound basis, and the urban-county government shall maintain such fund as set out herein, and shall assess against the additional covered employes the same monthly contribution as is required for other government employes.

(2) The urban-county government shall, solely for the purpose of compliance with Section 414(h) of the United States Internal Revenue Code, pick up the employe contributions required by this section for all compensation earned after August 1, 1982, and the contributions so picked up shall be treated as employer contributions in determining tax treatment under the United States Internal Revenue Code and KRS 141.010***(10)***

[~~(9)~~]. However, the urban-county government shall continue to withhold federal and state income taxes based upon these contributions and hold them in a separate account until the Internal Revenue Service or the federal courts rule that, pursuant to Section 414(h) of the United States Internal Revenue Code, these contributions shall not be included as gross income of the employe until such time as the contributions are distributed or made available to the employe. The picked up employe contribution shall satisfy all obligations to the retirement fund satisfied prior to August 1, 1982 by the employe contribution, and the picked up employe contribution shall be in lieu of an employe contribution. The urban-county government shall pay these picked up employe contributions from the same source of funds which is used to pay earnings to the employe. The employe shall have no option to receive the contributed amounts directly instead of having them paid by the urban-county government to the fund. Employe contributions picked up after August 1, 1982 shall be treated for all purposes of this section in the same manner and to the same extent as employe contributions made prior to August 1, 1982.

(3) The pick up of employe contributions by the employer shall not be construed to reduce the final salary or the average salary upon which the employe retirement benefit is based.

(4) There is hereby created a board for the existing employes pension fund and trustees of that board. Trustees from the pension fund board shall consist of the mayor, four (4) members of the legislative body of the urban-county government selected by the legislative body, the secretary of the department of finance, the director of the division of personnel, and three (3) civil service employes to be elected to the board by those employes covered by the employes' pension fund. In the event that there is no position in the urban-county government denominated secretary of the department of finance and/or director of the division of personnel, the appointed office of the urban-county government exercising the functions most closely resembling such office shall serve as trustee.

(5) Temporary employes appointed without examination shall not be compelled to contribute to any pension fund and shall not be eligible to benefits.

(6) In no year shall the contribution by the urban-county government to the pension fund, in the manner provided in this section, be less than the total amount assessed upon and deducted from the salary of the employes.

(7) The trustees of the pension fund shall, at least once every three (3) months, report in writing to the mayor the receipts, expenditures and financial status of the pension fund, stating the places of deposit of funds, or the character of investments made, and the mayor shall cause copies of the report to be posted in at least three (3) places where urban-county employes frequent and report.

Section 641. KRS 67A.510 is amended to read as follows:

(1) Each active member shall contribute a sum equal to not less than eight percent (8%) nor more than ten percent (10%) of current salary, to be determined by the legislative body of the urban-county government. The director of finance of the government is hereby authorized to deduct such amount from the salary of each active member in semimonthly installments. This contribution shall be made as a deduction from salary, notwithstanding that the salary paid in cash to such member may be reduced thereby below the established statutory rate. Every member of the fund shall be deemed to consent and agree to the deduction from salary as herein provided, and shall receipt for his full salary, and payment to such member of salary less such deduction shall constitute a full and complete discharge and acquittance of all claims and demand whatsoever for the services rendered by such member during the period covered by such payment, except as to the benefits herein provided. After August 1, 1982 employe contributions shall be picked up by the urban-county government pursuant to subsection (2) of this section.

(2) The urban-county government shall, solely for the purpose of compliance with Section 414(h) of the United States Internal Revenue Code, pick up the employe contributions required by this section for all compensation earned after August 1, 1982, and the contributions so picked up shall be treated as employer contributions in determining tax treatment under the United States Internal Revenue Code and KRS 141.010***(10)*** [~~(9)~~]. However, the urban-county government shall continue to withhold federal and state income taxes based upon these contributions and hold them in a separate account until the Internal Revenue Service or the federal courts rule that, pursuant to Section 414(h) of the United States Internal Revenue Code, these contributions shall not be included as gross income of the employe until such time as the contributions are distributed or made available to the employe. The picked up employe contribution shall satisfy all obligations to the retirement fund satisfied prior to August 1, 1982 by the employe contribution, and the picked up employe contribution shall be in lieu of an employe contribution. The urban-county government shall pay these picked up employe contributions from the same source of funds which is used to pay earnings to the employe. The employe shall have no option to receive the contributed amounts directly instead of having them paid by the urban-county government to the fund. Employe contributions picked up after August 1, 1982 shall be treated for all purposes of KRS 67A.360 to 67A.690 in the same manner and to the same extent as employe contributions made prior to August 1, 1982.

Section 642. KRS 78.610 is amended to read as follows:

(1) Each employe shall, commencing on August 1, 1986, contribute for each pay period, for which he receives compensation four and twenty-five hundredths percent (4.25%) of his creditable compensation. Any other provisions of KRS 78.510 to 78.852 notwithstanding, any reemployed retiree, as described in KRS 61.637, shall contribute four and twenty-five hundredths percent (4.25%) of his creditable compensation, or the amount required by KRS 61.592(3) if applicable, if he anticipates that he will receive more than the maximum permissible earnings, as provided by the federal Social Security Act, in compensation as a result of reemployment during the calendar year.

(2) The treasurer, attorney, clerk, jailer and sheriff of a participating county shall cause to be deducted from the "creditable compensation" of each employe for each and every payroll period subsequent to the date the county participated in the system, including the assumed creditable compensation of fire fighters employed by a district created pursuant to KRS 75.010, the contribution payable by such member as provided in KRS 78.510 to 78.852. The attorney, clerk, jailer and sheriff shall promptly pay such deducted employe contributions to the treasurer for forwarding to the board in accordance with KRS 78.625.

(3) The deductions provided for herein shall be made notwithstanding that the minimum compensation provided by law for any employe shall be reduced thereby. Every employe shall be deemed to consent and agree to the deductions made as provided herein; and payment of salary or compensation less such deductions shall be a full and complete discharge of all claims for services rendered by such person during the period covered by such payment, except as to any benefits provided by KRS 78.510 to 78.852.

(4) Each employer shall, solely for the purpose of compliance with section 414(h) of the United States Internal Revenue Code, pick up the employe contributions required by this section for all compensation earned after August 1, 1982, and the contributions so picked up shall be treated as employer contributions in determining tax treatment under the United States Internal Revenue Code and KRS 141.010***(10)*** [~~(9)~~]. These contributions shall not be included as gross income of the employe until such time as the contributions are distributed or made available to the employe. The picked up employe contribution shall satisfy all obligations to the retirement system satisfied prior to August 1, 1982 by the employe contribution, and the picked up employe contribution shall be in lieu of an employe contribution. Each employer shall pay these picked up employe contributions from the same source of funds which is used to pay earnings to the employe. The employe shall have no option to receive the contributed amounts directly instead of having them paid by the employer to the system. Employe contributions picked up after August 1, 1982 shall be treated for all purposes of KRS 78.510 to 78.852 in the same manner and to the same extent as employe contributions made prior to August 1, 1982. Employe contributions of volunteer fire fighters based upon an assumed salary pursuant to KRS 78.510(13) shall not be picked up by the employer.

Section 643. KRS 161.540 is amended to read as follows:

(1) Effective July 1, 1988, each member shall contribute to the retirement system nine and eight hundred fifty-five thousandths percent (9.855%) of annual compensation, except that university faculty members shall contribute eight and three hundred seventy-five thousandths percent (8.375%) of annual compensation. The contribution of members shall not exceed these applicable percentages on annual compensation. When a member retires, if it is determined that he has made contributions on a salary in excess of the amount to be included for the purpose of calculating his final average salary, any excess contribution shall be refunded to him in a lump sum at the time of the payment of his first retirement allowance. In the event a member is awarded a court-ordered back salary payment the employer shall deduct and remit the member contribution on the salary payment, plus interest to be paid by the employer, to the retirement system unless otherwise specified by the court order.

(2) Each public board, institution or agency, as listed in KRS 161.220(4)(a) through (f) shall, solely for the purpose of compliance with Section 414(h) of the United States Internal Revenue Code, pick up the employe contributions required by this section for all compensation earned after August 1, 1982, and the contributions so picked up shall be treated as employer contributions in determining tax treatment under the United States Internal Revenue Code and KRS 141.010***(10)*** [~~(9)~~]. However, each public board, institution or agency shall continue to withhold federal and state income taxes based upon these contributions and hold them in a separate account until the Internal Revenue Service or the federal courts rule that, pursuant to Section 414(h) of the United States Internal Revenue Code, these contributions shall not be included as gross income of the employe until such time as the contributions are distributed or made available to the employe. The picked up employe contribution shall satisfy all obligations to the retirement system satisfied prior to August 1, 1982, by the employe contribution, and the picked up employe contribution shall be in lieu of an employe contribution. Each employer shall pay these picked up employe contributions from the same source of funds which is used to pay earnings to the employe. The employe shall have no option to receive the contributed amounts directly instead of having them paid by the employer to the system. Employe contributions picked up after August 1, 1982, shall be treated for all purposes of KRS 161.220 to 161.714 in the same manner and to the same extent as employe contributions made prior to August 1, 1982.

Section 644. Except as otherwise provided, the provisions of Part VIID of this Act shall apply to taxable years beginning after December 31, 1989.

By renumbering subsequent sections to conform;

On page 907, line 16, by deleting "Sections 613 to 645" and inserting in lieu thereof "Sections 613 to 644".

Recess

Representative Stumbo moved that the House recess for a meeting of the Committee on Rules. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Motions, Petitions and Communications (Continued)

Representative moved that the rules be suspended for a report of the Committee on Rules. Agreed.

The Committee on Rules reported **HB 940** has been posted for passage in Orders of the Day, March 20, 1990.

Announcements

The Clerk announced the filing of the following Floor Amendments:

Floor Amendment No. 1 to **HB 940**, by Representative Farrow:

Amend printed copy of **HB 940** on page 524, line 3, after the word "and" insert the following: "***twelve and one-half cents (12 1/2)***" and bracket and strike through the following: "twenty-five cents (25)".

Floor Amendment No. 2 to **HB 940**, by Representative Farrow:

Amend printed copy of **HB 940** on page 904, after line 13 and before line 14, add the following:

"SECTION 645. A NEW SECTION OF KRS CHAPTER 140 IS CREATED TO READ AS FOLLOWS:

(1) Notwithstanding provisions of KRS 140.070 and 140.080, taxation of Class A beneficiaries shall apply as follows:

(a) Taxable year beginning after December 31, 1989: one-fourth (1/4) of total inheritable interest shall be exempt;

(b) Taxable year beginning after December 31, 1990: one-half (1/2) of total inheritable interest shall be exempt;

(c) Taxable year beginning after December 31, 1991: three-fourth (3/4) of total inheritable interest shall be exempt; and,

(d) Taxable year beginning after December 31, 1992: total inheritable interest shall be exempt.

(2) For the proportion of inheritable interest not specifically exempt under the provisions of this section, the provisions of KRS 140.070 and KRS 140.080 shall apply."

And by renumbering subsequent sections to conform accordingly.

Floor Amendment No. 3 to **HB 940**, by Representative Farrow:

Amend printed copy of **HB 940** on page 904, after line 13 and before line 14, add the following:

"Section 645. KRS 140.070 is amended to read as follows:

The tax upon transfers of property as defined in the preceding sections of this chapter shall be at the following rates ***or exceptions***:

(1) Class A. In case the transfer is to or for the benefit of a parent, surviving spouse, child by blood, stepchild, child adopted during infancy or a grandchild who is the issue of a child by blood, of a stepchild or of a child adopted during infancy, the tax[~~, subject to the provisions of KRS 140.080,~~] shall ***not apply***. [~~be:~~

~~On its value not exceeding $20,000~~ . . . . ~~2%~~

~~On its value exceeding $20,000, but not exceeding $30,000~~ . . . . ~~3%~~

~~On its value exceeding $30,000, but not exceeding $45,000~~	~~4%~~
~~On its value exceeding $45,000, but not exceeding $60,000~~	~~5%~~
~~On its value exceeding $60,000, but not exceeding $100,000~~	~~6%~~
~~On its value exceeding $100,000, but not exceeding $200,000~~	~~7%~~
~~On its value exceeding $200,000, but not exceeding $500,000~~	~~8%~~
~~On its value exceeding $500,000~~	~~10%~~]

(2) Class B. In case the transfer is to or for the benefit of a brother, sister, brother or sister of the half-blood, nephew, niece, or a nephew or niece of the half-blood, daughter-in-law, son-in-law, aunt or uncle, the tax, subject to the provisions of KRS 140.080, shall be:

On its value not exceeding $10,000	4%
On its value exceeding $10,000, but not exceeding $20,000	5%
On its value exceeding $20,000, but not exceeding $30,000	6%
On its value exceeding $30,000, but not exceeding $45,000	8%
On its value exceeding $45,000, but not exceeding $60,000	10%
On its value exceeding $60,000, but not exceeding $100,000	12%
On its value exceeding $100,000, but not exceeding $200,000	14%
On its value exceeding $200,000	16%

(3) Class C. In case the transfer is to or for the benefit of any educational, religious or other institutions, societies or associations, or to any cities, towns or public institutions not exempted by KRS 140.060, or to any person not included in either Class A or Class B, the tax, subject to the provisions of KRS 140.080 shall be:

On its value not exceeding $10,000	6%
On its value exceeding $10,000, but not exceeding $20,000	8%
On its value exceeding $20,000, but not exceeding $30,000	10%
On its value exceeding $30,000, but not exceeding $45,000	12%
On its value exceeding $45,000, but not exceeding $60,000	14%
On its value exceeding $60,000	16%

Section 646. KRS 140.080 is amended to read as follows:

(1) The following exemptions chargeable against the lowest bracket or brackets of inheritable interests shall be free from any tax under the preceding provisions of this chapter:

(a) ***All persons of Class A, under KRS 140.070,*** [~~Surviving spouse~~], total inheritable interest. Effective as to decedents dying after August 1, 1985, notwithstanding anything in this chapter to the contrary, if the decedent's personal representative (or trustee or transferee, absent a personal representative) shall so elect, the spouse's inheritable interest shall include the entire value of any trust or life estate which is in a form that qualifies for the federal estate tax marital deductions under section 2056(b)(5) or 2056(b)(7) of the Internal Revenue Code of 1954, as amended through December 31, 1984, regardless of whether or not the federal estate tax marital deduction is elected by the decedent's personal representative. To be valid, the election referred to in the sentence immediately preceding must be made in the form prescribed by the revenue cabinet and must be filed on or before the due date of the tax return (plus extensions) or with the first tax return filed, whichever last occurs;

(b) [~~1. Infant child by blood or adoption, $20,000;~~

~~2. Child by blood who has been declared mentally disabled by a court of competent jurisdiction, $20,000; or a~~

~~3. Child adopted during infancy who has been declared mentally disabled by a court of competent jurisdiction, $20,000;~~

~~(c) 1. Parent, $5,000;~~

~~2. Child by blood, $5,000;~~

~~3. Stepchild, $5,000;~~

~~4. Child adopted during infancy, $5,000; or a~~

~~5. Grandchild who is the issue of a child by blood, or of a stepchild or of a child adopted during infancy, $5,000;~~

~~(d)~~] All persons of Class B, under KRS 140.070, $1,000; and

(c) [~~(e)~~] All persons of Class C, under KRS 140.070, $500.

(2) If the decedent was not a resident of this state, the exemption shall be the same proportion of the allowable exemption in the case of residents that the property taxable by this state bears to the whole property transferred by the decedent.";

and by renumbering subsequent sections accordingly.

Floor Amendment No. 4 to **HB 940**, by Representative Maggard:

Amend printed copy of **HB 940** on page 847, lines 16-26 delete in their entirety;

On page 462, after line 21 and before line 22 add the following:

"Section 282. KRS 158.600 is amended to read as follows:

It is the intention of the General Assembly in enacting KRS 158.605 to 158.620 [~~and 157.360~~] to provide programs of instruction for gifted and talented students in the division of program development, office of instruction of the Department of Education. ***Upon the effective date of this Act, every school district shall provide a gifted and talented program for eligible students.***

Section 283. KRS 158.605 is amended to read as follows:

As used in KRS 158.600 to 158.620 [~~and 157.360~~] unless the context otherwise requires, "gifted and talented children" means children who possess demonstrated abilities or measured potential that provides evidence of high performance capability in any of the following areas singly or in combination:

(1) Intellectual ability;

(2) Specific academic aptitude;

(3) Creative or productive thinking;

(4) Leadership ability; and

(5) Visual and performing arts.

Gifted and talented children are children who need special educational services in order to realize their potential.

Section 284. KRS 158.607 is amended to read as follows:

An advisory council for gifted and talented education is created and attached to the State Board for Elementary and Secondary Education to develop and to recommend to the ***chief state school officer*** [~~superintendent of public instruction~~] and the State Board for Elementary and Secondary Education a program of instruction and methods of operation for gifted and talented programs in the Commonwealth.

(1) The advisory council shall be composed of eleven (11) voting members appointed by the Governor and two (2) nonvoting, ex officio members and it is recommended that:

(a) Two (2) members should be superintendents of local school districts;

(b) Two (2) members should be teachers within local school districts, one (1) who is a gifted and talented teacher in an elementary or secondary school, and one (1) who is a teacher in a regular classroom program;

(c) Four (4) members should be professors of education; one (1) a professor of gifted and talented education, one (1) a professor with expertise in tests and measurements, one (1) a professor of curriculum and program development and one (1) a professor in program evaluation from Kentucky public universities;

(d) One (1) member should be a parent advocate of gifted and talented education;

(e) One (1) member should be a parent-at-large;

(f) One (1) member should be a gifted and talented program coordinator from a Kentucky school district; and

(g) The chairman of the Kentucky State Board for Elementary and Secondary Education and the ***chief state school officer*** [~~superintendent of public instruction~~] shall be ex officio, nonvoting members.

(2) The powers and duties of this advisory council shall exist for a period of two (2) years beginning July 15, 1988. Continuation beyond this two (2) year period shall be contingent upon re-creation by the General Assembly. The program review and investigations committee shall review the activities and accomplishments of this advisory council and the gifted and talented program prior to the next regular session of the General Assembly. This committee shall make recommendations to the General Assembly regarding the need for continuance of the council, changes in purpose and functions, changes in composition, and changes in appropriations.

(3) Individual appointments to the council shall be made for a two (2) year period. Members may be reappointed to the council for successive terms if the council is re-created by the General Assembly. Vacancies shall be filled by the Governor as they occur in a manner consistent with the provisions for initial appointment.

(4) At the first meeting of the council, a chairman shall be elected by and from the membership. An executive secretary appointed by the ***chief state school officer*** [~~superintendent of public instruction~~] shall keep records of proceedings and shall prepare approved recommendations for transmission to the ***chief state school officer***[~~superintendent~~], the State Board for Elementary and Secondary Education and other appropriate agencies.

(5) The council shall meet at least quarterly during each year and may meet more often at the call of the chairman.

(6) Personnel of the Department of Education assigned to the gifted and talented program shall serve as staff to the council. The ***chief state school officer*** [~~superintendent of public instruction~~] may contract for additional consultation and technical expertise outside the Department of Education as needed.

(7) All operating expenditures of the council shall be approved by the State Board for Elementary and Secondary Education and paid through funds budgeted to the gifted and talented education program. Members shall be reimbursed for actual expenses for attendance at council meetings and for other actual expenses incurred in carrying out their official duties.

(8) The advisory council for gifted and talented education shall support the provisions of KRS 158.600 to 158.620. The powers and duties of the advisory council shall be to:

(a) Define the goals and objectives for the instruction of gifted and talented students in the Commonwealth;

(b) Define the student populations who would benefit by the instruction of a gifted and talented program;

(c) Set priorities for student populations who are most in need of instruction, if funding does not permit total service;

(d) Define, and monitor the implementation of, the identification criteria and methods which will best delineate students who are to participate in the program from the rest of the elementary and secondary student population;

(e) Determine through a research program the program components most effective in attaining the goals and objectives stated by the council and the programs which are most cost-efficient for Kentucky schools;

(f) Determine the cost of the various gifted and talented instructional services and the best fund allocation method to be used in funding the program;

(g) Design, and monitor the implementation of, a statewide plan which integrates the advisory council's recommendations into local school district's programs;

(h) Monitor the implementation of an ongoing evaluation system. This system shall be developed by the Department of Education and approved by the council to ensure implementation of successful program components; and

(i) Recommend to the State Board for Elementary and Secondary Education and the ***chief state school officer*** [~~superintendent of public instruction~~] program grant allotments for approval, including the maximum amount of grants and the amount of each grant based on program approach, number and type of students in the proposed program, grades served and prior years' evaluation results.

(9) The advisory council shall report its activities to the State Board for Elementary and Secondary Education by way of its meeting minutes and shall adopt a work plan within the first six (6) weeks of its operations; report quarterly to the State Board, the Governor and the Legislative Research Commission concerning its scheduled progress; submit an annual written report to the State Board for Elementary and Secondary Education, the Governor and the Legislative Research Commission; and submit a final written report to the General Assembly at the end of each biennium which shall include, but not be limited to, all areas of discovery and monitoring as outlined in subsection (8) of this section.

Section 285. KRS 158.610 is amended to read as follows:

The State Board of Education, upon recommendation of the advisory council for gifted and talented education to the ***chief state school officer*** [~~superintendent of public instruction~~] and the State Board of Education, shall adopt administrative regulations relating to requirements to be met by local school districts to implement gifted and talented classroom unit programs according to the provisions of KRS 158.600 to 158.620 [~~and 157.360~~] for their proper administration, including but not limited to, eligibility and admission of pupils, curriculum, class size limitations, teacher qualifications and program evaluation.

Section 286. KRS 158.618 is amended to read as follows:

(1) The Department of Education shall develop and implement an evaluation procedure to monitor the activities of gifted and talented programs, based on recommendations from the advisory council for gifted and talented education. This evaluation procedure shall be composed of two components:

(a) A program evaluation component to determine the needs of students and the impact of the program on these needs, to determine the immediate and long-term effects of the program on student performance, including, but not limited to, academic performance, cognitive abilities, retention rates, personal and social development, and career accomplishments, and to determine effective and cost-efficient program approaches and curriculum, and to determine effective and efficient student identification methods; and

(b) A monitoring and oversight component to provide information on the operation of local programs, information on their compliance with program guidelines and requirements, and feedback for ongoing improvement of local programs and the statewide program.

(2) Local school districts which receive funds from the state for a gifted and talented elementary or secondary school program shall develop evaluation procedures according to guidelines issued by the Department of Education. ***These*** [~~Such~~] procedures shall be formalized and approved by the department and shall include:

(a) Subjective and objective indicators of effects related to the identified needs of the students;

(b) Formal evaluations by teachers, students, parents, and administrators;

(c) Estimates of their cost-effectiveness; and

(d) A formal report to the state Department of Education.

Section 287. KRS 158.620 is amended to read as follows:

(1) No later than ninety (90) days after the end of each fiscal year, the local school district shall submit an evaluation report of gifted and talented programs to the State Board for Elementary and Secondary Education.

(2) The state Department of Education, with approval of the State Board for Elementary and Secondary Education, shall supply the following information for the Legislative Research Commission and the Governor each year:

(a) A definition for the talented and gifted child appropriate for Kentucky;

(b) A report on program progress and implementation;

(c) Information which evaluates effectiveness of the program; and

(d) A ten (10) year plan for implementing a statewide program for talented and gifted children which shall be reviewed and updated ***annually*** [~~each year~~]."

and renumber remaining sections accordingly.

Floor Amendment No. 5 to **HB 940**, by Representative Cline:

Amend printed copy of **HB 940** on page 169, lines 18-21, delete all new material;

on page 183, line 23, after the letter "*(e)*" delete the remainder of the page;

on page 184, delete lines 1 through 6 in their entirety, and insert the following in lieu thereof:

"***After July 1, 1991, no relative of a superintendent or board member shall be employed by a district until the district superintendent has notified in writing the chief state school officer of the district's intent and has obtained the approval of the chief state school officer. The chief state school officer shall review the district's hiring process and if the relative is an equally qualified applicant, the relative may be employed. If the chief state school officer objects to the hiring, he shall inform the district in writing within thirty (30) days stating the reason the employment is prohibited.***";

on page 184, lines 7 and 8, delete the paragraph in its entirety and renumber the subsequent paragraph to conform.

Floor Amendment No. 6 to **HB 940**, by Representative Jensen:

Amend printed copy of **HB 940** on page 907, after line 18, add the following:

"Section 651. There is created a Task Force on Fairness and Equity. The task force shall study the fairness and equity of the Kentucky tax structure during the 1990-92 interim and shall report its findings and recommendations to the Legislative Research Commission by October 31, 1991. The task force shall be composed of fourteen (14) members appointed by the Legislative Research Commission and shall include seven (7) members of the Senate and seven (7) members of the House of Representatives with five (5) of each of the seven (7) to represent the majority party and two (2) of the seven (7) to represent the minority party and, further, that each Congressional District shall be represented on the task force. Staff services to be utilized in completing this study and the cost thereof shall be provided from the regular Commission budget and are subject to the limitations and other research responsibilities of the Commission."

Floor Amendment No. 7 to **HB 940**, by Representative Noe:

Amend printed copy of **HB 940** on page 2, line 24, after "individual" insert the following:

"***including an awareness of skills to enhance self esteem and personal safety as well as reduce the risk of unwanted pregnancy, abuse and exploitation***".

Floor Amendment No. 8 to **HB 940**, by Representative Nett:

Amend printed copy of **HB 940** on page 904, after line 13 but before line 14 by inserting the following:

"Section 645. A NEW SECTION OF KRS CHAPTER 141 IS CREATED TO READ AS FOLLOWS:

(1) For purposes of this section:

(a) "Qualifying education expense" shall mean the amounts paid in the tax year for tuition and textbooks for a dependent attending an elementary or secondary school located in Kentucky in fulfillment of the Commonwealth's compulsory attendance laws provided that the school complies with the Civil Rights Act of 1964, and the amounts paid in a tax year by an individual for tuition and textbooks in pursuit of a general education diploma.

(b) "Textbooks" shall include only those books and other instructional materials, supplies, and equipment used in elementary and secondary schools in the teaching of subjects legally and commonly taught in public elementary and secondary schools in this state. "Textbooks" shall not include books and other instructional materials, supplies, and equipment used in religious worship or the teaching of religious tenets or doctrines.

(2) For tax years beginning on or after January 1,1990, there shall be allowed as a non-refundable credit against the tax imposed under KRS 141.020 an amount equal to fifteen percent (15%) of the qualifying education expense pursuant to subsections (1) and (2) of this section. The maximum credit in any tax year which may be claimed by any taxpayer for each dependent and each individual pursuing a general education diploma shall not exceed fifteen percent (15%) of the annual average state support for public school children as computed by the Department of Education and certified to the Revenue Cabinet.

(3) In the case of a husband and wife who file separate returns, the credit may be taken by either or divided equally, but the combined credit shall not exceed the maximum credit allowed under subsection (2) of this section."

and renumbering subsequent sections to conform.

Floor Amendment No. 9 to **HB 940**, by Representative Ward:

Amend printed copy of **HB 940** on page 76, after line 16 and before line 17, by inserting the following:

"SECTION 34. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO READ AS FOLLOWS:

In those schools choosing to include the teaching of parenting and family life skills education in their curriculum, the parents or guardians of the schools' students shall be able to review, at least one (1) month prior to instruction in human sexuality education, all instructional materials to be used in the course, including materials such as films, audio-visuals and all recommended readings. The parent or guardian of any student in the primary school program and grades four (4) to six (6) at those schools shall submit a signed statement to the principal giving specific permission for the child to participate in parenting and family life skills instruction. For students in grades seven (7) to twelve (12), the parent or guardian of the student shall submit a signed statement to the principal requesting that the student be exempt from the instruction if the parent or guardian wishes to have the student exempted. If the request is submitted, alternate instruction shall be provided for the student."

and by renumbering the following sections to conform.

Floor Amendment No. 10 to **HB 940**, by Representative Lefevers:

Amend printed copy of **HB 940** on page 36, line 20, after the period, add the following:

"***The local board shall provide for a salary increase of at least ten percent (10%) for all teachers in the school district during both years of the 1990-92 biennium. School districts not receiving a ten percent (10%) increase in Support Education Excellence in Kentucky Program funds in any year of the biennium shall receive an additional state appropriation in an amount sufficient to provide teachers of the district a ten percent (10%) increase in salary, so long as the additional state appropriation does not increase the district's total annual state appropriation for the Support Education Excellence in Kentucky Program by more than ten percent (10%).***"

Floor Amendment No. 11 to **HB 940**, by Representative Blevins:

Amend printed copy of **HB 940** on page 1, between lines 16 and 17 by inserting the following:

"***(5) An awareness of skills to enhance self-esteem, family responsibilities, and personal safety, as well as to reduce the risk of unwanted pregnancy, abuse, or exploitation;***"

and by renumbering the following subsections to conform.

Floor Amendment No. 12 to **HB 940**, by Representative Noe:

Amend printed copy of **HB 940** on page 147, line 19 delete "***or***";

On page 147, lines 20 and 21 delete all underlined language;

On page 147, line 21 delete the brackets and strikethroughs from "or";

On page 195, line 13 delete "***or***";

On page 195, lines 14 and 15 delete all underlined language;

On page 195, line 15 remove the closing bracket; and

On page 195, lines 16 and 17 strikethrough the following:

"lawful rules and regulations established by the local board of education for the operation of schools," and add a closing bracket after "schools,".

Floor Amendment No. 13 to **HB 940**, by Representative Noe:

Amend printed copy of **HB 940** on page 68, lines 20 through 26 delete all underlined language in its entirety; and

On page 69, lines 1 and 2 delete all underlined language in its entirety.

Floor Amendment No. 14 to **HB 940**, by Representative Callahan:

Amend printed copy of **HB 940** on page 178, between lines 4 and 5 by inserting the following:

"***(3) Local boards of education electing to enter into agreements pursuant to the Interlocal Cooperation Act, KRS 65.210 to 65.300, with other local boards of education to establish consortia to provide services in accordance with this Act may transfer real or personal property to the consortia without receiving fair market value compensation. The joint or cooperative action may employ employees transferred from employment of a local board of education, and the employees shall retain their eligibility for the Kentucky Teachers' Retirement System. The chief state school officer, under administrative regulations of the State Board for Elementary and Secondary Education, may allot classroom units to an interlocal cooperative board created by two (2) or more local school districts pursuant to KRS 65.210 to 65.300 to provide educational services for the mutual advantage of the students in the representative districts. All statutes and administrative regulations that apply to the use of classroom units in local school districts shall also apply to cooperative boards.***"; and

On page 226, line 8, by deleting "[employed in such a center]" and in lieu thereof inserting "***who are actually employees of the joint or cooperative action***".

Floor Amendment No. 15 to **HB 940**, by Representative Little:

Amend printed copy of **HB 940** on page 183, line 4, delete "***thirty (30)***" and insert "***ten (10)***" in lieu thereof; and

on page 183, line 11, delete "***thirty (30)***" and insert "***ten (10)***" in lieu thereof.

Floor Amendment No. 16 to **HB 940**, by Representative Little:

Amend printed copy of **HB 940** on page 849, lines 18 and 19, by deleting them in their entirety;

on page 188, lines 13 through 26, by removing all brackets and strikethroughs;

on page 189, lines 1 through 13, by removing all brackets and strikethroughs;

on page 462, after line 21 and before line 22, by inserting the following:

"Section 282. KRS 161.765 is amended to read as follows:

(1) A ***superintendent*** [~~local board of education~~] may demote an administrator who has not completed three years of administrative service, not including leave granted under KRS 161.770, by [~~approving the superintendent's recommendation for demotion and by~~] complying with the requirements of KRS 161.760.

(2) An administrator who has completed three years of administrative service, not including leave granted under KRS 161.770, cannot be demoted unless [~~and until~~] the following procedures have been complied with:

(a) [~~If~~] The superintendent ***shall give written notice of the demotion*** [~~recommends~~] to the board of education ***and*** [~~that an administrator be demoted, the board shall note the recommendation and take no action. Within five (5) days of receipt of the recommendation, the board shall give written notice of the recommendation~~] to the administrator. If the administrator wishes to contest the [~~recommended~~] demotion, he shall, within ten (10) days of receipt of the [~~board's~~] notice, file a written statement of ***his*** [~~such~~] intent to contest with the superintendent. If the administrator does not make timely filing of his statement of intent to contest, the [~~board may take action on the superintendent's recommendation and such~~] action shall be final.

(b) Upon receipt of the notice of intent to contest the demotion, a written statement of grounds for demotion, signed by the superintendent [~~and board chairman~~], shall be served on the administrator. ***The*** [~~Said~~] statement shall contain:

1. A specific and complete statement of grounds upon which the proposed demotion is based, including, where appropriate, dates, times, names, places and circumstances;

2. The date, time and place for a hearing, ***the*** [~~said~~] date to be not less than twenty (20) nor more than thirty (30) days from the date of service of the statement of grounds for demotion upon the administrator.

(c) Upon receipt of the statement of grounds for demotion the administrator shall, within ten (10) days, file a written answer. Failure to file such answer, within the stated period, will relieve the board of any further obligation to hold a hearing and ***the action shall be final*** [~~it may then act on the superintendent's recommendation for demotion~~]. The board shall issue [~~such~~] subpoenas as are requested.

(d) The hearing on the demotion shall be public or private, at the discretion of the administrator and shall be limited to the matters set forth in the written statement of grounds for demotion. The board shall provide to the administrator a verbatim transcript of the hearing. The board of education shall hear the case, with the board chairman presiding. The board, upon hearing the evidence and argument presented, shall retire to private chambers to arrive at a decision. Counsel or representatives for either party in the hearing shall not be consulted by the board unless the corresponding counsel or representatives for the other party are present and unless a verbatim transcript of such consultation is made for the record.

(e) Within five (5) days from the close of the hearing, the board of education shall advise the parties of its decision and shall take official action in the case.

(f) Appeal from final board action may be taken in the same manner and under the same provisions as an appeal from ***tribunal*** [~~board~~] action under KRS 161.790."

By renumbering all subsequent sections accordingly.

Floor Amendment No. 17 to **HB 940**, by Representative Jensen:

Amend printed copy of **HB 940** on page 56, lines 2 through 6, delete in their entirety; and

on page 56, renumber remaining subsections accordingly.

Floor Amendment No. 18 to **HB 940**, by Representative K. Harper:

Amend printed copy of **HB 940** on page 76, between lines 16 and 17, insert the following:

SECTION 34. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO READ AS FOLLOWS:

"***Sex education'' shall mean any instruction that is given as part of any planned course, curriculum, or other instructional program and that is intended to impart information or promote discussion or understanding in regard to human sexual behavior, sexual feelings and sexual values, human sexually transmitted diseases, regardless of whether this instruction is described as or incorporated into a description of ''sex education,'' ''family life education,'' ''family health education,'' ''health education,'' ''family living,'' ''health,'' ''self esteem,'' or other descriptions.***"

SECTION 35. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO READ AS FOLLOWS:

(1) Except as otherwise provided in this section, any curricular material used or to be used in or as a basis for sex education instruction shall, upon request, be made available to the parents or guardians of a pupil scheduled for this instruction for a take-home period of not less than seven (7) days. If the superintendent makes a written determination, on the basis of the limited number of available materials, that it is impracticable to provide take-home review for any item or items of curricular material, other than a curriculum or curriculum guide or supplement, the school shall not be required to provide for the take-home review of any of this material. The school shall provide for public inspection and, in the case of any noncopyrighted material, photocopying of this material, at cost, by any person at the principal office of the school during all reasonable business hours. In addition, the school shall provide for inspection by any parent or guardian of an affected pupil at least twice a week during reasonable weekend and evening hours designated for this purpose. The school may require that weekend and evening inspection be by appointment only and that the appointment be requested at least twenty-four (24) hours in advance of the designated weekend and evening hours. The school may dispense with inspection during evening and weekend hours if it makes arrangements with a public library, located within the county where the school is situated, for public inspection in the library of a complete set of this curricular material, provided the library has evening and weekend hours at least twice a week.

(2) The school shall give the parents or guardians of pupils written notice by mail of their right to inspect curricular material used or to be used as a basis for sex education instruction, and the notice shall be on a form solely used for the purpose of complying with the requirements of this section. This notice shall be mailed to the parents or guardians of pupils scheduled for sex education instruction not less than thirty (30) days prior to the use of the curricular material. The curricular material shall be available for public inspection beginning from the date of its approval by the board and continuing for the duration of the use of the curricular material.

(3) All curricular material to be used or being used in or as a basis for sex education at a public school shall be available for public inspection on the premises of the school during school hours, by a parent or guardian of a child attending the school.

(4) Upon request of any parent or guardian of an affected pupil, any inspection of curricular material authorized by this section shall be permitted to take place outside the presence of any officer, employee, or agent of the school.

SECTION 36. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO READ AS FOLLOWS:

(1) It shall be unlawful for any school or any officer or employee of the school to permit any public school pupil to attend any class in which sex education instruction is or will be given or to participate in any course of instruction which is designed in substantial part for sex education instruction, if a parent or guardian of the pupil specifies that the pupil is not to attend the class in which sex education instruction is or will be given or, in the case of a course designed in substantial part for sex education instruction, that the pupil is not to participate in the course of instruction. The objection of a parent or guardian to sex education instruction shall be presumed until the consent form required by this section is mailed to the parent or guardian and for a thirty (30) day period thereafter. If a parent or guardian of an affected pupil does not tender an objection within the thirty (30) day period, nothing in this Act shall preclude the school from placing the pupil in the sex education program referred to in the form required by this section until an objection is received in the manner prescribed by this Act. In order to implement the requirements of this section, the school shall utilize a form which shall be used solely for the purpose of complying with the requirements of this section. The school shall mail the form to the parents and guardians whose consent is required not less than thirty (30) days prior to the beginning of sex education instruction.

(2) No pupil shall be adversely affected in terms of credits or graduation or otherwise penalized or discriminated against in any other manner because the parents or guardians of the pupil do not permit the pupil to attend any class in which sex education instruction is or will be given or to participate in any course of sex education which is designed in substantial part for sex education purposes. The pupil shall be provided alternate instruction.

(3) Each school shall be required to implement this section in a manner which minimizes the potential embarrassment to pupils not permitted to attend these classes. In cases where a pupil who is not permitted to attend a sex education class is participating in those portions of a course of instruction which do not involve sex education, the school and the principal of each school shall establish a procedure to assure that the pupil does not report to this class on any day on which sex education is given.

(4) A parent or guardian may withdraw or withhold any consent to sex education instruction at any time, effective immediately, by providing the principal of the school attended by the affected pupil with written notice of this intent.

SECTION 37. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO READ AS FOLLOWS:

(1) The notice required by Section 35 of this Act shall be in substantially the following form:

SEX EDUCATION NOTICE

Your child is scheduled to take a course that will include sex education. You are entitled to inspect the curriculum and other sex education materials that will be used for your child's sex education instruction at the principal office of the school your child is attending. You may inspect ____________________ (insert "some" or "all", depending on the school policy) these materials in your home for up to _____ days. In addition, a complete set of these sex education materials has been made available for public inspection at the following library: ____________________ (only use this sentence if applicable). If you have any questions, please contact ____________________ at the following telephone number:

____

(2) The consent form required by Section 36 of this Act shall be in substantially the following form:

SEX EDUCATION CONSENT

Please check the appropriate box below and send the form to the following address: ____________________ within thirty (30) days or your child may be enrolled in sex education instruction. If you change your mind about your child's participation in sex education instruction, you may remove your child from sex education instruction at any time by providing the principal of the school your child is attending with a written notice of your objection.

I withhold my consent to my child's participation in sex education instruction. _____

I consent to my child's participation in sex education instruction. _____

If you have any further questions about this matter, please feel free to contact ____________________ at the following telephone number: ____________ Please complete this form and return it to the principal of your child's school. You may use the following address for this purpose: ____________________

(3) Nothing shall prohibit the school from including a form provided for in this section in a mailing containing unrelated material, provided the form itself does not contain unrelated material.

(4) A school may use a single mailing to transmit both forms prescribed by this section where it is feasible to do so.

SECTION 38. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO READ AS FOLLOWS:

(1) No school may provide, fund, cooperate in, or authorize the provision of the following services to pupils:

(a) Abortion services;

(b) Abortion counseling services;

(c) Abortion referral services;

(d) Family planning services;

(e) Pregnancy testing;

(f) Pregnancy testing referral services;

(g) Contraceptive counseling services;

(h) Contraceptive referral services; or

(i) Prescribing or dispensing abortifacients or contraceptives.

(2) No school physician, school dentist, school nurse, dental hygienist, medical technician, sanitarian, teacher, or any other administrator or school employee, or any other person acting in concert with or at the direction or control of these persons, may transport or provide for the transportation of any pupil to any clinic, agency, or facility for the purpose of obtaining abortion services, abortion counseling or referral, contraceptive services, contraceptive counseling or referral, pregnancy testing or pregnancy referral, or family planning services. Nothing in this subsection shall apply to the private practice of a physician or licensed health care professional if this private practice is unrelated to any duties performed by a physician or licensed health care professional as an employee or agent of the school."; and

Renumber the following sections to conform.

Floor Amendment No. 19 to **HB 940**, by Representative Scorsone:

Amend printed copy of **HB 940** on page 186, delete lines 7 through 18 in their entirety, and insert in lieu thereof the following:

"***(1) No person or district board of education shall use or threaten to use, directly or indirectly, any official authority or influence, whether possessed or anticipated, to terminate employment, suspend employment, refuse to renew a limited contract, reprimand, adversely evaluate, or otherwise take adverse personnel action against a school district employee because of activity on behalf of or contribution to a political campaign, a political candidate, a ballot issue, a permanent committee as defined in KRS 121.015, or because of political affiliations.***

(2) No employee of a district board of education shall engage in political activity of any kind on public school grounds or in public school buildings or offices during the hours of employment or during times when school activities are being conducted.";

On page 203, line 5 by deleting the brackets and strikethroughs from "161.162 or";

On page 203, line 4, by placing brackets around and striking through "willfully";

On page 203, line 4, after "provisions" by inserting "***of KRS 161.164 shall be guilty of a Class A misdemeanor.***";

On page 203, line 5 by placing "[" before "of" and striking through the entire line;

On page 203, by striking through everything on line 6;

On page 203, line 7 by striking through "months." and placing "]" after ".";

On page 203, line 7, after the word "***candidate***" by adding "***or school board member***"; and

On page 203, line 8, after the word "***shall***" insert the word "***also***".

Floor Amendment No. 20 to **HB 940**, by Representative Sheehan:

Amend printed copy of **HB 940** on page 184, line 4, after the word "***least***" by changing "***twenty (20)***" to "***ten (10)***".

Floor Amendment No. 21 to **HB 940**, by Representative Hancock:

Amend printed copy of **HB 940** on page 85, line 5, by deleting "***1991***" and inserting in lieu thereof "***1995***";

On page 85, line 7, by deleting "***in the positions***" and inserting in lieu thereof "***not rehired in new positions established pursuant to subsection (2) of this section***";

On page 86, line 8, by deleting the word "***not***";

On page 85, line 9, by deleting everything after "***terminations***" and by inserting a "." after "***terminations***";

On page 85, by deleting all of lines 10 through 13;

On page 85, line 26, by deleting "***may***" and in lieu thereof inserting "***shall***";

On page 86, lines 1 and 2, by deleting "***whose employment is terminated at the close of business***";

On page 86, line 2, after "***on***" by inserting "***or before***" by deleting "***1991***" and in lieu thereof inserting "***1992***" by deleting "***under this section***" and in lieu thereof inserting "***who are qualified for the new positions. The commissioner of education shall provide written notice to the commissioner of personnel listing the names of all employees who will not be rehired. The commissioner of personnel shall attempt to relocate the department employees whose employment will be terminated on June 30, 1995, but not rehired by the commissioner, if they are qualified for any vacant position.***"

Floor Amendment No. 22 to **HB 940**, by Representative Jensen:

Amend printed copy of **HB 940** on page 233, line 1, by deleting the bracket and strikethrough on "(12)"; and

On page 233, line 1, by inserting after "(12)" and before "Unless" the following:

"***Each elementary school shall have at least one (1) guidance counselor or student support personnel on staff for its students.*** [".

Floor Amendment No. 23 to **HB 940**, by Representative Moberly:

Amend printed copy of **HB 940** on page 186, delete lines 7 through 18 in their entirety, and insert in lieu thereof the following:

"***(1) No person or district board of education shall use or threaten to use, directly or indirectly, any official authority or influence, whether possessed or anticipated, to terminate employment, suspend employment, refuse to renew a limited contract, reprimand, adversely evaluate, or otherwise take adverse personnel action against a school district employee because of activity on behalf of or contribution to a political campaign, a political candidate, a ballot issue, a permanent committee as defined in KRS 121.015, or because of political affiliations.***

(2) No employee of a district board of education shall engage in political activity of any kind on public school grounds or in public school buildings or offices during the hours of employment or during times when school activities are being conducted.";

On page 203, line 5 by deleting the brackets and strikethroughs from "161.162 or";

On page 203, line 4, by placing brackets around and striking through "willfully";

On page 203, line 4, after "provisions" by inserting "***of KRS 161.164 shall be guilty of a Class A misdemeanor.***";

On page 203, line 5 by placing "[" before "of" and striking through the entire line;

On page 203, by striking through everything on line 6;

On page 203, line 7 by striking through "months." and placing "]" after ".";

On page 203, line 7, after the word "***candidate***" by adding "***or school board member***"; and

On page 203, line 8, after the word "***shall***" insert the word "***also***".

Floor Amendment No. 24 to **HB 940**, by Representative Rapier:

Amend printed copy of **HB 940** on page 124, line 7, after the word "following" by changing "***thirteen (13)***" to "***twenty (20)***";

on page 124, line 12, after "***2.***" by changing "***Two (2)***" to "***Nine (9)***";

on page 124, line 19, after "***designate***" by changing the "***four (4)***" to "***five (5)***";

on page 124, line 20, after "***;***" by changing the "***three (3)***" to "***five (5)***";

on page 124, line 21, after "***;***" by changing the "***three (3)***" to "***five (5)***"; and

on page 124, line 22, by changing the "***three (3)***" to "***five (5)***".

Floor Amendment No. 25 to **HB 940**, by Representative Lear:

Amend printed copy of **HB 940** on page 264, line 11 delete all underlined material;

on page 264, lines 12 to 26, delete lines in their entirety;

on page 265, line 1, delete in its entirety;

on page 265, line 2, delete "***(c)***";

on page 265, line 15, after the period delete "***The rate that may be***";

on page 265, lines 16 to 20, delete lines in their entirety;

on page 265, line 21, delete "***equalized with state funds.***"

on page 252, line 10, delete "***and KRS 157.440***";

on page 253, line 13, delete "***and KRS***";

on page 253, line 14, delete "***157.440***";

on page 256, line 16, delete "***and KRS 157.440***";

on page 258, line 16, delete "***and KRS***"; and

on page 258, line 17, delete "***157.440***".

Floor Amendment No. 26 to **HB 940**, by Representative J. Harper:

Amend printed copy of **HB 940** on page 388, after line 3, by adding the following:

"Section 217. KRS 158.797 is amended to read as follows:

(1) The Department of Education shall administer the provisions of this section pursuant to regulations adopted by the State Board for Elementary and Secondary Education.

(2) As used in this section, "parenting education and family life skills" shall include age appropriate information in the following instructional areas: developing positive self esteem and self concept, determining values, setting goals, decision making, communication skills and conflict resolution, peer pressure, substance abuse prevention, personal safety and prevention of family violence, human growth and development, human sexuality, responsible sexual behavior emphasizing premarital abstinence, sexually transmitted diseases including the human immunodeficiency virus (HIV) and any other virus linked to the acquired immune deficiency syndrome (AIDS), and parenting and family life skills. All instruction on human sexuality, responsible sexual behavior and sexually transmitted diseases shall emphasize, but not be limited to, discussion of self esteem, self-discipline, respect for others, the emotional, educational, health and social advantages of premarital abstinence and the development of skills with which to practice premarital abstinence.

(3) The curriculum for this plan shall be based on a model curriculum developed by the Department of Education and approved by the State Board for Elementary and Secondary Education for use as a guide by local districts.

(4) No later than September 1, 1989, all local school districts shall have ready for implementation a plan approved by the Department of Education for providing parenting and family life skills education in ***the primary*** grades ***through grade*** [~~kindergarten to~~] twelve (12). The plan shall be developed by an advisory committee composed of an equal number of lay persons and professional resource personnel, appointed by the district superintendents. Participants shall include parents and may include teachers, school administrators, guidance counselors, social workers, school nurses, students, representatives of parent-teacher organizations, religious groups, civic groups, health and mental health agencies, criminal justice professionals, and representatives of appropriate governmental agencies.

(5) The district plan shall specify that students receive a minimum of five (5) hours of instruction in each year of the elementary grades, ***primary grades through grade*** [~~kindergarten to~~] five (5); a minimum of twelve (12) hours in each year of the middle grades, six (6) to eight (8); and ninety (90) hours in any of the secondary grades, nine (9) to twelve (12). Instruction shall be provided by certified personnel who have received specialized in-service training by Department of Education approved trainers.

(6) (a) At least one (1) month prior to instruction in human sexuality education in any classroom, all instructional material to be used in the course, including materials such as films, audio-visuals and all recommended readings, shall be made available at the school for reviewing by parents and guardians. The school shall publicize the availability of the materials for viewing by parents and guardians.

(b) The local board of education shall establish a procedure whereby the parent or guardian of any student in ***the primary grades*** [~~kindergarten~~] to sixth grade must submit a signed statement to the principal giving specific permission for the child to participate in any instruction required by this section.

(c) For students in grades seven (7) to twelve (12), the parent or guardian must submit a signed statement to the principal requesting the student be exempt from such instruction if the parent or guardian wishes to have the student exempted. In the event such request is submitted, alternate instruction shall be provided for the student. In addition, instructional materials shall be provided for parents or guardians wishing to instruct their children in areas covered by the provisions of this section.

(7) (a) The district plan for parenting and family life skills shall be reviewed and approved by the local superintendent, the local school board, and the Department of Education.

(b) No condoms or other contraceptive shall be distributed or sold in any school covered by this section, except within a school specifically designed for the education of pregnant or parenting students.

(8) Specialized in-service training shall be conducted by Department of Education approved trainers with expertise in the areas of instruction to be taught. All in-service training shall emphasize the development in teachers of the skills and resources necessary to teach children the skills with which to practice premarital abstinence. Additional resource personnel used for local instruction may be recommended by the local district advisory committee and approved according to local guidelines.

(9) The state Department of Education shall develop a method of measuring the effectiveness of the curriculum in each local school district including the setting of reasonable goals for the reduction of reported sexual activity, sexually transmitted diseases and premarital pregnancy by the 1994-95 school year and shall transmit such method to each local school district. Each local school district may develop additional methods for measuring the effectiveness of the curriculum within the district.";

On page 462, after line 21, by adding the following:

"SECTION 282. KRS 158.405 IS REPEALED AND REENACTED TO READ AS FOLLOWS:

The Department of Education shall administer KRS 158.405 to 158.430, pursuant to regulations adopted by the State Board for Elementary and Secondary Education. In administering KRS 158.405 to 158.430, the Department of Education shall take into consideration the advice of the Secretary for Human Resources or his designated representative, the Kentucky Commission on Alcohol and Drug Problems, or its successor body, and the Interagency Council on Alcohol, Drugs, and Occupational Problems.

(1) Instruction on the effects of the use of alcohol and drugs and the problems which may result in the periodic, habitual, and chronic use of alcohol and drugs shall be conducted in the elementary and secondary schools in the following manner:

(a) In grades one through six (6), in conjunction with courses given on health, science, or social studies; and

(b) In grades seven (7) through twelve (12), in conjunction with courses given on health or in any appropriate area of study.

(2) Such instruction shall be sequential in nature and suited to meet the needs of the students at their respective grade level.

SECTION 283. KRS 158.410 IS REPEALED AND REENACTED AS FOLLOWS:

(1) Instruction on the effects of the use of alcohol and drugs and the problems which may result in the periodic, habitary and secondary schools in the following manner:

(a) In grades one (1) through six (6), in conjunction with courses given on health, science, or social studies; and

(b) In grades seven (7) through twelve (12), in conjunction with courses given on health or in any appropriate area of study.

(2) Such instruction shall be sequential in nature and suited to meet the needs of the students at their respective grade level.

SECTION 284. KRS 158.415 IS REPEALED AND REENACTED TO READ AS FOLLOWS:

The Department of Education shall develop a comprehensive state-wide program on alcohol and drug education by assuming the following functions:

(1) Assist in the development of model curricula for the public schools on drug education and the effects of the use of alcohol, restricted dangerous drugs, as defined in Chapter 218A of the Kentucky Revised Statutes, and other dangerous substances;

(2) Identify innovative teaching methods for the instruction of alcohol and drug education in the public schools;

(3) Develop methods of evaluating the effectiveness of instruction in alcohol and drug education;

(4) Assist school districts in conducting teacher in-service education programs on alcohol and drug education;

(5) Assist teacher education institutions in the development of courses on alcohol and drug education;

(6) Admininster pilot projects on alcohol and drug education in the schools and conduct teacher in-service education; and

(7) Assist the bureau for health services, Department for Human Resources, in the development of alcohol and drug education programs which will include parents, students, community health agencies, law enforcement agencies, and other community groups. This program shall emphasize the development of coordinated school-community programs relative to alcohol and drug education.

SECTION 285. KRS 158.420 IS REPEALED AND REENACTED AS FOLLOWS:

The Department of Education shall develop and establish an alcohol and drug education training program for public school teachers and administrators to provide training at the local district level. Regional training programs for school districts, teams of teachers, administrators, and school students shall be made available by the Department of Education; community representatives may be invited, working through county alcohol-drug education committees.

SECTION 286. KRS 158.425 IS REPEALED AND REENACTED AS FOLLOWS:

The governing board of each local school district shall adopt a policy regarding an alcohol and drug education program by resolution in accordance with guidelines approved by the State Board for Elementary and Secondary Education and consistent with the provisions of KRS 158.405 to 158.430, specifying among other things, the curriculum to be utilized in teaching alcohol and drug education, provisions for in-service training and curriculum assistance to teachers, and responsibility of certified personnel in identification, counseling, and medical referral of pupils.

SECTION 287. KRS 158.430 IS REPEALED AND REENACTED AS FOLLOWS:

Nothing in KRS 158.405 to 158.430 shall be interpreted as prohibiting any local school district, superintendent, principal, teacher, or counselor from inviting qualified persons in the field of alcohol and drug education from outside the school system to assist the teacher in classroom programs or to present programs to all or any part of the student body.";

On page 847, by deleting lines 9 through 15 in their entirety;

On page 848, by deleting line 20 in its entirety; and

by renumbering all subsequent sections accordingly.

Floor Amendment No. 27 to **HB 940**, by Representative K. Harper:

Amend printed copy of **HB 940** by deleting all sections in Part VII referring to amending any section of KRS Chapter 139 to reflect an increase from 5 to 6 in the sales and use tax and renumbering any affected sections to conform.

Floor Amendment No. 28 to **HB 940**, by Representative K. Harper:

Amend printed copy of **HB 940** on page 882, line 26, delete all new language

On page 883, lines 1 through 6, delete all new language and remove all brackets and strike throughs.

Floor Amendment No. 29 to **HB 940**, by Representative K. Harper:

Amend printed copy of **HB 940** on page 881, line 5, after "KRS 141.0101" insert the following: "***and Section 645 of this Act***"

On page 904, after line 13 and before line 14, insert the following:

"SECTION 645. A NEW SECTION OF KRS CHAPTER 141 IS CREATED TO READ AS FOLLOWS:

The amount of taxable capital gains and losses realized on assets disposed of prior to July 16, 1990, shall be determined under the Internal Revenue Code in effect on December 31, 1985.";

and by renumbering subsequent sections to conform.

Floor Amendment No. 30 to **HB 940**, by Representative Blevins:

Amend printed copy of **HB 940** on page 264, after line 8 and before line 9 add the following language:

"***(6) In surveying the schools, the Department of Education shall designate each school facility as a permanent, functional or transitional center.***

(a) "Permanent Center" means a center which meets the program standards approved by the State Board for Elementary and Secondary Education, is located so that students are not subjected to an excessive amount of time being transported to the site, and has established an attendance area which will maintain enrollment at capacity but will also avoid overcrowding.

(b) "Functional Center" means a center which does not meet all the criteria established for a permanent facility, but is adequate to meet accreditation program standards to insure no substantial academic or building deficiency. The facility plan shall include additions and renovations necessary to meet current accreditation standards for which federal, state, and local funds may be used.

(c) "Transitional Center" means a center which the local board of education has determined shall no longer be designated permanent or functional. The center shall be destined to be closed and shall not be eligible for new construction, additions, or major renovation. However, the board of education shall maintain any operating transitional center to provide a safe and healthy environment for students."

Floor Amendment No. 2 to **SB 82**, by Representative Long:

Amend printed copy of **SB 82** on page 1, line 11, after "***institutions***" insert "***and the Kentucky Correctional Psychiatric Center***"; and

On page 4, line 11, delete "***cabinet***" and insert "***cabinets***"; and

On page 4, line 14, after "***institutions***" insert "***and the Kentucky Correctional Psychiatric Center***".

Floor Amendment No. 1 to **HB 5**, by Representative Clarke:

Amend printed copy of **HB 5** on page 1, line 4, before the word "gross" by inserting the word "***adjusted***".

Floor Amendment No. 2 to **SB 4**, by Representative Clarke:

Amend printed copy of **SB 4** on page 1, line 8, before the word "gross" by inserting the word "***adjusted***".

Floor Amendment No. 1 to **HB 557**, by Representative Clarke:

Amend printed copy of **HB 557** on page 22, line 6, bracket and strike through "$900,000" and on line 6, after the word "of" insert the following:

"***$500,000***".

Floor Amendment No. 1 to **SB 239**, by Representative Nett:

Amend printed copy of **SB 239** on page 40, line 6, by deleting "***subsections***" and inserting in lieu thereof "***subsection***";

And on page 40, line 7, by deleting "***(7)(c), and (7)(d),***";

And on page 40, by deleting lines 11 through 26 in their entirety;

And on page 41, line 1, by relettering "***(d)***" as "***(c)***".

Floor Amendment No. 1 to **HCR 161**, by Representative Brown:

Amend printed copy of **HCR 161** on page 1, after the word "landfills;" at the end of the last WHEREAS clause, by inserting "and WHEREAS, using ink produced from soybean oil in the publication of newspapers may enhance the recyclability of newsprint;" and

On page 2, line 6, after the word "incentives" by inserting "," and by deleting "and"; and after the word "approval," by inserting "and encouraging the use of ink produced from soybean oil,"; and on line 11, after the word "paper," by inserting "soybean oil based ink,".

Floor Amendment No. 1 to **SB 340**, by Representative Donnermeyer:

Amend printed copy of **SB 340** on page 4, line 18, insert "***(1)***" before "***Public***"; and

On page 4, line 22, delete "***in the following manner:***" and insert in lieu thereof "***at the offices of the public agency.***"; and

On page 4, line 23, delete "***(1)***" and insert in lieu thereof "***(2)***"; and

On page 5, line 8, delete "***(2)***" and insert in lieu thereof "***(3)***"; and

On page 5, line 17, delete "***(1)***" and insert in lieu thereof "***(2)***"; and

On page 5, line 21, delete "***(3)***" and insert in lieu thereof "***(4)***".

Floor Amendment No. 2 to **HB 132**, by Representative Gregory:

Amend printed copy of HCS to **HB 132** on page 5, lines 24 and 25, by deleting "***at a location***"; and

On page 5, line 26, insert the following after the word "***shipped.***": "***In the case of a person registered to sell motor fuels at more than one (1) location, the bills of lading or invoices may be retained at a central location in Kentucky, provided bills of lading or invoices are made available to the inspector upon request.***" and

On page 6, line 1, delete "***at the location***".

Floor Amendment No. 1 to **HJR 164**, by Representative Little:

Amend printed copy of **HJR 164** on page 3, line 24, by deleting the word "Secretary" and by inserting the word "Secretaries" in lieu thereof.

On page 3, line 24, by deleting the word "Cabinet" and by inserting the word "Cabinets" in lieu thereof.

On page 3, line 25, after the word "Administration" by inserting the following language: "***, Transportation, and Revenue***".

On page 4, line 2, by deleting the word "The" and on page 4, lines 3 through 5, by deleting said lines in their entirety.

Floor Amendment No. 1 to **SCR 105**, by Representative Heleringer:

Amend printed copy of **SCR 105** on page 2, line 10, after the word "chief" by inserting the words "or assistant chief".

Floor Amendment No. 1 to the Committee Substitute to **HB 478**, by Representative Siler:

Amend printed copy of HCS to **HB 478** on page 7, line 22, after the word "***explosives,***" insert the following:

"***water or energy fuel, fluids used to transmit or transfer energy, lubricants and other materials essential or indispensable to the use of the machines in the processing operation,***"

On page 8, on line 21, after the word "***processing.***" add the following:

"***However, machinery, supplies, and other materials required by state or federal law or regulation or deemed by industry practice to be necessary to ensure the safety of those engaged in the manufacturing or processing production operations shall be exempt from the taxes imposed in accordance with the provisions of KRS Chapter 139.***"

Floor Amendment No. 1 to SB 172, by Representative Priddy:

Amend printed copy of SB 172 on page 1, line 4, after the word "***who***" and before word "***tried***" by deleting the new language "***was***" and inserting in lieu thereof the new language "***may be***"; and

On page 1, line 5, after the word "***as***" by deleting the new language "***an***"; and

On page 1, line 6, before the period "." by deleting the new language "***offender***" and inserting in lieu thereof the new language "***a defendant***"; and

On page 1, line 7, after "***(2)***" and before the word "***with***" by deleting the new language "***An offender***" and inserting in lieu thereof the new language "***A defendant***"; and

On page 1, line 11, after the word "***retarded***" and before the period "." by deleting the new language "***offender***" and inserting in lieu thereof the new language "***defendant***"; and

On page 1, line 16, after "***(1)***" by deleting line 16 in its entirety; and

On page 1, line 17 and 18, by deleting lines 17 and 18 in their entirety; and

On page 1, line 19, before the new language "***may***" by deleting the new language "***capital case, the offender***"; and inserting in lieu thereof "***At least thirty (30) days before trial, the defendant shall file a motion with the trial court wherein the defendant***"; and

On page 1, line 20, after the new language "***retarded***" and before the new language "***and***" by deleting the new language "***offender***" and inserting in lieu thereof the new language "***defendant***"; and

On page 2, line 2, after "***(2)***" and before the new language "***The***" by inserting the new language "***At least ten (10) days before the beginning of the trial,***" and by changing the capital word "The" to lower case "the"; and

On page 2, line 3, before the new language "***is***" by deleting the new language "***offende***r" and inserting in lieu thereof the new language "***defendant***"; and

On page 2, line 3, after the new language "***retarded***" and before the new language "in", by deleting the new language "***offende***r" and inserting in lieu thereof the new language "***defendant***"; and

On page 2, line 7, after the "***(4)***" by deleting line 7 in its entirety; and

On page 2, lines 8, 9 and 10, by deleting lines 8, 9 and 10 in their entirety; and

On page 2, line 11, before the new language "***If***" by deleting the new language "***made.***" and inserting in lieu thereof the new language "***The pretrial determination of the trial court shall not preclude the defendant from raising any legal defense during the trial.***"; and

On page 2, line 11, after the new language "***the***" and before the new language "***is***" by deleting the new language "***offender***" and inserting in lieu thereof the new language "***defendant***"; and

On page 2, line 19, after the new language "***be***" by inserting the new language "***subject to execution.***"; and

On page 2, lines 20 through 26, by deleting lines 20 through 26 in their entirety; and

On page 3, line 1, before the new language "***The***" by deleting the new language "***otherwise would have been executed.***"; and

On page 3, line 3, after the new language "***determining***" by deleting the remainder of the line in its entirety and inserting in lieu thereof the new language "***the sentence of the seriously mentally retarded***

offender under"; and

On page 3, line 4, before the new language "***the***" by deleting the new language "***have been sentenced to death, except for***"; and

On page 3, line 6, by renumbering "***(3)***" as "***(2)***"; and

On page 3, line 10, by renumbering "***(4)***" as ***(3)***".

The Clerk announced the following meetings:

The Budget Review Subcommittee on General Government, today, upon recess.

The Committee on Appropriations and Revenue, today, 30 minutes after recess.

The Committee on Elections and Constitutional Amendments, today, upon recess.

The Committee on Cities, 12 noon, March 20, 1990.

The Committee on Health and Welfare, 10:00 a.m., March 20, 1990.

The Budget Review Subcommittee on Economic Development and Tourism, 8:00 a.m., March 20, 1990.

The Committee on Business Organizations and Professions, 1:15 p.m., March 20, 1990.

Adjournment

Representative Stumbo moved that the House adjourn until 2:00 p.m., Tuesday, March 20, 1990.

The motion that the House adjourn until 2:00 p.m., Tuesday, March 20, 1990 was adopted by voice vote.

TUESDAY, MARCH 20, 1990

FIFTIETH LEGISLATIVE DAY

The House was called to order by Speaker Blandford.

Prayer by Reverend R. Douglas Sharon, Stanton Baptist Church, Stanton.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present.

Representative McElroy moved that the reading of the Journal of March 19, 1990 be dispensed with and the same approved. Agreed.

Senate Message

Announcing passage of **SB 260, SB 272, SB 368, SB 388, SB 398, SB 399, SB 406, SB 407, SB 408, HB 245, HB 247, HB 320, HB 494, HB 519, HB 527, HB 584, HB 616, HB 637, HB 695, HB 697, HCR 163, HB 30** with Senate Amendment, **HB 32** with Senate Amendment, **HB 180** with Senate Amendment, **HB 194** with Senate Amendments, **HB 305** with Senate Amendment, **HB 366** with Senate Amendment, **HB 459** with Senate Amendment, **HB 538** with Senate Amendment, **HB 560** with Senate Amendment, and **HB 579** with Senate Amendment.

Message received on **HB 358**: The Senate has passed **HB 358** by way of Committee Substitute and respectfully requests that this Honorable Body concur with the Committee Substitute.

Reference of Bills and Resolutions

The Clerk reported the Committee on Committees has referred the following Bill and Resolution:

Appropriations and Revenue: **SB 364**.

Economic Development and Tourism: **SCR 113**.

Posting of Bills and Resolutions for Consideration

The Clerk announced the following Bills and Resolution have been posted for Committee consideration:

Education: **HB 890**.

Banking and Insurance: **SB 286, SB 287**.

Energy: **HCR 139**.

Report of Committees

The Committee on Energy reported **SB 320** and **SB 332** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 320, AN ACT relating to boiler safety.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 236.060 is amended to read as follows:

(1) KRS 236.005 to 236.150 shall not apply to boilers or pressure vessels or related piping under federal control.

(2) KRS 236.005 to 236.150 shall not apply to the following boilers or related piping:

(a) Boilers or pressure vessels located on farms and used solely for agricultural purposes;

(b) Boilers or pressure vessels located at any oil refineries;

(c) ***Boilers or pressure vessels located at any utility operating under a certificate issued pursuant to KRS 278.020, if the boilers or pressure vessels are inspected by a special boiler inspector under the provisions of KRS 236.110 except that the inspection interval provided for in KRS 236.110 shall be extended to eighteen (18) months;***

(d) Steam or vapor boilers used for heating purposes carrying a pressure of not more than fifteen (15) pounds per square inch gauge, and which are located in private residences or in apartment houses of less than six (6) families;

(e)[~~(d)~~] Hot water heating boilers carrying a pressure of not more than thirty (30) pounds per square inch gauge which are located in private residences or in apartment houses of less than six (6) families or hot water supply boilers which are located in private residences or in apartment houses of less than six (6) families;

(f)[~~(e)~~] Any unfired pressure vessels used as containers for liquefied petroleum gases and subject to the jurisdiction of the Department of Housing, Buildings and Construction under KRS Chapter 234;

(g)[~~(f)~~] Pressure vessels used for transportation of compressed gases if constructed and operated in compliance with specifications and regulations of another state or federal authority;

(h)[~~(g)~~] Pressure vessels containing air located on vehicles operating under the regulations of another state or federal authority;

(i)[~~(h)~~] Pressure vessels operating at a maximum pressure of fifteen (15) PSI or less;

(j)[~~(i)~~] Single wall pressure vessels having an inside diameter of six (6) inches;

(k)[~~(j)~~] Pressure vessels with a nominal water containing capacity of one hundred twenty (120) gallons or less, to be used for domestic supply purposes, for containing water under pressure, including those containing air, the compression of which serves only as a cushion;

(l)[~~(k)~~] Pressure vessels containing water heated by steam or other indirect means when none of the following are exceeded:

1. Heat input of two hundred thousand (200,000) BTU/Hr.;

2. Water temperature of two hundred ten (210) degrees Fahrenheit;

3. Water storage capacity of one hundred twenty (120) gallons;

(m)[~~(l)~~] Coil type hot water boilers without a steam space and where no steam is generated within the confines of the unit but where water flashes into steam when released to atmospheric pressure by the operation of a manually operated nozzle, unless one of the following is exceeded:

1. Three quarter (3/4) inch inside diameter tubing or pipe size with no drum or header attached;

2. Six (6) gallon water containing capacity;

3. Three hundred fifty (350) degrees Fahrenheit water temperature;

(n)[~~(m)~~] Water heaters which are directly fired with oil, gas or electricity when none of the following limitations are exceeded:

1. Heat input of two hundred thousand (200,000) BTU/Hr.;

2. A water temperature of two hundred ten (210) degrees Fahrenheit;

3. A water containing capacity of one hundred twenty (120) gallons;

(o)[~~(n)~~] Pressure vessels which may be classified as:

1. Pressure containers which are integral parts of components of rotating or reciprocating mechanical devices such as pumps, compressors, turbines, generators, engines and hydraulic or pneumatic cylinders where the primary design considerations or stresses are derived from the functional requirements of the device; or

2. Structures whose primary function is the transport of fluids from one location to another within a system of which it is an integral part, that is, piping system.

Section 2. KRS 236.020 is amended to read as follows:

(1) In the Department of Housing, Buildings and Construction, Division of Fire Prevention, there shall be a board of boiler and pressure vessel rules, which shall hereafter be referred to as the board, consisting of seven (7) members including the chief boiler inspector who shall serve as chairman. The other members shall be appointed to the board by the Governor; one (1) for a term of one (1) year, one (1) for a term of two (2) years, two (2) for a term of three (3) years and two (2) for a term of four (4) years, or until their

successors are appointed and qualified. At the expiration of their respective terms of office they, or their successors identifiable with the same interest respectively as provided in this section, shall be appointed for terms of four (4) years each. The governor may at any time remove any member of the board. Upon the death or incapacity of any member the Governor shall fill the vacancy for the remainder of the vacated term with a representative of the same interests with which his predecessor was identified. Of these six (6) appointed members one (1) shall be a practical steam operating engineer of high pressure boilers, or any other representative of owners and users of high pressure boilers or pressure vessels within the state; one (1) shall be a representative of the boiler manufacturers or pressure vessel manufacturers within the state; one (1) shall be a representative of a boiler insurance company licensed to do business within the state; one (1) shall be a representative of the boilermakers within the state ***selected from a list of five (5) names submitted by the Kentucky State Building and Construction Trades Council***; one (1) shall be a representative of pipe erecting concerns doing business within the state and one (1) shall be a metallurgist, welder or a person representing the welding industry. The board shall meet at least four (4) times each year at the capitol or other place designated by the board. No approval, decision or ruling of the board shall be effective unless supported by the vote of at least five (5) members thereof.

(2) The members of the board shall serve without salary and shall receive their actual necessary expenses, incurred while in the performance of their duties as members of the board, to be paid in the same manner as in the case of other state officers.

(3) The division shall provide such administrative support and assistance as may be necessary for the board to carry out its duties and responsibilities under this chapter.

SB 332, AN ACT relating to the public service commission.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 278.990 is amended to read as follows:

(1) Any officer, agent or employee of a utility, as defined in KRS 278.010, and any other person who willfully violates any of the provisions of this chapter ***or any regulation promulgated pursuant to this chapter, or fails to obey any order of the commission from which all rights of appeal have been exhausted***, or who procures, aids or abets ***a*** [~~any~~] violation [~~of those provisions~~] by any [~~such~~] utility, shall be ***subject to either a civil penalty to be assessed by the commission not to exceed two*** [~~fined not more than one~~] thousand ***five hundred*** dollars ***($2,500) for each offense or a criminal penalty of imprisonment*** [~~($1,000) or imprisoned~~] for not more than six (6) months, or both. If any [~~such~~] utility ***willfully*** [~~that is a private corporation~~] violates any of the provisions of this chapter ***or any regulation promulgated pursuant to this chapter***, or does any act therein prohibited, or fails to perform any duty imposed upon it under those sections for which no penalty has been provided by law, or fails to obey any [~~lawful requirement or~~] order of the [~~public service~~] commission ***from which all rights of appeal have been exhausted***, the utility shall ***be subject to a civil penalty to be assessed by the commission*** for each offense [~~forfeit and pay to the state treasurer, to be credited to the general fund, a sum~~] not less than twenty-five dollars ($25.00) nor more than ***two*** [~~one~~] thousand ***five hundred*** dollars ***($2,500)*** [~~($1,000)~~]. Each act, omission or failure by an officer, agent or other person acting for or employed by a utility and acting within the scope of his employment shall be deemed to be the act, omission or failure of the utility.

(2) Actions to recover the principal amount due and penalties under this chapter shall be brought in the name of the Commonwealth in the Franklin Circuit Court. Whenever any utility is subject to a penalty under this chapter, the [~~public service~~] commission shall certify the facts to its counsel, who shall bring an action for recovery of the principal amount due and the penalty. The commission may compromise and dismiss the action on terms approved by the court. The principal amount due shall be paid into the state treasury and credited to the account of the commission, and all penalties recovered in such actions shall be paid into the state treasury and credited to the general fund.

(3) Any utility that fails to pay an assessment as provided for by KRS 278.130 to 278.150 shall forfeit and pay to the state one thousand dollars ($1,000), and twenty-five dollars ($25.00) for each day it fails to pay the assessment, and shall not be released thereby from its liability for the assessment.

(4) Any utility that issues any securities or evidences of indebtedness, or assumes any obligation or liability in respect to the securities or evidences of indebtedness of any other person, or makes any sale or other disposition of securities or evidences of indebtedness, or the proceeds thereof, for purposes other than the purposes specified in the order of the commission made with respect thereto under KRS 278.300, shall be fined not more than ten thousand dollars ($10,000).

(5) Any utility that violates any of the provisions of KRS 278.460 shall be fined not less than one hundred dollars ($100) for each offense.

(6) Any company that willfully fails to receive, transport and deliver oil or gas as required by KRS 278.490 shall, in addition to being liable in damages to the injured person, be fined not less than one hundred dollars ($100) nor more than five hundred dollars ($500), and each day of willful failure shall constitute a separate offense.

(7) Any telephone company that refuses to make a connection with the exchange or lines of another company for a period of thirty (30) days after being ordered to do so by the [~~public service~~] commission under subsection (2) of KRS 278.530 shall be fined not less than one thousand dollars ($1,000) nor more than five thousand dollars ($5,000), to be recovered by indictment in the Franklin Circuit Court or in the circuit court of the county where the company requesting the connection resides or has its chief office in this state. If the company desiring the connection proceeds to make the connection, as permitted by subsection (2) of KRS 278.530, and the company so connected with refuses to receive and transmit the toll messages offered to it by the company making the connection, or refuses to deliver messages from its own lines or exchanges to the lines or exchanges of the company making the connection, the company so refusing shall be fined one hundred dollars ($100) for each day it refuses, to be recovered by indictment in the courts mentioned in the first sentence of this subsection; if it continues so to refuse for a period of six (6) months it shall forfeit its right to do business in this state, and any of its officers, agents or employees who does or attempts to do any business in this state for it after the expiration of the six (6) months' period shall be fined fifty dollars ($50.00) for each day he does or attempts to do such business.

Section 2. KRS 278.420 is amended to read as follows:

(1) In any [~~If an~~] action ***filed*** [~~is commenced~~] against the commission because of ***its*** [~~an~~] order [~~made~~] in ***a proceeding*** [~~any proceedings~~] before it, the commission shall ***file*** [~~promptly cause~~] a certified ***copy*** [~~transcript~~] of ***the designated record and evidence with*** [~~all proceedings had and testimony taken therein to be made and filed with the clerk of~~] the court in which the action is pending.

(2) Unless an agreed statement of the record is filed with the court, the filing party shall designate, within ten (10) days after an action is filed, the portions of the record necessary to determine the issues raised in the action. Within ten (10) days after the service of the designation or within ten (10) days after the court enters an order permitting any other party to intervene in the action, whichever occurs last, any other party to the action may designate additional portions for filing. The court may enlarge the ten (10) day period where cause is shown. Additionally, the court may require or permit subsequent corrections or additions to the record.

(3) The cost of preparing and certifying the record shall be ***taxed and*** paid to the commission [~~by the party bringing the action, and taxed as part of the costs, to be paid~~] as directed by the court upon final determination of the action. ***As a part of this determination, the court may tax a party for the cost of preparing portions of the record not deemed reasonably necessary to the disposition of the action.*** Copies of the ***designated record*** [~~transcript~~] shall be furnished at cost to any party to the ***action*** [~~proceeding~~].

Section 3. KRS 278.440 is amended to read as follows:

Any action brought under KRS 278.410 shall be heard and decided by the court upon the evidence submitted to the commission as shown by the ***record*** [~~transcript~~], and no other evidence shall be received. If any party satisfies the court that evidence has been discovered since the hearing before the commission that could not have been obtained for use at that hearing by the exercise of reasonable diligence and will materially affect the merits of the case, the court may remand the record and proceedings to the commission, with directions to take the newly-discovered evidence, and after consideration thereof, enter and file a proper order, which may be reviewed in the same manner as any other final order of the commission.

The Committee on Agriculture and Small Business reported **SB 350** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Consent Calendar.

SB 350, AN ACT relating to veterinarians.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 257 IS CREATED TO READ AS FOLLOWS:

(1) In addition to KRS 257.100 or any other provision authorized by law, any unclaimed animal held by a licensed veterinarian for more than ten (10) days of veterinary care and treatment requested by the owner or lawful possessor of the animal may be summarily sold by the veterinarian for the reasonable value of the animal upon compliance with the procedures set forth in this section.

(2) The veterinarian under subsection (1) of this section shall give written notice of the required payment for services performed and notice of the proposed sale of the animal to the owner or lawful possessor of the animal by certified mail. If the whereabouts of the owner or lawful possessor of the animal cannot

be ascertained with reasonable diligence, a notice of the proposed sale shall be published in a newspaper, qualified under KRS 424.120, circulated in the county where the animal is located at least ten (10) days preceding the sale. The notice shall state the amount due and the date, place and time of sale.

(3) The proceeds of a sale under this section shall first be used to reimburse the veterinarian for an amount equal to the reasonable value of the veterinary care and treatment, plus any other care and board given the animal; the excess amount, if any, from a sale shall be paid to the owner or lawful possessor of the animal or to other persons legally entitled thereto. If the proceeds from the sale fail to cover the amount owed the veterinarian, the owner or lawful possessor of the animal shall remain liable for the unpaid portion.

(4) A sale under this section shall not relieve the owner or lawful possessor of the animal from any other obligation to the veterinarian.

(5) Any veterinarian making a sale provided for in this section shall make a sworn statement setting forth the following:

(a) The kind and number of animals sold;

(b) The amount realized from any such sale;

(c) The amount claimed due by the veterinarian;

(d) The name of the former owner or lawful possessor requesting the care and treatment performed by the veterinarian on the animal or animals sold;

(e) The dates when the treatment was commenced and was completed;

(f) The date or dates when notice of the proposed sale was given the owner or lawful possessor of the animal or animals sold;

(g) The description of the animal or animals sold, and if branded, the brand thereon;

(h) The name and address of the veterinarian making the sale; and

(i) The name and address of the purchaser of the animal or animals sold.

The record shall be filed within five (5) days of the sale in the office of the county clerk of the county in which the sale is made.

SECTION 2. A NEW SECTION OF KRS CHAPTER 376 IS CREATED TO READ AS FOLLOWS:

(1) Any licensed veterinarian who performs professional services for an animal, by contract with, or by the written consent of, the owner or authorized agent shall have a lien on the animal to secure the cost of the service provided.

(2) A lien under this section, if asserted according to this Act, shall be superior to any other lien, security interest, or other interest asserted after the effective date of this Act, except to an interest claimed under law by a facility boarding the animal which shall have first priority. The priority among veterinarian's liens filed under this section shall be according to the first lien filed.

SECTION 3. A NEW SECTION OF KRS CHAPTER 376 IS CREATED TO READ AS FOLLOWS:

(1) Any lien provided for in this Act shall be dissolved unless the claimant, within six (6) months after he ceases to provide services for the animal, files in the office of the county clerk of the county in which the animal is located, a statement of the amount due him, together with a description of the animal intended to be covered by the lien sufficiently accurate to identify it, the name of the owner, and whether the services were furnished by contract or written consent of the owner or agent. This statement shall be subscribed and sworn to by the person claiming the lien or by someone in his behalf. The claimant shall send by regular mail a copy of the statement to the owner at his last known address within seven (7) days of filing the statement with the county clerk. Any lien provided for in this Act shall be dissolved if a copy of the statement is not sent to the property owner as provided in this subsection.

(2) The county clerk shall endorse upon each statement the date of its filing, and shall make an abstract of the statement in a book to be kept by him for that purpose, properly endorsed and indexed, containing the date of filing, the name of the person seeking to enforce the lien, the amount claimed, the name of the person against whose animal the lien is filed, and a description of the animal charged with the lien. The clerk shall receive a fee pursuant to KRS 64.012 from the person filing the statement as full compensation, which shall be taxed and collected as other costs.

(3) Any lien created under this section shall be dissolved unless an action is brought to enforce the lien within twelve (12) months from the day of filing the statement in the clerk's office as required by subsection (1) of this section. If the lienholder complies with all filing requirements under this section, and does so within the time herein fixed, his lien shall be valid and effective against any creditor of, or bona fide or other purchaser from, the owner of the animal, except as provided in subsection (2) of Section 1 of this Act.

(4) The procedure to enforce a lien under this Act shall be as provided in KRS 376.110, 376.120 and 376.130.

The Committee on Appropriations and Revenue reported **HB 306**, **HB 307**, **HB 799** and **SB 318** with Committee Substitute attached thereto, with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

HB 306, AN ACT making appropriations for the operations, maintenance, support and functioning of the judicial branch of the government of the Commonwealth of Kentucky and its various officers, boards, commissions, subdivisions, and other state supported activities.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

PART I

GENERAL FUND

There is appropriated out of the general fund for the fiscal year beginning July 1, 1990, and ending June 30, 1991, and for the fiscal year beginning July 1, 1991, and ending June 30, 1992, the following sums to be used for the purposes of the judicial branch of the government of the Commonwealth of Kentucky including the Supreme Court, Court of Appeals, Circuit Court, District Court, the Administrative Office of the Courts, pretrial services, juvenile services, judicial boards and commissions, the State Law Library, judicial retirement, local facility fund and for services performed by the Circuit Clerks' offices, including both circuit and district court support:

	1990-91	1991-92
1. Court of Justice		
a. To the Court of Justice, for court operation and administration	$76,814,800	$81,125,300

Funds are included to provide a five percent (5%) salary adjustment in fiscal year 1990-91 and in fiscal year 1991-92 for all elected and non-elected court personnel. Also included are funds to provide an additional annual salary increment of $750 in each fiscal year for each district judge.

	1990-91	1991-92
b. To the Court of Justice, for the local facility fund General Fund	$11,380,400	$12,137,500
Total Court of Justice	$88,195,200	$93,262,800
2. Judicial Form Retirement System	1990-91	1991-92
a. To the board of trustees of the Judicial Form Retirement System, for funding and peration of the judicial retirement plan	$ 1,765,000	$ 1,776,700

Funds are included to provide a five percent (5%) cost-of-living adjustment in fiscal year 1990-91 and in fiscal year 1991-92 for persons receiving a judicial pension.

Total - Judicial Branch	$89,960,200	$95,039,500

PART II

TRUST AND AGENCY FUNDS

There is hereby appropriated to the Court of Justice for the fiscal year beginning July 1, 1990, and ending June 30, 1991, and for fiscal year July 1, 1991, and ending June 30, 1992, all receipts of the Court of Justice not otherwise disposed of by law, and any unexpended balance remaining in the Court of Justice's existing trust and agency accounts at the close of the fiscal years ending June 30, 1990, and June 30, 1991.

In the event the Court of Justice receives receipts in excess of the amounts appropriated herein, the director of the Administrative Office of the Courts at the direction of the Chief Justice may authorize the credit and expenditure of such trust and revolving or agency funds receipts for statutory purposes. The director of the Administrative Office of the Courts shall notify on a timely basis the Legislative Research Commission of the most current estimates of anticipated receipts for the affected fiscal year and an accompanying statement which explains such variations from the anticipated amount.

	1990-91	1991-92
Court of Justice	$ 1,000	$ 1,000

PART III

FEDERAL FUNDS

There is appropriated to the Court of Justice for the fiscal year beginning July 1, 1990, and ending June 30, 1991, and for the fiscal year beginning July 1, 1991, and ending June 30, 1992, federal subvention, grants, contracts and other federal funds received, income from investment and other miscellaneous federal receipts received by the Court of Justice except as otherwise specifically provided, for the use and benefit of the Court of Justice for the purposes for which its fund is authorized, and any unexpended balance remaining in the Court of Justice's existing federal accounts at the close of fiscal years ending June 30, 1990, and June 30, 1991. All funds received shall be deposited in the State Treasury and credited to the proper federal fund account as provided by law.

In the event the Court of Justice receives moneys in excess of the amounts appropriated herein, the director of the Administrative Office of the Courts at the direction of the Chief Justice may authorize the credit and expenditure of such federal funds for statutory purposes. The director of the Administrative Office of the Courts shall notify on a timely basis the Legislative Research Commission of the most current estimates of anticipated receipts for the affected fiscal year with an accompanying statement which explains such variations from the anticipated amount.

	1990-91	1991-92
Court of Justice	$ 100	$ 100

PART IV

BUDGET REDUCTION PLAN

In accordance with KRS 48.130, if the projected or actual general fund revenues are certified to be at least two and one-half percent (2 1/2%) but not more than five percent (5%) less than the revenue estimates, and in the event that there is insufficient unrestricted moneys in the General Fund Surplus Account or in the budget reserve trust fund for the pro rata share of all branches the general fund allotment shall be reduced as follows:

	1990-91	1991-92
1. Court of Justice		
a. Court of Justice, court operation, and administration	$1,920,400	$2,028,200
b. Court of Justice, local facility fund	$ 284,500	$ 303,400
2. Judicial Form Retirement System	$ 44,100	$ 44,400
Total - Judicial Branch	$2,249,000	$2,376,000

PART V

SURPLUS EXPENDITURE PLAN

In accordance with KRS 48.140, if the projected or actual general fund revenues are certified to be up to two and one-half percent (2 1/2%) greater than the revenue estimates, the general fund allotment shall be increased as follows:

	1990-91	1991-92
1. Court of Justice		
a. Court of Justice, court operation and administration	$2,249,000	$2,376,000
b. Court of Justice, local facility	$ -0-	$ -0-
2. Judicial Form Retirement System	$ -0-	$ -0-
Total - Judicial Branch	$2,249,000	$2,376,000

PART VI

GENERAL PROVISIONS

1. -The director of the Administrative Office of the Courts with the approval of the Chief Justice may expend any of the funds appropriated for court operation and administration in any lawful manner and for any legal purpose which the Chief Justice shall authorize or direct. No executive agency of state government shall have the power to restrict or limit the expenditure of funds appropriated to the judicial branch of government.

2. In enacting this appropriations Act, it is the deliberate intention of the General Assembly to enact each section, and each subsection thereof as a separate and specific appropriation and law, and if any section, any subsection, or any provisions thereof shall be invalid or unconstitutional, the decision of the courts shall not affect or impair any of the remaining sections, subsections, or provisions contained herein.

3. The Court of Justice shall not incur any obligation for any program against the general fund appropriation contained herein unless such program may be reasonably determined to have been contemplated by the proposed judicial budget, as modified and enacted, and supported by the budget memorandum and other records pertaining thereto.

4. The Chief Justice shall cause the director of the Administrative Office of the Courts to prepare a final budget document reflecting the 1990-92 biennial budget of the Court of Justice. A copy shall be provided to the Legislative Research Commission and an informational copy shall be furnished to the Finance and Administration Cabinet within thirty (30) days of the adjournment of the 1990 session of the General Assembly.

HB 307, AN ACT making appropriations for operations, maintenance and support of the legislative branch of the government of the Commonwealth of Kentucky.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

PART I

GENERAL FUND

Funds are appropriated to the Legislative Research Commission out of the General Expenditure Fund for the fiscal year beginning July 1, 1990 and ending June 30, 1991 and for the fiscal year beginning July 1, 1991 and ending June 30, 1992 to be used for the purposes of the legislative branch of government of the Commonwealth of Kentucky. There is appropriated to the Legislative Research Commission out of the General Expenditure Fund for fiscal year 1989-90 for the purpose of supporting the Task Force on Education Reform $525,000.

	1989-90	1990-91	1991-92
1. General Assembly	$525,000	$ 6,320,800	$10,076,600
2. Legislative Research Commission		13,815,600	14,194,500

The total number of permanent full-time employees hired by the Legislative Research Commission with the above appropriation shall not exceed 236. Within this total, the permanent full-time employees assigned specifically to the House members of the Legislative Research Commission shall not exceed 19 and the employees assigned specifically to the Senate members of the Legislative Research Commission shall not exceed 10.

	1989-90	1990-91	1991-92
3. Board of Ethics		18,600	19,200
Total legislative branch	$525,000	$20,155,000	$24,290,300

Any unexpended balance remaining at the close of any fiscal year shall not lapse, but shall continue into the succeeding fiscal year. The specific allocation of these funds shall be made by the director of the Legislative Research Commission at the direction of the Legislative Research Commission.

PART II

TRUST AND AGENCY FUNDS

There is hereby appropriated to the Legislative Research Commission for the fiscal year beginning July 1, 1990 and ending June 30, 1991, and for fiscal year July 1, 1991 and ending June 30, 1992, all receipts of the Legislative Research Commission not otherwise disposed by law, and any unexpended balance remaining in the Legislative Research Commission's existing trust and agency accounts at the close of the fiscal years ending June 30, 1991 and June 30, 1992.

In the event the Legislative Research Commission receives receipts in excess of the amounts appropriated herein, the director of the Legislative Research Commission at the direction of the Legislative Research Commission may authorize the credit and expenditure of such trust and agency funds receipts for statutory purposes. The director of the Legislative Research Commission shall notify on a timely basis the Legislative Research Commission of the most current estimates of anticipated receipts for the affected fiscal year and an accompanying statement which explains such variations from the anticipated amount.

	1990-91	1991-92
Legislative Research Commission	$150,000	$160,000

PART III

FEDERAL FUNDS

There is appropriated to the Legislative Research Commission for the fiscal year beginning July 1, 1990 and ending June 30, 1991, and for the fiscal year beginning July 1, 1991 and ending June 30, 1992, federal subvention, grants, contracts and other federal funds received, income from investment and other miscellaneous federal receipts received by the Legislative Research Commission except as otherwise specifically provided, for the use and benefit of the Legislative Research Commission for the purposes for which its fund is authorized, and any unexpended balance remaining in the Legislative Research Commission's existing federal accounts at the close of fiscal years ending June 30, 1991 and June 30, 1992. All funds received shall be deposited in the State Treasury and credited to the proper federal fund account as provided by law.

In the event the Legislative Research Commission receives moneys in excess of the amounts appropriated herein, the director of the Legislative Research Commission at the direction of the Legislative Research Commission may authorize the credit and expenditure of such federal funds for statutory purposes. The director of the Legislative Research Commission shall notify on a timely basis the Legislative Research Commission of the most current estimates of anticipated receipts for the affected fiscal year with an accompanying statement which explains such variations from the anticipated amount.

	1990-91	1991-92
Legislative Research Commission	$100	$100

PART IV

GENERAL PROVISIONS

1. The director of the Legislative Research Commission with the approval of the Legislative Research Commission may expend any of the funds appropriated for legislative operation and administration in any lawful manner and for any legal purpose which the commission shall authorize or direct. No executive agency of state government shall have the power to restrict or limit the expenditure of funds appropriated to the legislative branch of government.

2. The director of the Legislative Research Commission shall submit monthly to the Legislative Research Commission a report listing all travel expenses reimbursed, travel related per diem, and any other travel related reimbursement for each General Assembly member and each employee of the Legislative Research Commission who was reimbursed during the previous month.

3. No member of the General Assembly except members of the Legislative Research Commission shall receive in any one fiscal year per diem compensation in excess of 7 days in connection with out-of-state travel unless prior written approval has been received from the Legislative Research Commission.

4. The Legislative Research Commission shall cause the director of the Legislative Research Commission to prepare a final budget document reflecting the 1990-92 biennial budget of the legislative branch. A copy shall be provided to the Legislative Research Commission and an informational copy shall be furnished to the Finance and Administration Cabinet within thirty (30) days of the adjournment of the 1990 session of the General Assembly.

HB 799, AN ACT relating to appropriations for the operation, maintenance, support, and functioning of the government of the Commonwealth of Kentucky and its various officers, cabinets, departments, boards, commissions, institutions, subdivisions, agencies, and other state supported activities.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

PART I

OPERATING BUDGET

There is appropriated out of the General Fund, Road Fund, restricted agency funds accounts or federal funds accounts for the fiscal year ending June 30, 1990, and for the fiscal year beginning July 1, 1990 and ending June 30, 1991, and for the fiscal year beginning July 1, 1991 and ending June 30, 1992, the following discrete sums, or so much thereof as may be necessary. Appropriated funds are included pursuant to KRS 48.700 and 48.710. Each appropriation is made by source of respective fund or funds accounts. Appropriations for the following officers, cabinets, departments, boards, commissions, institutions, subdivisions, agencies and budget units of the state government, and any and all other activities of the government of the Commonwealth are subject to the provisions of Chapters 12, 42, 45 and 48 of the Kentucky Revised Statutes.

A. GOVERNMENT OPERATIONS

1. EXECUTIVE OFFICE OF THE GOVERNOR

a. Office of the Governor

	1990-91	1991-92
General Fund	4,728,400	4,954,300
Federal Funds		13,500
Total	4,728,400	4,967,800

Included in the above General Fund appropriation is $874,300 in fiscal year 1990-91 and $960,700 in fiscal year 1991-92 for the Governor's Scholars Program. Also included in the above General Fund appropriation in each year of the biennium is $18,000 for the Governor's expense allowance to meet additional expenses associated with the position of Governor of Kentucky as specified in KRS 64.710.

b. Governor's Office for Policy and Management

	1990-91	1991-92
General Fund	1,987,300	2,059,000
Restricted Funds		40,500
Total	1,987,300	2,099,500

c. State Planning Fund

	1989-90	1990-91	1991-92
General Fund	250,000	500,000	500,000

The Governor is hereby authorized to expend funds for the improvement and advancement of governmental purposes and activities.

d. Bicentennial Commission

	1990-91	1991-92
General Fund	178,400	186,000
Restricted Funds	20,500	21,600
Total	198,900	207,600

e. Governor's Office for Coal and Energy Policy

	1990-91	1991-92
General Fund	4,288,000	1,053,800
Restricted Funds	48,500	52,500
Total	4,336,500	1,106,300

Included in the above General Fund appropriation is $3,260,000 in fiscal year 1990-91 for the final payment due to the Tennessee Valley Authority for construction of the atmospheric fluidized bed combustion (AFBC) project located at the Shawnee plant near Paducah.

TOTAL - EXECUTIVE OFFICE OF THE GOVERNOR

	1989-90	1990-91	1991-92
General Fund	250,000	11,682,100	8,753,100
Restricted Funds		69,000	114,600
Federal Funds			13,500
TOTAL	250,000	11,751,100	8,881,200

2. LIEUTENANT GOVERNOR

	1990-91	1991-92
General Fund	563,300	589,500

Included in the above General Fund appropriation in each year of the biennium is $10,000 for the Lieutenant Governor's expense allowance associated with the position of Lieutenant Governor of Kentucky as specified in KRS 64.710.

3. SECRETARY OF STATE

a. General Operations

	1990-91	1991-92
General Fund	1,614,900	1,663,500

b. Restoration of Land Grant Books

	1990-91
General Fund	44,000

TOTAL - SECRETARY OF STATE

	1990-91	1991-92
General Fund	1,658,900	1,707,500

All operating receipts from all activities of the Office of the Secretary of State shall be deposited in the State Treasury to the credit of the General Fund.

4. BOARD OF ELECTIONS

	1990-91	1991-92
General Fund	3,830,700	3,469,700
Restricted Funds	196,200	100,800
Total	4,026,900	3,570,500

Included in the above General Fund appropriation is $1,710,500 in fiscal year 1990-91 and $1,715,500 in fiscal year 1991-92 to pay the state's share of county election expenses (KRS 117.345) and the state's share of voter registration expenses (KRS 116.145). Any unexpended balance remaining at the close of each fiscal year shall lapse to the credit of the General Fund. Any amount that the state is required to pay in excess of the above amounts under the provisions of KRS 116.145 is hereby appropriated.

Also included in the above General Fund appropriation is $1,000,000 in each fiscal year for the purpose of reimbursing county clerks pursuant to the provisions of Senate Bill 268 as enacted. Any unexpended balance remaining at the close of each fiscal year shall lapse to the credit of the General Fund.

Nothwithstanding KRS 118.561, funds are not included in the above appropriation for conducting a presidential preference primary election.

5. TREASURY

	1990-91	1991-92
General Fund	1,790,600	1,781,700
Restricted Funds	166,600	166,600
Total	1,957,200	1,948,300

6. DEPARTMENT OF LAW

	1990-91	1991-92
General Fund	6,887,900	7,307,000
Restricted Funds	3,585,700	3,308,800
Federal Funds	1,525,800	1,566,000
Total	11,999,400	12,181,800

7. UNIFIED PROSECUTORIAL SYSTEM

a. Commonwealth's Attorney

	1990-91	1991-92
General Fund	10,805,300	11,391,500
Federal Funds	95,700	101,500
Total	10,901,000	11,493,000

b. County Attorney

	1990-91	1991-92
General Fund	11,360,400	12,007,400

TOTAL - UNIFIED PROSECUTORIAL SYSTEM

	1990-91	1991-92
General Fund	22,165,700	23,398,900
Federal Funds	95,700	101,500
TOTAL	22,261,400	23,500,400

8. AUDITOR OF PUBLIC ACCOUNTS

	1990-91	1991-92
General Fund	3,329,200	3,548,000
Restricted Funds	2,100,000	2,100,000
Total	5,429,200	5,648,000

The Auditor of Public Accounts shall report in writing each sixty (60) days to the Interim Joint Committee on Appropriations and Revenue the progress of all state audits, together with copies of all completed audits.

No state agency shall enter into any contract with a non-governmental entity for an audit unless the Auditor of Public Accounts has declined in writing to perform the audit or has failed to respond within thirty (30) days of receipt of a written request. The agency requesting the audit shall furnish the Auditor of Public Accounts a comprehensive statement of the scope and nature of the proposed audit.

There is hereby appropriated to the Auditor of Public Accounts funds which are required in the auditing of federal disaster relief funds.

The Auditor shall maintain a record of all time and expenses for each audit or investigation.

Any additional expense incurred by the Auditor of Public Accounts for auditing federal funds, when such audits are mandated by a cognizant federal audit agency, shall be charged to the audited agency, when such costs may be charged against federal funds. The Auditor of Public Accounts is hereby authorized to receive these federal funds in a separate account to be established for this purpose. The Auditor shall maintain a record of all costs and expenditures associated with this provision.

Each quarter, the Auditor of Public Accounts shall notify the Finance and Administration Cabinet concerning the collection status of the fees charged for county audits. If a county government is delinquent in its payment to the Auditor of Public Accounts, the Finance and Administration Cabinet shall withhold any moneys due that county government for the term of one hundred and twenty (120) days or until the Auditor of Public Accounts has received full payment from the county. The Auditor of Public Accounts is authorized to increase the audit fees for conducting county audits if additional revenues are needed to continue the operation of the office.

The "Single Audit Act of 1984" (OMB Circular No.A-128) will change the method by which federal moneys to state agencies are audited. As a result of this federal change, the Auditor of Public Accounts is budgeted to receive additional agency receipts which shall be allotted by the Governor's Office for Policy and Management for programs authorized in the enacted budget for the Auditor of Public Accounts by the 1990 General Assembly.

9. DEPARTMENT OF AGRICULTURE

	1990-91	1991-92
General Fund	12,788,300	12,917,400
Restricted Funds	697,800	718,700
Federal Funds	1,564,200	1,601,400
Total	15,050,300	15,237,500

10. DEPARTMENT OF MILITARY AFFAIRS

	1990-91	1991-92
General Fund	10,234,700	14,327,600
Restricted Funds	890,200	1,650,800
Federal Funds	7,125,200	6,798,700
Total	18,250,100	22,777,100

Included in the above General Fund appropriation is $236,300 in each fiscal year for debt service for the Veterans' Nursing Home at the Wilmore site.

Included in the above General Fund appropriation is $392,800 in fiscal year 1990-91 and $392,800 in fiscal year 1991-92 for the Kentucky Early Warning System (KEWS) operation of which $10,000 each year is intended for the maintenance of radio equipment.

There is hereby appropriated from the General Fund to the Department funds which are required as a result of the Governor's call of the Kentucky National Guard to active duty; provided, however, that an emergency situation shall have been declared to exist by the Governor.

There is hereby appropriated from the General Fund to the Department funds required to match federal aid to which the state would be eligible in the event of a presidentially-declared disaster or emergency.

11. DEPARTMENT OF PERSONNEL

a. General Operations

	1990-91	1991-92
General Fund	4,214,200	4,762,000
Restricted Funds	1,288,300	981,100

Federal Funds	768,300	711,000
Total	6,270,800	6,454,100

b. Salary Improvement Fund

	1990-91	1991-92
General Fund	7,000,000	8,000,000

The above appropriations shall be used to upgrade selected job classifications which are critical and are experiencing recruitment and retention problems within the classified service. Such determination shall be made by the commissioner of personnel, in consultation with the executive director of the Governor's Office for Program Administration and the state budget director. Pay structure improvement funds may be supplemented or supplanted where unobligated agency, federal, road, or General Fund are determined to be available to executive branch agencies for this program. Non-General Fund moneys shall be used to implement the pay structure improvement program wherever possible.

c. Workers Compensation Benefits and Reserve

	1990-91	1991-92
Restricted Funds	8,801,600	9,065,600

The above appropriations represent estimates of the funds necessary to operate this program. In the event that additional funds are required to adequately maintain this program, it is the intent of the General Assembly that such necessary funds are hereby appropriated.

d. Public Employees Deferred Compensation System

	1990-91	1991-92
Restricted Funds	299,600	308,400

TOTAL - DEPARTMENT OF PERSONNEL

	1990-91	1991-92
General Fund	11,214,200	12,762,000
Restricted Funds	10,389,500	10,355,100
Federal Funds	768,300	711,000
TOTAL	22,372,200	23,828,100

12. PERSONNEL BOARD

	1990-91	1991-92
General Fund	335,600	350,200
Restricted Funds	2,200	2,300
Total	337,800	352,500

13. DEPARTMENT FOR LOCAL GOVERNMENT

	1990-91	1991-92
General Fund	5,973,800	6,109,400
Restricted Funds	1,477,900	1,365,000
Federal Funds	28,136,600	28,666,100
Total	35,588,300	36,140,500

14. COUNTY COSTS

	1990-91	1991-92
General Fund		
a. Base Court Revenue	$5,431,000	$5,431,000
b. Sheriffs' Fees	1,415,700	1,458,100
c. Jury Fund	3,971,000	3,971,000
d. Witnesses	123,200	126,800
e. Special Bailiffs	5,000	5,000
f. Board of Assessment Appeals	21,200	21,200
g. Fugitives from Justice	379,800	391,200
h. Sheriffs' Expense Allowance	432,000	432,000
i. Premium on Sheriffs' Bonds	575,700	592,900
j. County Clerks - Making Tax Bills	300,000	300,000

Funds required to pay county costs funded by the General Fund are hereby appropriated and additional funds may be allotted from the General Fund surplus account by the secretary of the Finance and Administration Cabinet.

TOTAL - COUNTY COSTS

	1990-91	1991-92
General Fund	12,654,600	12,729,200

15. KENTUCKY CENTER FOR THE ARTS

	1990-91	1991-92
General Fund	3,368,300	3,396,300

Included in the above General Fund appropriation is $2,752,300 in fiscal year 1990-91 and $2,756,300 in fiscal year 1991-92 for debt service payments.

16. SPECIAL FUNDS

a. Local Government Economic Assistance Fund

	1990-91	1991-92
General Fund	30,636,000	30,852,000

The above appropriations from the General Fund are based on the official estimate of the secretary of Finance and Administration for severance tax collections during the biennium, distributed in accordance with KRS 42.450 through 42.495. In the event actual severance tax receipts are different from the official estimate, the amount to be allotted to the Local Government Economic Assistance Fund shall be determined in accordance with KRS 42.450 through 42.495.

b. Area Development Fund

	1990-91	1991-92
General Fund	5,000,000	5,000,000

Funds appropriated from the General Fund for the Area Development Fund shall be limited to these amounts notwithstanding the provisions set forth in KRS 48.185.

TOTAL - SPECIAL FUNDS

	1990-91	1991-92
General Fund	35,636,000	35,852,000

17. GENERAL OBLIGATION BONDS

a. 1965 General Purpose Bonds

	1990-91	1991-92
General Fund	2,052,200	2,056,900

18. FINANCIAL DISCLOSURE REVIEW COMMISSION

	1990-91	1991-92
General Fund	59,500	62,600

19. MISCELLANEOUS APPROPRIATIONS

a. Board of Claims Awards

	1990-91	1991-92
General Fund	300,000	300,000

Funds are appropriated from the General Fund for the repayment of awards or judgments made by the Board of Claims against departments, boards, commissions, and other agencies maintained by appropriations out of the General Fund.

However, awards under $500, in cases where the operating agency admits negligence, shall be paid from funds available for the operations of such agencies.

b. Judgments

	1990-91	1991-92
General Fund	2,000,000	500,000

For payment from the General Fund of such judgments as may be rendered against the Commonwealth by courts and orders of the State Personnel Board; such payments, where applicable, shall be subject to the provisions of KRS Chapter 45. Also, to pay medical malpractice judgments against the University of Kentucky and the University of Louisville in accordance with KRS 164.941 and 164.892. However, in no event shall the total payments exceed the sum of $5,500,000 in any fiscal year.

c. Guardian Ad Litem

	1990-91	1991-92
General Fund	800,000	800,000

d. Prior Year Claims

	1990-91	1991-92
General Fund	400,000	400,000

e. Unredeemed Checks Refunded

	1990-91	1991-92
General Fund	70,000	70,000

Checks written by the State Treasurer and not cashed within the statutory period may be presented to the State Treasurer for reissuance in accordance with the provisions of KRS 41.370.

f. Blanket Employees Bonds

	1990-91	1991-92
General Fund		165,000

For payment of premiums on blanket surety bonds as provided by KRS 62.170.

g. Frankfort Planning Commission

	1990-91	1991-92
General Fund	1,000	1,000

h. Frankfort Cemetery

	1990-91	1991-92
General Fund	2,500	2,500

i. Public Improvements

	1990-91	1991-92
General Fund	5,000	5,000

Funds are appropriated for paying assessments for public improvements against property owned by the Commonwealth, and for which assessments the Commonwealth is deemed to be liable.

j. Police and Firemen—Life Insurance

	1990-91	1991-92
General Fund	75,000	75,000

Funds are appropriated for payment of benefits for state and local police and firemen in accordance with KRS 61.315.

k. Workers' Compensation

	1990-91	1991-92
General Fund	100,000	100,000

Fee officers in counties over 75,000 in population.

l. Master Commissioners—Employees Retirement

	1990-91	1991-92
General Fund	120,000	120,000

m. Master Commissioners—Social Security

	1990-91	1991-92
General Fund	100,000	100,000

n. Money Refunded

	1990-91	1991-92
General Fund	2,000	2,000

For refunding money paid into the State Treasury, which may later be determined not to be a lawful collection by the state. No money shall be refunded, however, after it has been paid into the State Treasury except by authority of the head of the department or agency to whom the money was originally paid and with the approval of the secretary of the Finance and Administration Cabinet and the Attorney General.

TOTAL - MISCELLANEOUS APPROPRIATIONS

	1990-91	1991-92
General Fund	3,975,500	2,640,500

Funds required to pay the costs of items included within the Miscellaneous Appropriations category are hereby appropriated, and any required expenditure over the above amounts is to be paid from the General Fund Surplus Account.

20. SCHOOL FACILITIES CONSTRUCTION COMMISSION

	1990-91	1991-92
General Fund	41,280,400	52,828,300

21. FLOOD CONTROL ADVISORY COMMISSION

	1990-91	1991-92
General Fund	120,300	126,500

22. COMMISSION ON HUMAN RIGHTS

	1990-91	1991-92
General Fund	1,316,200	1,361,600
Federal Funds	93,200	93,000
Total	1,409,400	1,454,600

23. COMMISSION ON WOMEN

	1990-91	1991-92
General Fund	195,200	204,600
Restricted Funds	1,800	1,500
Total	197,000	206,100

24. COUNTY FEES

	1990-91	1991-92
Restricted Funds		
Jefferson Co.	12,625,700	13,004,500
Kenton County	2,049,800	2,111,300
Campbell County	1,128,300	1,162,100
Fayette County	4,018,500	4,139,000
Daviess County	1,479,400	1,523,800
Pike County	1,249,300	1,286,800
Total	22,551,000	23,277,500

County fees for the following counties: Jefferson, Kenton, Fayette, Campbell, Daviess, and Pike are for paying the various officials of each county enumerated, seventy-five percent (75%) of the fees provided by law. This is to be paid, by the State, to these officials when their claims for fees have been presented in the form and manner prescribed by law and approved by the secretary of the Finance and Administration Cabinet. Each fiscal court of said counties is to receive twenty-five percent (25%) of such fees as required by KRS 64.350.

25. KENTUCKY RETIREMENT SYSTEMS

	1990-91	1991-92
Restricted Funds	3,146,600	3,483,500

26. OCCUPATIONAL AND PROFESSIONAL BOARDS AND COMMISSIONS

a. Board of Accountancy

	1990-91	1991-92
Restricted Funds	338,600	346,900

b. Board of Architects

	1990-91	1991-92
Restricted Funds	87,700	90,400

c. Athletic Commission

	1990-91	1991-92
Restricted Funds	64,000	64,300

d. Board of Auctioneers

	1990-91	1991-92
Restricted Funds	140,700	145,900

e. Board of Barbers

	1990-91	1991-92
Restricted Funds	117,600	122,900

f. Board of Chiropractic Examiners

	1990-91	1991-92
Restricted Funds	61,500	63,800

g. Board of Dental Examiners

	1990-91	1991-92
Restricted Funds	185,500	190,900

h. Board of Dieticians Nutritionists

	1990-91	1991-92
Restricted Funds	10,100	10,200

i. Board of Embalmers and Funeral Directors

	1990-91	1991-92
Restricted Funds	102,000	105,200

j. Board of Engineers and Land Surveyors

	1990-91	1991-92
Restricted Funds	381,100	366,500

k. Board of Hairdressers & Cosmetologists

	1990-91	1991-92
Restricted Funds	549,700	518,300

l. Board of Hearing Aid Dealers

	1990-91	1991-92
Restricted Funds	12,700	13,000

m. Board of Landscape Architecture

	1990-91	1991-92
Restricted Funds	20,500	21,000

n. Board of Medical Licensure

	1990-91	1991-92
Restricted Funds	821,700	745,100

o. Board of Nurses

	1990-91	1991-92
Restricted Funds	1,296,400	1,307,800

p. Nursing Home Administrators Licensure Board

	1990-91	1991-92
Restricted Funds	42,100	42,400

q. Board of Occupational Therapy

	1990-91	1991-92
Restricted Fund	9,800	10,000

r. Board of Ophthalmic Dispensers

	1990-91	1991-92
Restricted Funds	6,800	7,100

s. Board of Optometric Examiners

	1990-91	1991-92
Restricted Funds	45,700	46,900

t. Board of Pharmacy

	1990-91	1991-92
Restricted Funds	372,000	389,700

u. Board of Physical Therapy

	1990-91	1991-92
Restricted Funds	80,400	82,500

v. Board of Podiatry

	1990-91	1991-92
Restricted Funds	3,000	3,000

w. Board of Psychology

	1990-91	1991-92
Restricted Funds	42,100	42,200

x. Real Estate Commission

	1990-91	1991-92
1. Examination and Licensing	716,100	737,800

2. Real Estate Education Research and Recovery

	1990-91	1991-92
Restricted Funds	635,100	654,200

y. Board of Social Workers

	1990-91	1991-92
Restricted Funds	41,500	41,700

z. Board of Speech Pathologists and Audiologists

	1990-91	1991-92
Restricted Funds	21,000	21,100

aa. Board of Veterinary Examiners

	1990-91	1991-92
Restricted Funds	125,600	128,700

TOTAL - OCCUPATIONAL AND PROFESSIONAL BOARDS AND COMMISSIONS

	1990-91	1991-92
Restricted Funds	6,331,000	6,319,500

27. GOVERNMENTAL SERVICES CENTER

	1990-91	1991-92
Restricted Funds	1,051,000	1,099,100

28. KENTUCKY WORKERS' COMPENSATION FUNDING COMMISSION

	1990-91	1991-92
Restricted Funds	110,141,400	118,668,100

TOTAL - GOVERNMENT OPERATIONS

	1989-90	1990-91	1991-92
General Fund	250,000	193,113,200	208,280,500
Restricted Funds		163,067,900	172,681,900
Federal Funds		39,309,000	39,551,200
TOTAL	250,000	395,490,100	420,513,600

B. CORRECTIONS

29. CORRECTIONS CABINET

a. Corrections Management

	1990-91	1991-92
General Fund	20,318,600	24,488,900
Restricted Funds	35,600	35,600
TOTAL	20,354,200	24,524,500

Included in the General Fund appropriation is $12,323,400 in fiscal year 1990-91 and $12,326,900 in fiscal year 1991-92 for continuing debt service for State Property and Buildings Commission Projects 32, 36, 48, 49, and 50.

Included in the General Fund appropriation is $2,900,100 in fiscal year 1990-91 and $6,833,200 in fiscal year 1991-92 for debt service to fund the new Medium Security male institution, a new replacement dormitory at the Kentucky State Reformatory, expansion of the Kentucky Correctional Institute for Women, a segregation unit at the Luther Luckett Correctional Complex, high mast yard lighting at the Kentucky State Penitentiary and a natural gas pipeline at the Western Kentucky Farm Center. The new debt service will also support major maintenance items including sewage treatment plant repair and replacement at Kentucky Correctional Institute for Women, Blackburn Correctional Complex, and Kentucky State Reformatory; a new water plant at Northpoint Training Center; and condensate repair and replacement at the Kentucky State Penitentiary.

Also included in the General Fund appropriation is $801,300 in fiscal year 1990-91 and $843,000 in fiscal year 1991-92 for the operation of the Parole Board.

b. Adult Institutions

	1989-90	1990-91	1991-92
General Fund	1,548,500	83,820,200	92,405,700
Restricted Funds		10,787,700	11,103,200
Federal Funds		244,300	252,200
Total	1,548,500	94,852,200	103,761,100

c. Community Service and Local Facilities

	1989-90	1990-91	1991-92
General Fund	1,935,000	43,007,700	45,887,000
Restricted Funds		404,600	416,800
Total	1,935,000	43,412,300	46,303,800

Notwithstanding the provisions of KRS 196.076 no appropriation is included in this Act for the Probation and Parole Officer Career Ladder.

It is the intention of this Act to provide adequate funds to incarcerate state felons either in adult correctional institutions or in local facilities including but not limited to jails, halfway houses, and private facilities. If any portion of the appropriation to adult institutions in either fiscal year is deemed to be in excess of necessary expenses, such amount, upon recommendation of the state budget director and the approval of the secretary of finance, may be transferred from the adult institutions appropriation to the local facilities program to avoid a projected deficit, provided no reduction in services will result from the transfer. d. Local Jails Support

	1990-91	1991-92
General Fund	15,476,600	15,476,600

Included in the General Fund appropriation is $954,800 in fiscal year 1990-91 and $954,800 in fiscal year 1991-92 for medical care contracts to be distributed, upon approval of the Corrections Cabinet, to counties by the formula codified in KRS 441.206; $200,000 in fiscal year 1990-91 and $200,000 in fiscal year 1991-92 is provided, on a partial reimbursement basis, for medical claims in excess of the statutorily established threshold pursuant to KRS 441.045.

It is the intent of the General Assembly that the $954,800 in fiscal year 1990-91 and $954,800 in fiscal year 1991-92 for medical contracts be maintained in an account specifically for medical contracts and that a county must be certified by the Corrections Cabinet to receive its pro rated share. To obtain certification, a county must submit a notarized statement to the cabinet which states that it has, to the best of its ability, investigated and obtained the most feasible medical contract or contracts possible. A copy of the contract shall be appended to the letter requesting certification. Upon receipt of the letter requesting certification, the Corrections Cabinet shall review, and if approvable, distribute the funds as appropriate. If the contract is not approvable, the cabinet must respond in writing to the county concerning its decision and basis for objection. In no event shall the cabinet release funds without giving proper certification. In no event shall moneys be expended for medical services or supplies that are not provided through an approved contract.

It is the intention of the General Assembly that $200,000 in fiscal year 1990-91 and $200,000 in fiscal year 1991-92 be maintained in a separate account for catastrophic medical expenses for indigents. It is the intention of the General Assembly that any medical claim which exceeds the statutory threshold may be reimbursed for that amount in excess of the statutory threshold. In no event shall this apply to expenses of an elective, as opposed to emergency, basis and expenses shall be paid according to the Kentucky Medical Assistance Schedule.

TOTAL—CORRECTIONS

	1989-90	1990-91	1991-92
General Fund	3,483,500	162,623,100	178,258,200
Restricted Funds		11,227,900	11,555,600
Federal Funds		244,300	252,200
Total	3,483,500	174,095,300	190,066,000

C. ECONOMIC DEVELOPMENT

30. OFFICE OF THE SECRETARY

	1989-90	1990-91	1991-92
General Fund	5,404,100	49,147,300	59,003,500
Restricted Funds		90,000	90,000
Federal Funds		100,000	
Total	5,404,100	49,337,300	59,093,500

Included in the General Fund appropriation is $27,941,600 in fiscal year 1990-91 and $26,658,400 in fiscal year 1991-92 for debt service payments on the Economic Development Bond Program for the previously appropriated bond issues. Included as a part of the debt service figures is $3,391,500 in fiscal year 1990-91 and $3,393,000 in fiscal year 1991-92 for the lease rental payments associated with the $36,600,000 Economic Development Road Bond issue of the Kentucky Turnpike Authority. The secretary of transportation shall certify to the secretary of economic development the actual amount required to meet the lease rental payment.

Included in the General Fund appropriation is $1,520,000 in fiscal year 1990-91 and $4,305,100 in fiscal year 1991-92 for the debt service payment associated with the new economic development bond appropriation identified in Part II.

Included in the General Fund appropriation is $4,020,100 in fiscal year 1990-91 and $11,788,300 in fiscal year 1991-92 for the debt service payment associated with the $100 million in Community Economic Development Bond projects identified in Part II.

Included in the General Fund appropriation is $906,300 in fiscal year 1989-90, $2,492,500 in fiscal year 1990-91 and $3,398,800 in fiscal year 1991-92 for the financial assistance program to preserve existing jobs and prevent unemployment.

Also included in the General Fund appropriation is $2,497,800 in fiscal year 1989-90, $2,160,300 in fiscal year 1990-91 and $1,735,900 in fiscal year 1991-92 for the Commonwealth's training program to preserve existing jobs and prevent unemployment.

The General Fund appropriation for fiscal year 1989-90 and succeeding fiscal years for the Bluegrass State Skills Corporation shall be continued and not lapse to the General Fund.

Notwithstanding the provisions of KRS 157.740 the secretary is directed to take such action as may be necessary to execute contractual agreements for designated skills training and education projects for which funds have been specifically appropriated.

No commitment for employee training shall be made beyond the ability of the cabinet to fund the project within the appropriation for the current biennium.

31. DEPARTMENT OF EXISTING BUSINESS AND INDUSTRY

	1990-91	1991-92
General Fund	2,225,900	2,306,700
Restricted Funds	366,700	401,300
Federal Funds	5,000	
Total	2,597,600	2,708,000

32. KENTUCKY DEVELOPMENT FINANCE AUTHORITY

	1990-91	1991-92
General Fund	6,178,100	6,207,200
Restricted Funds	819,600	838,200
Total	6,997,700	7,045,400

Included in the General Fund appropriation is $6,178,100 in fiscal year 1990-91 and $6,207,200 in fiscal year 1991-92 for debt service payments for previously appropriated bond issues for the Kentucky Development Finance Authority loan program.

33. DEPARTMENT OF THE ARTS

	1990-91	1991-92
General Fund	4,517,300	4,622,500
Restricted Funds	299,800	265,600
Federal Funds	650,300	650,300
Total	5,467,400	5,538,400

Included in the General Fund appropriation is $150,000 in fiscal year 1990-91 and $150,000 in fiscal year 1991-92 for the Governor's Institute for the Arts. Also included in the General Fund appropriation is $1,923,000 in fiscal year 1990-91 and $1,946,600 in fiscal year 1991-92 for the Development and Challenge Grant programs to be administered by the Kentucky Arts Council.

Included in the General Fund appropriation is $180,000 each fiscal year for Outdoor Drama Grants.

34. KENTUCKY GEOLOGICAL SURVEY

	1990-91	1991-92
General Fund	1,591,600	1,641,100

35. TOBACCO RESEARCH BOARD

	1990-91	1991-92
Restricted Funds	13,700	13,900

TOTAL - ECONOMIC DEVELOPMENT

	1989-90	1990-91	1991-92
General Fund	5,404,100	63,660,200	73,781,000
Restricted Funds		1,589,800	1,609,000
Federal Funds		755,300	650,300
TOTAL	5,404,100	66,005,300	76,040,300

D. EDUCATION AND HUMANITIES

36. DEPARTMENT OF EDUCATION

a. School Foundation Program

	1989-90	1990-91	1991-92
General Fund	6,600,000	1,172,521,700	1,213,958,900

Accumulated earnings for the Common School Fund shall each fiscal year be transferred to the School Foundation Program.

Funds appropriated to the School Foundation Program shall be allotted to school districts in accordance with KRS 157.310 through 157.430, except that the total of the funds allotted shall not exceed the appropriations for this purpose except as provided in this Act. If funds appropriated to the School Foundation Program are insufficient to provide the amount of money required under KRS 157.390(8), allotments to local school districts shall be reduced in accordance with KRS 157.430.

The amount to be included for the 1990-91 school year in the Foundation Program of a district for teachers' salaries shall be determined by multiplying the number of teachers in each rank, not to exceed the number of classroom units allowed, by the amount set forth in the following schedule, for a term of 185 days for each rank:

Rank Experience	I	II	III	IV	V
0-3 years	22,910	20,520	18,100	15,590	14,380
4-9 years	25,310	22,910	20,520	15,590	14,380
10-14 years	28,410	26,000	23,580	15,590	14,380
15 years	29,330	26,920	24,510	15,590	14,380
20 years and over	29,780	27,370	24,950	15,590	14,380

Beginning with the school year 1991-92, the amount to be included in the Foundation Program of a district for teachers' salaries shall be determined by multiplying the number of teachers in each rank, not to exceed the number of classroom units allowed, by the amount set forth in the following allotment schedule, for a term of 185 days, for each rank:

Rank Experience	I	II	III	IV	V
0-3 years	24,060	21,540	19,010	16,370	15,090
4-9 years	26,570	24,060	21,540	16,370	15,090
10-14 years	29,830	27,300	24,760	16,370	15,090
15-19 years	30,790	28,270	25,730	16,370	15,090
20 years and over	31,270	28,740	26,200	16,370	15,090

No working budget or salary schedule shall be approved in which the average salary paid any rank of teachers is not at least equivalent to the allotment for that rank, or in which any teacher is paid less than ninety-three percent (93%) of the School Foundation Program allotment for that rank for full-time service during the regular school year or the allotment under KRS 157.390(4) shall be reduced by an amount equal to the amount by which the district failed to meet salary requirements, except where there is a decline in local revenue of the district concerned after it has levied the maximum ad valorem property tax rate permitted by law. Any such reduction permitted shall be only for the amount of the decline in local revenue.

In the event any local board of education contends there has been a decline in local tax resources in that district, the State Board of Education shall certify such contention to the Revenue Cabinet. The cabinet shall then determine whether there has, in fact, been a decline in local tax resources of such district, and, if so, the amount of such decline. The Revenue Cabinet shall then certify its determination to the State Board of Education, and the board shall accept such certified determination as final.

The State Board of Education shall not approve any working budgets or salary schedule summaries for local boards of education for the school years 1990-91 and 1991-92 in which the total amount for 185 days on the salary schedule summary for School Foundation Program teachers' instructional salaries is not equal to the amount for 185 days on the salary schedule summary for school foundation program teachers' instructional salaries in the preceding year, plus the additional amount for teachers' salaries received by the district under this appropriation for a 185-day school term by assuming the same classroom units and rank and experience of teachers in the current year as in the preceding year in each local school district.

Local school district personnel who are employed beyond the regular school term of 185 days shall be so employed in accordance with the provisions of KRS 157.390(4) and 702 KAR 1:025. Funding for these extended employment days shall not exceed $26,668,700 in fiscal year 1990-91 and $27,948,300 in fiscal year 1991-92.

Included in the above appropriations are funds to extend the employment of all vocational agriculture units funded in the school foundation program to two hundred forty (240) days.

The allotment of any school district classroom units, pursuant to KRS 157.360(1) shall not exceed the number of teachers employed by that school district.

Notwithstanding the provisions of KRS 157.360(2)(b)(c)(e), in fiscal years 1990-91 and 1991-92 the allotment to school districts of basic classroom units for grade one (1) shall be made on the basis of one (1) for every twenty-one (21) pupils in average daily attendance, the allotments to school districts for grades two (2) and three (3) shall be made on the basis of one (1) for every twenty-two (22) pupils in average daily attendance, the allotment to school districts for grade four (4) shall be made on the basis of one (1) for every twenty-five (25) pupils in average daily attendance, the allotment to school districts for grades five (5) and six (6) shall be made on the basis of one (1) for every twenty-six (26) pupils in average daily attendance, and the allotment for grades seven (7) through twelve (12) shall be made on the basis of one (1) for every twenty-seven (27) pupils in average daily attendance.

Notwithstanding the provisions of KRS 157.360(5), (6), and (10) the allotments, provision for which is made under this Act, for classroom units shall be as follows:

	1990-91	1991-92
Vocational Education	2,538	2,538
Exceptional Children	4,360	4,360

Provided, however, that if the budgeted units in any category of classroom units—Vocational Education, Exceptional Children, Kindergarten, classroom units for elementary and secondary schools, and units related to school administration—prove to be excessive, the surplus may be reallocated to any other category or categories by the Superintendent of Public Instruction, upon the approval of the State Board of Education and the secretary of the Finance and Administration Cabinet.

Kindergarten units shall be allotted in fiscal year 1990-91 and fiscal year 1991-92 on the basis of one for every two classes with 25 pupils in average daily attendance in each class. The number of units allotted shall be based on end-of-year prior year average daily attendance including the percent of kindergarten increase in average daily attendance the first two months of the current year over the first two months of the previous school year.

The allotments of basic classroom units shall be made on the average daily attendance (ADA) for the end of the previous school year in public school grades one (1) through twelve (12) after the following deductions, (a) an average daily attendance of nine and six-tenths (9.6) in fiscal year 1990-91 and in fiscal year 1991-92 shall be deducted for each vocational education unit allotted, and (b) an average daily attendance of seven and two-tenths (7.2) in fiscal year 1990-91 and fiscal year 1991-92 shall be deducted for each exceptional children unit allotted.

The total number of administrative and special instructional services (ASIS) units allotted under KRS 157.360(12) shall be the sum of the total allotted number of basic units, kindergarten units, vocational units, and exceptional children units divided by nine.

The State Board of Education shall promulgate regulations upon the recommendation of the Superintendent of Public Instruction which shall cause ASIS units to be allocated with first priority given to funding units required for accreditation, and second priority given to adding units for classroom instruction. The third priority of funding shall be given to other needs for ASIS units in local school districts.

Allotments for ASIS classroom units pursuant to KRS 157.360(12) shall only be for those personnel who are qualified for their respective positions under applicable provisions of law and regulations and who maintain programs which have been approved pursuant to applicable regulations.

The amount to be included in the Foundation Program for other current expenses in the 1990-92 biennium shall be determined by multiplying the number of classroom units by: $5,584 in the 1990-91 school year and $5,751 in the 1991-92 school year.

The amount to be included in the Foundation Program for capital outlay shall be determined by multiplying the number of classroom units by: $1,800 in the 1990-91 school year and $1,800 in the 1991-92 school year.

In accordance with the intent of KRS 162.060 and 162.160, no space shall be rented, purchased, or otherwise acquired and thereafter converted to classroom use without prior approval of the Superintendent of Public Instruction. The State Board of Education may adopt regulations for the housing of school children. No facilities shall be approved for classroom use which are detrimental to the health of or dangerous to the safety of school children.

If a school district operates any school or grade of a school for a term of less than 185 days in accordance with KRS 158.070, or for a school day of less than the minimum required by KRS 158.060, the average daily attendance of such school shall be reduced proportionately by the Superintendent of Public Instruction in determining the allotment of classroom units.

Any undistributed balance in the Foundation Program fund at the end of the fiscal years 1990-91 and 1991-92 shall lapse to the General Fund except where provisions to the contrary are provided in this Act.

The total appropriation for the School Foundation Program shall be measured by, or construed as, estimates of the state expenditures required by KRS 157.310 et seq. If the required expenditures exceed these estimates, the secretary of the Finance and Administration Cabinet, with approval of the Governor, may increase the appropriation by such amount as may be available and necessary to meet, to the extent possible, the required expenditures under the hereinabove cited sections of the Kentucky Revised Statutes; provided, however, that any such increase of the total appropriation to the Foundation Program is subject to Part III, General Provisions, of this Act, and the provisions of KRS Chapter 48.

Included in this appropriation is $86,805,000 in fiscal year 1990-91, and $86,805,000 in fiscal year 1991-92 for the costs of transporting pupils to and from school. Calculations of the allotments of pupil transportation funds to school districts shall be made in accordance with KRS 157.370, except that the total of the funds allotted under KRS 157.390(7) shall not exceed $86,805,000 in fiscal year 1990-91 and $86,805,000 in fiscal year 1991-92 provided, however, that these sums may be increased by any excess funds appropriated for the School Foundation Program, but no such increases shall exceed the total transportation cost calculated in accordance with KRS 157.370, subject to the approval of the Superintendent of Public Instruction and the secretary of the Finance and Administration Cabinet, except where provisions to the contrary are stated in this Act.

In the event that the funds appropriated for pupil transportation in fiscal year 1990-91 and fiscal year 1991-92 are insufficient to provide allotments to local school districts in accordance with KRS 157.370, notwithstanding KRS 157.430, the allotments of funds for pupil transportation only to local school districts shall be ratably reduced without reducing other allotments under this appropriation.

Included in the School Foundation Program appropriation is $2,083,600 in fiscal year 1990-91 and $2,083,600 in fiscal year 1991-92 for Vocational Transportation.

b. Power Equalization

	1990-91	1991-92
General Fund	111,278,300	111,278,300

Funds are appropriated for the purpose of equalizing expenditures among students in local school districts in accordance with KRS 157.545 through 157.580, notwithstanding KRS157.560(2). If funds appropriated for Power Equalization are insufficient to provide allotments to local school districts in accordance with KRS 157.545 through 157.580, the allotments to local school districts shall be ratably reduced.

c. Executive Policy and Management

	1990-91	1991-92
General Fund	1,100,800	1,107,000

d. School Administration and Finance

	1990-91	1991-92
General Fund	18,787,500	23,089,300
Restricted Funds	818,600	851,900
Federal Funds	92,910,100	95,715,400
Total	112,516,200	119,656,600

Included in the above General Fund appropriation is $3,298,100 in fiscal year 1990-91 and $3,379,200 for fiscal year 1991-92 for reimbursement to local school districts for the Out-of-District Children program operated in accordance with KRS 158.135 and applicable regulations. Funds to be expended for the Out-of-District Children program shall be limited to these amounts, and if sufficient funds are not available within these allocated amounts to reimburse each district for the total allowed cost of the program, each allocation shall be ratably reduced to the level of available funds.

The above General Fund appropriation also includes $430,000 in fiscal year 1990-91 and $452,000 in fiscal year 1991-92 for school district audits; and $7,753,200 in fiscal year 1990-91 and $11,340,200 in fiscal year 1991-92 for the purchase of textbooks for grades kindergarten through eight. Local school districts shall establish, pursuant to State Board of Education regulations, a process whereby pupils may rent textbooks for a reasonable fee. Textbooks purchased by the State Board of Education, prior to July 1, 1984, for grades nine through twelve shall continue to be loaned or rented to pupils until they are no longer selected and listed by the State Textbook Commission. Rental fees collected by the district shall be used for the maintenance of the textbooks and the purchase of new textbooks.

The textbooks selected by the textbook commission for each subject and grade shall be used as basal texts in school districts for a period of six (6) years.

No appropriation is included in this Act for the replacement of student fees; therefore, public schools may charge students for necessary fees and rentals, and may require students to purchase necessary instructional materials.

e. Local District Health and Life Insurance

	1990-91	1991-92
General Fund	95,965,100	116,248,900

Included in the above General Fund appropriation is $535,000 in fiscal year 1990-91 and $595,000 in fiscal year 1991-92 to provide life insurance to each full-time certified and non-certified employee of local boards of education. Also included in the above General Fund appropriation is $95,186,200 in fiscal year 1990-91 and $115,396,000 in fiscal year 1991-92 to purchase medical insurance for certified and non-certified full-time employees of local boards of education pursuant to applicable statutes and regulations. If the costs for life insurance or health insurance exceed the levels of appropriated funds, any unexpended School Foundation Program funds may be used to offset such expenditures, subject to the approval of the secretary of the Finance and Administration Cabinet.

f. Internal Administration

	1990-91	1991-92
General Fund	4,834,500	5,319,600
Restricted Funds	121,200	67,600
Federal Funds	653,700	679,400
Total	5,609,400	6,066,600

Included in the above General Fund appropriation is $318,000 in fiscal year 1992 for debt service for the new dormitory at the Kentucky School for the Blind.

g. Instruction

	1989-90	1990-91	1991-92
General Fund	760,000	29,864,000	30,118,200
Restricted Funds		77,500	79,800
Federal Funds		85,142,800	87,389,400
Total	760,000	5,084,300	117,587,400

h. Education for Exceptional Children

	1990-91	1991-92
General Fund	10,925,500	11,568,500
Restricted Funds	399,400	430,700
Federal Funds	31,891,900	31,969,300
Total	43,216,800	43,968,500

Of the above General Fund appropriation, at least $3,564,200 in fiscal year 1990-91 and at least $3,789,900 in fiscal year 1991-92 is included for the Kentucky School for the Blind, and at least $6,074,000 in fiscal year 1990-91 and at least $6,440,700 in fiscal year 1991-92 is included for the Kentucky School for the Deaf.

i. Research and Planning

	1990-91	1991-92
General Fund	2,570,000	2,672,300
Federal Funds	13,100	13,500
Total	2,583,100	2,685,800

j. Communication Services

	1990-91	1991-92
General Fund	1,016,900	1,064,800
Restricted Funds	1,260,500	1,304,900
Federal Funds	41,200	42,200
Total	2,318,600	2,411,900

k. Secondary Vocational Education

	1990-91	1991-92
General Fund	6,635,900	6,834,000
Restricted Funds	365,600	374,200
Total	7,001,500	7,208,200

l. Community Education

	1990-91	1991-92
General Fund	1,302,000	1,311,000
Restricted Funds	37,100	38,200
Federal Funds	92,700	95,500
Total	1,431,800	1,444,700

m. Teacher Retirement Employer Contribution Match

	1990-91	1991-92
General Fund	2,022,700	2,123,900

The above General Fund appropriations include the employer match for salaries paid to Department of Education employees who are members of the Teachers' Retirement System which will be forwarded to the Teachers' Retirement System pursuant to the provisions of KRS 161.560, notwithstanding the provisions of KRS 161.550.

o. School Equity and Reform Initiatives

	1990-91	1991-92
General Fund	165,263,800	235,990,200

The above appropriations are for various school equity and reform initiatives as defined and enacted by the General Assembly. The appropriations are to be distributed among those units of government created or designated by the General Assembly to implement the initiatives.

TOTAL - DEPARTMENT OF EDUCATION

	1989-90	1990-91	1991-92
General Fund	7,360,000	1,624,088,700	1,762,684,900
Restricted Funds		3,079,900	3,147,300
Federal Funds		210,745,500	215,904,700
TOTAL	7,360,000	1,837,914,100	1,981,736,900

37. KENTUCKY EDUCATIONAL TELEVISION

	1990-91	1991-92
General Fund	10,606,200	10,381,000
Restricted Funds	158,000	281,700
Federal Funds	21,000	21,000
Total	10,785,200	10,683,700

Included in the above General Fund appropriation is $1,888,000 in fiscal year 1990-91 and $1,332,600 in fiscal year 1991-92 for debt service. Within this amount in fiscal year 1990-91 is $1,281,100 and $1,276,100 in fiscal year 1991-92 for debt service for the telecommunications center and the second channel and equipment.

38. HISTORICAL SOCIETY

	1990-91	1991-92
General Fund	2,066,400	2,256,400
Restricted Funds	365,100	376,000
Federal Funds	5,000	
Total	2,436,500	2,632,400

Included in the above General Fund appropriation is $113,100 in fiscal year 1990-91 and $226,100 in 1991-92 for debt service for the Kentucky Historic Preservation Center.

39. LIBRARIES AND ARCHIVES

a. General Operations

	1990-91	1991-92
General Fund	6,970,100	7,167,100
Restricted Funds	987,100	1,016,500
Federal Funds	1,095,400	1,099,100
Total	9,052,600	9,282,700

Included in the above General Fund appropriation is $1,413,500 in fiscal year 1990-91 and $1,409,500 in fiscal year 1991-92 for debt service.

Included in the above General Fund appropriation is $10,000 in fiscal year 1990-91 and $10,000 in fiscal year 1991-92 to be used to fund internships to train and develop future professionals in the archival field.

b. Direct Local Aid

	1990-91	1991-92
General Fund	5,442,900	4,576,200

Restricted Funds	5,000	5,000
Federal Funds	1,180,000	1,009,600
Total	6,627,900	5,590,800

Included in the above General Fund appropriation is $1,824,800 in fiscal year 1990-91 and $1,958,100 in fiscal year 1991-92 for state-aid grants to local public libraries. It is the intent of the General Assembly to distribute these funds according to the formula established by KRS 171.201 at the level of 36.3 cents per capita in fiscal year 1991 and 40.0 cents per capita in fiscal year 1992, notwithstanding any other provisions of KRS 171.201 to the contrary.

TOTAL - LIBRARIES AND ARCHIVES

	1990-91	1991-92
General Fund	12,413,000	11,743,300
Restricted Funds	992,100	1,021,500
Federal Funds	2,275,400	2,108,700
TOTAL	15,680,500	14,873,500

40. TEACHERS' RETIREMENT SYSTEM

	1990-91	1991-92
General Fund	200,934,500	200,777,400
Restricted Funds	2,743,100	2,825,400
Total	203,677,600	203,602,800

General funds are appropriated to comply with the obligations of the state under the Teachers' Retirement System statutes as provided in KRS 161.220 through 161.716, notwithstanding the provisions of KRS 161.550.

The above General Fund appropriation is based upon estimated funds needed to meet the requirements of KRS 161.220 through 161.716 notwithstanding the provisions of KRS 161.550. In the event the above General Fund appropriations are in excess of these requirements, such excess funds shall lapse to the credit of the General Fund.

In accordance with KRS 161.420, in each fiscal year an amount not greater than four percent (4%) of the receipts of the state accumulation fund shall be set aside into the expense fund or expended for the administration of the retirement system. No General Fund dollars are provided in fiscal year 1990-91 or fiscal year 1991-92 for the cost of administration.

41. ORAL HISTORY COMMISSION

	1990-91	1991-92
General Fund	117,200	118,400
Restricted Funds		500
Federal Funds	15,900	
Total	133,100	118,900

42. HERITAGE COUNCIL

	1990-91	1991-92
General Fund	709,600	730,100
Restricted Funds	50,800	63,200
Federal Funds	624,200	631,200
Total	1,384,600	1,424,500

Included in the above General Fund appropriation is $268,100 in fiscal year 1990-91 and $272,800 in fiscal year 1991-92 for the Kentucky Main Street Program.

43. COMMISSION ON THE DEAF AND HEARING IMPAIRED

	1990-91	1991-92
General Fund	238,800	250,200

44. OFFICE OF THE SECRETARY

	1990-91	1991-92
General Fund	300,400	314,700

Included in the above General Fund appropriation is $21,600 in fiscal year 1990-91 and $22,900 in fiscal year 1991-92 for the Client Assistance Program for operations.

TOTAL - EDUCATION AND HUMANITIES

	1989-90	1990-91	1991-92
General Fund	7,360,000	1,851,474,800	1,989,256,400
Restricted Funds		7,389,000	7,715,600
Federal Funds		213,687,000	218,665,600
TOTAL	7,360,000	2,072,550,800	2,215,637,600

E. FINANCE AND ADMINISTRATION CABINET

45. FINANCE AND ADMINISTRATION CABINET

a. General Administration

	1990-91	1991-92
General Fund	7,142,500	8,578,000
Restricted Funds	2,147,200	2,284,000
Total	9,289,700	10,862,000

Included in the above General Fund appropriation is $190,000 in fiscal year 1990-91 and $195,000 in fiscal year 1991-92 for payment to the City of Frankfort for the provision of fire and police protection and other services for state-owned property in accordance with KRS 45.021. Also included in the above General Fund appropriation is $1,083,500 in fiscal year 1990-91 and $2,167,000 in fiscal year 1991-92 in the Office for Financial Management and Economic Analysis for debt service for the Kentucky Infrastructure Authority. Also included is $2,100,000 in each year of the biennium for debt service on previously authorized bonds in the Kentucky Infrastructure Authority.

Also included in the above General Fund appropriation is $650,000 in each year of the biennium for the Office for Financial Management and Economic Analysis for banking services.

b. Department of Administration

	1990-91	1991-92
General Fund	6,083,700	6,201,200
Restricted Funds	12,172,600	12,621,900
Total	18,256,300	18,823,100

c. Department of Facilities Management

	1990-91	1991-92
General Fund	14,330,200	17,149,400

Restricted Funds	28,299,600	29,266,000
Total	42,629,800	46,415,400

Included in the above General Fund appropriation is $1,735,000 in fiscal year 1990-91 and $1,691,600 in fiscal year 1991-92 in the Division of Physical Plant for debt service payments for previously issued bonds for the Capital Plaza Authority.

Also included in the above General Fund appropriation is $2,572,100 in fiscal year 1990-91 and $5,139,100 in fiscal year 1991-92 for the Division of Engineering for debt service payments relating to new bond authorizations and $3,285,000 in fiscal year 1990-91 and $3,327,900 in fiscal year 1991-92 for previously authorized debt.

d. Department of Information Systems

	1990-91	1991-92
Restricted Funds	28,894,600	29,727,800

TOTAL - FINANCE AND ADMINISTRATION

		1990-91	1991-92
General Fund		27,556,400	31,928,600
Restricted Funds		71,514,000	73,899,700
TOTAL	99,070,400	105,828,300	

F. HIGHER EDUCATION

46. COUNCIL ON HIGHER EDUCATION

	1990-91	1991-92
General Fund	6,776,800	7,859,200
Restricted Funds	25,000	12,500
Federal Funds	360,500	371,300
Total	7,162,300	8,243,000

47. HIGHER EDUCATION ASSISTANCE AUTHORITY

	1990-91	1991-92
General Fund	20,170,800	21,550,900
Restricted Funds	7,916,900	8,024,500
Federal Funds	1,141,000	1,141,000
Total	29,228,700	30,716,400

General Fund appropriated hereunder shall be used solely for the purpose of making awards to students.

Any unexpended General Fund appropriations occurring during the fiscal years 1989-90 and 1990-91 in the Kentucky Higher Education Assistance Authority shall not lapse but be carried forward into the next fiscal year.

Included in the above Restricted Funds appropriation is $292,700 in each fiscal year for Teachers' Scholarships. Also included in the Restricted Fund appropriation is $1,000,000 in each fiscal year for the KHEAA Work-Study program.

48. EASTERN KENTUCKY UNIVERSITY

	1990-91	1991-92
General Fund	51,364,400	56,029,900
Restricted Funds	48,261,700	50,656,500
Federal Funds	10,887,000	10,887,000
Total	110,513,100	117,573,400

Included in the above General Fund appropriation is $4,169,500 in fiscal year 1990-91 and $4,840,100 in fiscal year 1991-92 for debt service.

49. KENTUCKY STATE UNIVERSITY

	1990-91	1991-92
General Fund	17,066,600	18,075,200
Restricted Funds	7,955,600	8,415,100
Federal Funds	6,715,800	6,847,900
Total	31,738,000	33,338,200

Included in the above General Fund appropriation is $1,597,900 in fiscal year 1990-91 and $1,594,900 in fiscal year 1991-92 for debt service.

50. MOREHEAD STATE UNIVERSITY

	1990-91	1991-92
General Fund	31,343,800	33,894,900
Restricted Funds	24,456,000	27,043,600
Federal Funds	6,989,600	6,989,600
Total	62,789,400	67,928,100

Included in the above General Fund appropriation is $2,958,300 in fiscal year 1990-91 and $3,580,800 in fiscal year 1991-92 for debt service.

51. MURRAY STATE UNIVERSITY

	1990-91	1991-92
General Fund	37,639,000	40,179,500
Restricted Funds	27,617,000	29,056,900
Federal Funds	5,266,600	5,424,600
Total	70,522,600	74,661,000

Included in the above General Fund appropriation is $3,179,900 in fiscal year 1990-91 and $3,677,900 in fiscal year 1991-92 for debt service.

52. NORTHERN KENTUCKY UNIVERSITY

	1990-91	1991-92
General Fund	28,522,600	30,073,900
Restricted Funds	22,108,500	23,550,300
Federal Funds	2,661,200	2,661,200
Total	53,292,300	56,285,400

Included in the above General Fund appropriation is $4,269,700 in fiscal year 1990-91 and $4,270,200 in fiscal year 1991-92 for debt service.

53. UNIVERSITY OF KENTUCKY

	1990-91	1991-92
General Fund	223,472,200	250,232,000
Restricted Funds	319,135,300	349,198,800
Federal Funds	68,827,400	70,785,000
Total	611,434,900	670,215,800

Included in the above General Fund appropriation is $12,956,800 in fiscal year 1990-91 and $15,985,300 in fiscal year 1991-92 for debt service.

54. UNIVERSITY OF KENTUCKY COMMUNITY COLLEGE SYSTEM

	1990-91	1991-92
General Fund	58,399,100	68,711,100
Restricted Funds	31,000,500	33,190,100
Federal Funds	1,753,000	1,834,900
Total	91,152,600	103,736,100

Included in the above General Fund appropriation is $6,741,200 in fiscal year 1990-91 and $7,051,600 in fiscal year 1991-92 for debt service.

55. UNIVERSITY OF LOUISVILLE

	1990-91	1991-92
General Fund	130,268,400	141,991,800
Restricted Funds	126,185,400	129,099,000
Federal Funds	14,871,200	15,552,300
Total	271,325,000	286,643,100

Included in the above General Fund appropriation is $9,964,600 in fiscal year 1990-91 and $10,026,600 in fiscal year 1991-92 for debt service. Also included in the above General Fund appropriation is $12,575,700 in fiscal year 1990-91 and $13,179,300 in fiscal year 1991-92 to fulfill the Commonwealth's contractual obligation relating to indigent care furnished by Humana Hospital-University. The General Fund appropriation related to indigent care in the first year of the biennium shall continue into the second year, for this purpose. Any unused portion of the General Fund appropriation relating to indigent care shall lapse to the credit of the General Fund at the end of fiscal year 1991-92.

56. WESTERN KENTUCKY UNIVERSITY

	1990-91	1991-92
General Fund	50,171,800	53,723,500
Restricted Funds	40,739,000	43,840,700
Federal Funds	8,143,000	8,381,800
Total	99,053,800	105,946,000

Included in the above General Fund appropriation is $3,728,300 in fiscal year 1990-91 and $4,072,300 in fiscal year 1991-92 for debt service.

TOTAL - HIGHER EDUCATION

	1990-91	1991-92
General Fund	655,195,500	722,321,900
Restricted Funds	655,400,900	702,088,000
Federal Funds	127,616,300	130,876,600
TOTAL	1,438,212,700	1,555,286,500

G. HUMAN RESOURCES

57. CABINET FOR HUMAN RESOURCES

a. Department for Social Insurance

1. Administration

	1990-91	1991-92
General Fund	38,204,200	39,710,500
Restricted Funds	8,681,100	9,400,300
Federal Funds	66,561,000	72,058,400
Total	113,446,300	121,169,200

The Department for Social Insurance shall reimburse citizen members of the Public Assistance Appeals Board an amount not to exceed $75 per day plus travel expenses.

If any portion of the above General Fund appropriation in either fiscal year is deemed to be in excess of the necessary expenses for administration of the department, such amount, with the approval of the Governor, may be used for Public Assistance Benefits to the needy and/or Medicaid Benefits in accordance with the statutes governing the functions and activities of the Department for Social Insurance and of the Department for Medicaid Services. In no instance shall these excess funds be used, without the prior written approval of the Governor, to:

1. Establish a new program.
2. Expand the services of an existing program.
3. Increase rates or payment levels in an existing program.

In instances where approval is given, notification shall be immediately forwarded to the Legislative Research Commission, along with the Governor's written approval and supporting documents from the Cabinet for Human Resources and the Finance and Administration Cabinet.

Pursuant to KRS 205.800 the Department for Social Insurance may enter into cooperative arrangements with domestic relations and/or Friend of the Court to assist the department in administering the Child Support program. Such arrangements may include the transfer by the department of up to $250,000, to replace local funding lost upon entering into cooperative arrangements with the department due to federal restrictions regarding the collection and distribution of child support payments and poundage fees under Title IV-D of the Social Security Act.

Any unexpended General Fund appropriation occurring during the fiscal year 1989-90 and fiscal year 1990-91 in the Cabinet for Human Resources shall not lapse but be carried forward into the next fiscal year. The secretary shall first use up to $500,000 of such funds in each fiscal year, to pay a state supplement to Personal Care Homes for those Personal Care Homes that provide care to the formerly hospitalized mentally ill and meet the appropriate qualifications and guidelines set forth by administrative regulation.

2. Benefits

	1989-90	1990-91	1991-92
General Fund	2,746,900	64,962,900	66,312,400
Restricted Funds	1,500,000	12,418,200	12,418,200

Federal Funds		160,433,000	162,311,600
Total	4,246,900	237,814,100	241,042,200

These funds are to be used for the payment of benefits in accordance with the statutes governing the functions and activities of the Department for Social Insurance. No portion of this appropriation may be used for the costs of administration.

If any portion of the above General Fund appropriation in either fiscal year is deemed to be in excess of the necessary expenses for benefits, such amount, with the approval of the Governor, may be transferred from the Department for Social Insurance Benefits appropriation to the Department for Medicaid Services Benefits appropriation to avoid a projected deficit provided no reduction in services or eligibles will result from the transfer. Such transfer shall be approved by the secretary of the Finance and Administration Cabinet after concurrence by the state budget director of the Governor's Office for Policy and Management. Such transfer shall be reported promptly to the Interim Joint Committee on Appropriations and Revenue. In no instance shall these excess funds be used to:

1. Establish a new program.
2. Expand the services of an existing program.
3. Increase rates or payment levels in an existing program.

Notwithstanding the provisions of KRS 42.560 and KRS 42.570, the amount necessary to supplement federal funds to maintain program levels as appropriated is authorized from the Energy Trust Fund for fiscal year 1990-91 and fiscal year 1991-92 for the LIHEAP and Weatherization programs. An additional $1,500,000 may be taken from the Energy Trust Fund in fiscal year 1989-90.

3. Welfare Reform

	1989-90	1990-91	1991-92
General Fund	697,800	18,658,100	31,421,300
Federal Funds	697,800	40,745,000	71,684,200
Total	1,395,600	59,403,100	103,105,500

The secretary for the Cabinet for Human Resources shall, on a quarterly basis, allocate the funds to meet the expenses of the various departments participating in implementing the Federal Family Support Act of 1988 after having notified the secretary of the Finance and Administration Cabinet, the state budget director of the Governor's Office for Policy and Management, and the Interim Joint Committee on Appropriations and Revenue.

The secretary of the Finance and Administration Cabinet may initiate procurement of necessary equipment at the request of the secretary for Human Resources for the sole purpose of implementation of the Federal Family Support Act. This provision is to allow the timely acquisition of such equipment on or after July 1, 1990 contingent on the General Fund appropriation contained herein, although this appropriation will not be available at the time the equipment is ordered, but shall be contained in the General Fund appropriation for payment upon delivery after July 1, 1990.

b. Department for Medicaid Services

1. Administration

	1989-90	1990-91	1991-92
General Fund	275,000	12,817,100	13,685,200
Restricted Funds		150,000	175,000
Federal Funds		20,280,900	21,452,200
Total	275,000	33,248,000	35,312,400

If any portion of the General Fund appropriation in either fiscal year is deemed to be in excess of the necessary expenses for administration of the department, such amount, with the approval of the Governor, may be used for Medicaid Benefits and/or Public Assistance Benefits to the needy in accordance with the statutes governing the functions and activities of the Department for Medicaid Services and of the Department for Social Insurance. In no instance shall these excess funds be used, without the prior written approval of the Governor, to:

1. Establish a new program.
2. Expand the services of an existing program.
3. Increase rates or payment levels in an existing program.

In instances where approval is given, notification shall be immediately forwarded to the Legislative Research Commission, along with the Governor's written approval and supporting documents from the Cabinet for Human Resources and the Finance and Administration Cabinet.

2. Benefits

	1989-90	1990-91	1991-92
General Fund	17,627,600	301,059,500	340,444,600
Restricted Funds		3,250,000	3,250,000
Federal Funds		831,457,700	937,286,200
Total	17,627,600	1,135,767,200	1,280,980,800

These funds are to be used for the payment of benefits in accordance with the statutes governing the functions and activities of the Department for Medicaid Services. No portion of the General Fund appropriation may be used for the costs of administration.

If any portion of the General Fund appropriation in either fiscal year is deemed to be in excess of the necessary expenses for benefits, such amount, with the approval of the Governor, may be transferred from the Department for Medicaid Services Benefits appropriation to the Department for Social Insurance Benefits appropriation to avoid a projected deficit, provided no reduction in services or eligibles will result from the transfer. Such transfer shall be approved by the secretary of the Finance and Administration Cabinet after concurrence by the state budget director of the Governor's Office for Policy and Management. Such transfer shall be reported promptly to the Interim Joint Committee on Appropriations and Revenue. In no instance shall these funds be used to:

1. Establish a new program.
2. Expand the services of an existing program.
3. Increase rates of payment levels in an existing program.

c. Department for Employment Services

1. Employment Services

	1990-91	1991-92
General Fund	16,224,000	
Restricted Funds	3,710,800	3,882,800
Federal Funds	82,146,600	84,551,300
Total	102,081,400	88,434,100

2. Administration-Unemployment Insurance

	1990-91	1991-92
Federal Funds	17,568,300	18,508,100

3. Benefits-Unemployment Insurance

	1990-91	1991-92
Federal Funds	167,169,000	172,184,100

TOTAL - EMPLOYMENT SERVICES

	1990-91	1991-92
General Fund	16,224,000	
Restricted Funds	3,710,800	3,882,800
Federal Funds	266,883,900	275,243,500
TOTAL	286,818,700	279,126,300

Included in the above General Fund appropriation is $16,224,000 in fiscal year 1990-91 to complete the state's training incentive commitments, including the Industrial Development Training Project.

d. Department for Health Services

	1990-91	1991-92
General Fund	37,827,600	39,372,600
Restricted Funds	9,600,400	9,895,600
Federal Funds	79,278,800	79,938,000
Total	126,706,800	129,206,200

e. Department for Mental Health/Mental Retardation Services

	1990-91	1991-92
General Fund	89,716,700	95,922,800
Restricted Funds	48,492,200	50,041,200
Federal Funds	13,241,500	13,624,800
Total	151,450,400	159,588,800

Included in the above General Fund appropriation is $1,523,200 in fiscal year 1990-91 and $3,032,900 in fiscal year 1991-92 for debt service.

f. Department for Social Services

	1990-91	1991-92
General Fund	88,336,300	96,082,000
Restricted Funds	2,471,700	2,471,700
Federal Funds	80,351,800	78,654,800
Total	171,159,800	177,208,500

Any unexpended General Fund appropriation occurring during the fiscal year 1989-90 and fiscal year 1990-91 in the Cabinet for Human Resources shall not lapse but be carried forward into the next fiscal year. The secretary shall use, after the first $500,000, up to $1,500,000 of such funds in each fiscal year to develop a computerized integrated client resource teaching system and shall pursue appropriate federal funding if applicable. The secretary shall notify the secretary of the Finance and Administration Cabinet, state budget director, and the Interim Joint Committee on Appropriations and Revenue prior to the expenditure of these funds.

Included in the above General Fund appropriation is $285,100 in fiscal year 1991-92 for debt service.

g. Administration and Program Support

	1990-91	1991-92
General Fund	15,986,800	17,557,500

Restricted Funds	6,227,800	6,288,800
Federal Funds	14,166,600	14,598,300
Total	36,381,200	38,444,600

Included in the above General Fund appropriation is $5,136,100 in fiscal year 1990-91 and $5,735,300 in fiscal year 1991-92 for debt service.

Notwithstanding other provisions to the contrary, the secretary is directed to promulgate such administrative regulations as may be required to prescribe user fee amounts which are provided in the applicable restricted fund appropriations.

TOTAL - HUMAN RESOURCES CABINET

	1989-90	1990-91	1991-92
General Fund	21,347,300	683,793,200	740,508,900
Restricted Funds	1,500,000	95,002,200	97,823,600
Federal Funds	697,800	1,573,400,200	1,726,852,000
TOTAL	23,545,100	2,352,195,600	2,565,184,500

58. COMMISSION FOR HANDICAPPED CHILDREN

	1990-91	1991-92
General Fund	8,004,000	8,249,400
Restricted Funds	677,400	697,800
Federal Funds	3,360,000	3,371,500
Total	12,041,400	12,318,700

59. COMMISSION FOR HEALTH ECONOMICS CONTROL
in Kentucky

	1990-91	1991-92
General Fund	524,500	602,400
Restricted Funds	186,300	145,200
Total	710,800	747,600

The secretary shall evaluate the staffing and budgetary needs of the Commission for Health Economics Control in Kentucky prior to July 1, 1990 and shall, if deemed necessary, make such adjustments as may be necessary based on the workloads, duties and responsibilities as set forth under KRS 216B. Any such adjustment shall be within the total appropriation and staff level of the Cabinet for Human Resources as provided in this Act.

TOTAL - HUMAN RESOURCES

	1989-90	1990-91	1991-92
General Fund	21,347,300	692,321,700	749,360,700
Restricted Funds	1,500,000	95,865,900	98,666,600
Federal Funds	697,800	1,576,760,200	1,730,223,500
TOTAL	23,545,100	2,364,947,800	2,578,250,800

H. JUSTICE

60. JUSTICE CABINET

a. Department of State Police

	1990-91	1991-92
General Fund	70,232,400	72,344,100
Restricted Funds	2,830,700	2,923,100
Federal Funds	6,656,500	6,787,900
Total	79,719,600	82,055,100

Included in the above General Fund appropriation is $789,600 in fiscal year 1990-91 and $813,300 in fiscal year 1991-92 for the Kentucky Early Warning System (KEWS) operation.

Included in the above General Fund appropriation is debt service of $291,700 in fiscal year 1990-91 and $294,200 in fiscal year 1991-92 for previously issued bonds.

There is hereby appropriated from the General Fund to the Department of State Police funds which are required as a result of the Governor's call of the Kentucky State Police to extraordinary duty; provided, however, that an emergency situation shall have been declared to exist by the Governor.

b. Justice Administration

	1990-91	1991-92
General Fund	2,267,000	2,379,200
Restricted Funds	1,436,300	1,349,600
Federal Funds	6,271,400	6,294,200
Total	9,974,700	10,023,000

c. Criminal Justice Training

	1990-91	1991-92
Restricted Funds	16,296,600	16,372,500

Under the provisions of the Kentucky Law Enforcement Foundation Program Fund, an eligible local unit of government shall be entitled to receive a supplement to each qualified police officer's annual base salary from the Law Enforcement Foundation Program Fund, to be paid to each officer in addition to his regular salary as prescribed by KRS 15.460 and KRS 15.500. Included in the above appropriation is $8,275,000 in fiscal year 1990-91 and $8,275,000 in fiscal year 1991-92 for training incentive payments pursuant to KRS 15.430, from receipts pursuant to KRS 136.392. It is the intent of the 1990 General Assembly that in the event funds appropriated from the Kentucky Law Enforcement Foundation Program Fund (KLEFPF) for training incentive payments are not sufficient to ensure each participant a training incentive payment which is at least $2,500, the General Assembly hereby directs that any amounts available to KLEFPF be utilized to ensure such payment.

Also included in the above restricted funds appropriation is $3,021,600 in fiscal year 1990-91 and $3,097,500 in fiscal year 1991-92 for the cost of operating the Department of Criminal Justice Training, for the operation of the Kentucky Law Enforcement Council program and the administration of the Kentucky Law Enforcement Foundation Program Fund. Any provisions to the contrary codified in KRS 15.430-510 or KRS 42.190 are hereby suspended.

TOTAL - JUSTICE CABINET

	1990-91	1991-92
General Fund	72,499,400	74,723,300
Restricted Funds	20,563,600	20,645,200
Federal Funds	12,927,900	13,082,100
TOTAL	105,990,900	108,450,600

I. LABOR

61. LABOR CABINET

a. General Administration and Support

	1990-91	1991-92
General Fund	356,000	365,200
Restricted Funds	2,306,400	2,385,200
Total	2,662,400	2,750,400

b. Department of Workplace Standards

	1990-91	1991-92
General Fund	1,565,100	1,645,800
Restricted Funds	99,589,300	107,716,900
Federal Funds	4,501,200	4,768,100
Total	105,655,600	114,130,800

c. Department of Workers' Claims

	1990-91	1991-92
Restricted Funds	6,946,700	7,113,800

The Commissioner of the Department of Workers' Claims shall be paid a salary not to exceed the salary of an administrative law judge as provided in KRS Chapter 342.

The Labor Cabinet shall report monthly to the Committee on Appropriations and Revenue its monthly expenditures of restricted agency funds and the nature of such expenditures. Separate reporting shall be done by each department within the Labor Cabinet and for general administration and support.

Notwithstanding the provisions of KRS Chapter 342 to the contrary, the Office of the Attorney General shall be responsible for the administration of the uninsured employers' fund and shall be charged with the conservation of the assets of the fund. Funds to reimburse the Attorney General's Office for expenses incurred in litigation and administration in defense of the uninsured employers' fund shall be transferred upon request of the Attorney General's Office and approved by the secretary of the Labor Cabinet.

The Office of the Attorney General shall report monthly to the Interim Joint Committee on Appropriations and Revenue the amount of the restricted funds expenditures in each month for the uninsured employers' fund and the nature of such expenditures.

d. Kentucky Occupational Safety and Health Review

	1990-91	1991-92
Federal Funds	310,400	320,800

TOTAL - LABOR CABINET

	1990-91	1991-92
General Fund	1,921,100	2,011,000

Restricted Funds	108,842,400	117,215,900
Federal Funds	4,811,600	5,088,900
TOTAL	115,575,100	124,315,800

J. NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION

62. NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET

a. Department for Natural Resources

	1990-91	1991-92
General Fund	8,266,600	8,270,000
Restricted Funds	5,181,700	5,379,200
Federal Funds	1,371,300	1,164,800
Total	14,819,600	14,814,000

Not less than $140,000 of the General Fund appropriation for each fiscal year shall be set aside for emergency forest fire suppression. Any expenditure for emergency fire suppression in excess of this amount in either fiscal year is hereby appropriated; provided, however, upon recommendation of the state budget director, the secretary of the Finance and Administration Cabinet shall approve such expenditure by written order.

b. Department for Environmental Protection

	1989-90	1990-91	1991-92
General Fund	1,093,400	21,416,900	26,354,500
Restricted Funds		2,773,300	3,293,000
Federal Funds		7,001,300	6,466,900
Total	1,093,400	31,191,500	36,114,400

Included in the General Fund appropriation is $2,955,400 in fiscal year 1990-91 and $4,559,600 in fiscal year 1991-92 for debt service.

c. Department for Surface Mining Reclamation and Enforcement

	1990-91	1991-92
General Fund	10,970,300	12,389,700
Restricted Funds	3,375,300	3,668,000
Federal Funds	14,968,700	15,083,400
Total	29,314,300	31,141,100

Included in the General Fund appropriation is $1,000,000 in each fiscal year for the return of permit and acreage fees per KRS 350.139; any required expenditure for this purpose in excess of this amount in either fiscal year is hereby appropriated to the department.

d. Department of Law

	1989-90	1990-91	1991-92
General Fund	58,000	1,294,600	1,802,600
Federal Funds		3,136,600	3,273,800
Total	58,000	4,431,200	5,076,400

e. General Administration and Support

	1990-91	1991-92
General Fund	3,529,400	3,742,800
Restricted Funds	94,300	7,500
Federal Funds	156,600	152,100
Total	3,780,300	3,902,400

TOTAL - NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET

	1989-90	1990-91	1991-92
General Fund	1,151,400	45,477,800	52,559,600
Restricted Funds		11,424,600	12,347,700
Federal Funds		26,634,500	26,141,000
TOTAL	1,151,400	83,536,900	91,048,300

63. ENVIRONMENTAL QUALITY COMMISSION

	1990-91	1991-92
General Fund	98,800	106,600
Restricted Funds	2,600	
Total	101,400	106,600

64. KENTUCKY NATURE PRESERVES COMMISSION

	1990-91	1991-92
General Fund	390,300	415,000
Restricted Funds	131,000	87,000
Federal Funds	64,500	67,100
Total	585,800	569,100

TOTAL - NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION

	1989-90	1990-91	1991-92
General Fund	1,151,400	45,966,900	53,081,200
Restricted Funds		11,558,200	12,434,700
Federal Funds		26,699,000	26,208,100
TOTAL	1,151,400	84,224,100	91,724,000

K. PUBLIC PROTECTION AND REGULATION

65. OFFICE OF THE SECRETARY

	1990-91	1991-92
General Fund	342,400	359,800

66. DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

	1990-91	1991-92
General Fund	1,858,500	1,880,500

Restricted Funds		3,500	3,500
Total		1,862,000	1,884,000

67. BOARD OF CLAIMS/CRIME VICTIMS COMPENSATION BOARD

	1990-91	1991-92
General Fund	630,900	649,400
Restricted Funds	805,100	829,800
Federal Funds	309,000	318,300
Total	1,745,000	1,797,500

68. BOARD OF TAX APPEALS

	1989-90	1990-91	1991-92
General Fund	28,000	267,400	279,400

69. DEPARTMENT OF HOUSING, BUILDINGS AND CONSTRUCTION

	1990-91	1991-92
General Fund	3,130,900	3,381,500
Restricted Funds	18,675,300	19,218,700
Federal Funds	8,000	8,000
Total	21,814,200	22,608,200

Included in the restricted funds appropriation is $3,600,000 in fiscal year 1990-91 and $3,700,000 in fiscal year 1991-92 which is to be transferred to the General Fund surplus under the fund transfer section of this Act.

70. KENTUCKY STATE RACING COMMISSION

	1990-91	1991-92
General Fund	520,200	535,900
Restricted Funds	5,327,100	5,459,500
Total	5,847,300	5,995,400

Included in the above restricted funds appropriation is $650,700 in fiscal year 1990-91 and $670,200 in fiscal year 1991-92 for the Backside Improvement Commission.

71. KENTUCKY HARNESS RACING COMMISSION

	1989-90	1990-91	1991-92
General Fund	104,800	780,800	730,000
Restricted Funds		1,155,700	1,167,500
Total	104,800	1,864,500	1,897,500

72. DEPARTMENT OF MINES AND MINERALS

	1990-91	1991-92
General Fund	8,145,800	8,402,100
Restricted Funds	777,200	842,500

Federal Funds	595,000	624,000
Total	9,518,000	9,868,600

73. DEPARTMENT OF PUBLIC ADVOCACY

	1990-91	1991-92
General Fund	9,597,900	10,007,800
Restricted Funds	373,900	313,300
Federal Funds	806,800	769,700
Total	10,778,600	11,090,800

74. PUBLIC SERVICE COMMISSION

	1990-91	1991-92
General Fund	4,092,600	5,590,100
Restricted Funds	37,800	38,600
Federal Funds	120,000	120,000
Total	4,250,400	5,748,700

75. REGISTRY OF ELECTION FINANCE

	1990-91	1991-92
General Fund	480,200	499,800

76. DEPARTMENT OF FINANCIAL INSTITUTIONS

	1990-91	1991-92
Restricted Funds	5,367,700	5,619,800

Included in the restricted funds appropriation is $500,000 in each fiscal year which is to be transferred to General Fund surplus under the Fund Transfer Section of this Act.

77. DEPARTMENT OF INSURANCE

	1990-91	1991-92
Restricted Funds	6,043,700	6,310,800
Federal Funds	240,100	248,000
Total	6,283,800	6,558,800

Included in the restricted funds appropriation is $118,200 in fiscal year 1990-91 and $119,500 in fiscal year 1991-92 which is to be transferred to capital construction to cover the cost of the department's capital construction project.

TOTAL - PUBLIC PROTECTION AND REGULATION CABINET

	1989-90	1990-91	1991-92
General Fund	132,800	29,775,600	32,316,300
Restricted Funds		38,567,000	39,804,000
Federal Funds		2,078,900	2,088,000
TOTAL	132,800	70,421,500	74,208,300

L. REVENUE CABINET

78. REVENUE CABINET

a. General Administration and Support

	1990-91	1991-92
General Fund	14,530,200	15,305,500
Restricted Funds		55,600
Total	14,530,200	15,361,100

General Administration and Support is comprised of the Office of the Secretary and the Department of Administrative Services.

b. Property Valuation Administrators

	1990-91	1991-92
General Fund	16,858,400	19,661,200
Restricted Funds	1,954,600	1,955,200
Total	18,813,000	21,616,400

Included in the General Fund appropriation is $2,000,000 in fiscal year 1990-91 and $4,000,000 in fiscal year 1991-92 for an Emergency Assessment Fund. Any unexpended General Fund appropriation contained in the Emergency Assessment Fund at the close of fiscal year 1990-91 shall not lapse but be carried forward into fiscal year 1991-92.

c. Department of Tax Compliance

	1990-91	1991-92
General Fund	20,230,200	20,533,900
Restricted Funds	1,062,600	1,088,000
Federal Funds	177,000	177,000
Total	21,469,800	21,798,900

d. Department of Property Taxation

	1989-90	1990-91	1991-92
General Fund	1,336,400	5,515,100	5,641,800
Restricted Funds		231,500	235,200
Total	1,336,400	5,746,600	5,877,000

TOTAL - REVENUE CABINET

	1989-90	1990-91	1991-92
General Fund	1,336,400	57,133,900	61,142,400
Restricted Funds		3,248,700	3,334,000
Federal Funds		177,000	177,000
TOTAL	1,336,400	60,559,600	64,653,400

M. TOURISM

79. OFFICE OF SECRETARY

	1990-91	1991-92
General Fund	1,035,000	1,292,100

80. BREAKS INTERSTATE PARK

	1990-91	1991-92
General Fund	200,000	200,000

For matching funds appropriated by the Commonwealth of Virginia relating to construction, maintenance, and operations at the Breaks Interstate Park. In accordance with the Breaks Interstate Compact this appropriation is contingent upon an appropriation by the Commonwealth of Virginia adequate to match this amount on an equal basis; provided, however, that appropriations to date shall be considered cumulatively, and any deficit in appropriations by this state may be removed.

81. DEPARTMENT OF TRAVEL DEVELOPMENT

	1990-91	1991-92
General Fund	6,225,200	6,395,900

82. DEPARTMENT OF PARKS

	1990-91	1991-92
General Fund	20,277,700	24,897,300
Restricted Funds	35,551,700	34,463,100
Total	55,829,400	59,360,400

Included in the General Fund appropriation is $1,383,000 in fiscal year 1990-91 and $2,852,000 in fiscal year 1991-92 for debt service for Projects 45, 48, 49, 50, and the projects identified in Part II.

83. KENTUCKY HORSE PARK

	1990-91	1991-92
General Fund	1,893,400	2,115,200
Restricted Funds	3,523,800	3,455,500
Total	5,417,200	5,570,700

Included in the General Fund appropriation is $1,343,000 in fiscal year 1990-91 and $1,395,000 in fiscal year 1991-92 for debt service for Project 29 and the projects identified in Part II.

84. STATE FAIR BOARD

	1990-91	1991-92
General Fund	7,967,300	8,009,300
Restricted Funds	17,077,200	17,586,800
Total	25,044,500	25,596,100

Included in the General Fund appropriation is $7,520,000 in fiscal year 1990-91 and $7,562,000 in fiscal year 1991-92 for debt service. Also included in the General Fund appropriation is $447,300 in each year of the biennium for the North American International Livestock Exposition.

85. FISH AND WILDILFE RESOURCES

	1990-91	1991-92
Restricted Funds	15,884,600	16,471,600

TOTAL-TOURISM CABINET

	1990-91	1991-92
General Fund	37,598,600	42,909,800
Restricted Funds	72,037,300	71,977,000
TOTAL	109,635,900	114,886,800

N. TRANSPORTATION

86. TRANSPORTATION CABINET

a. General Administration and Support

	1990-91	1991-92
General Fund	262,600	270,500
Restricted Funds	100,000	100,000
Road Fund	59,739,200	65,253,000
Total	60,101,800	65,623,500

The above restricted fund appropriations represent proceeds from the sale of surplus motor vehicles and equipment and shall be used exclusively for the purchase of replacement motor vehicles and equipment.

b. Air Transportation

	1990-91	1991-92
General Fund	3,179,700	2,831,900
Restricted Funds	50,000	50,000
Federal Funds	13,400	13,800
Total	3,243,100	2,895,700

c. Rail Transportation

	1990-91	1991-92
General Fund	77,000	80,000
Federal Funds	50,000	50,000
Total	127,000	130,000

d. Public Transportation

	1990-91	1991-92
General Fund	1,042,500	1,055,700
Restricted Funds	64,400	66,300
Federal Funds	2,575,000	2,652,000
Total	3,681,900	3,774,000

e. Vehicle Regulation

	1989-90	1990-91	1991-92
General Fund	380,000		
Restricted Funds	60,000	790,000	790,000
Federal Funds		2,067,700	2,167,100
Road Fund		20,190,000	19,610,500
Total	440,000	23,047,700	22,567,000

f. Highways

	1989-90	1990-91	1991-92
Restricted Funds		400,000	400,000
Federal Funds		209,883,800	201,588,600
Road Fund	20,000,000	732,887,500	754,738,300
Total	20,000,000	943,171,300	956,726,900

The above restricted funds appropriations represent proceeds from the sale of surplus motor vehicles and equipment and shall be used exclusively for the purchase of replacement motor vehicles and equipment.

1. Included within the above Road Fund appropriation is $174,492,400 in fiscal year 1990-91 and $169,006,200 in fiscal year 1991-92 for state construction projects. The secretary of transportation may use state construction appropriations for emergencies which occur on county roads, e.g., bridge failures, severe snow and ice, slips and slides.

2. Included within the above Road Fund appropriation is $49,822,400 in fiscal year 1990-91 and $48,353,600 in fiscal year 1991-92 for state resurfacing projects.

3. Included within the above Road Fund appropriation is $12,027,900 in fiscal year 1990-91 and $34,107,600 in fiscal year 1991-92 for toll road lease rental payments.

Notwithstanding the provisions of KRS 56.872, it is the intent of the General Assembly that funds be released from the debt service reserve fund of the Turnpike Authority Toll Road Bonds to generate a reduction in the Transportation Cabinet's lease rental payment in fiscal year 1990-91 of $22,219,500.

4. Included within the above Road Fund appropriation is $14,066,300 in fiscal year 1990-91 and $14,072,000 in fiscal year 1991-92 for debt service on general obligation highway bonds.

5. Included within the above Road Fund appropriation is $42,335,100 in fiscal year 1990-91 and $41,858,700 in fiscal year 1991-92 for Resource Recovery Road lease rental payments. It is the intent of the General Assembly that the secretary of transportation shall use Road Fund resources to meet the lease rental payments to the Kentucky Turnpike Authority for Resource Recovery Road projects in the amount certified by the Transportation Cabinet, pursuant to KRS 143.090. However, in the event that Road Fund resources are not sufficient to meet lease rental payments, the additional amount required to meet the obligation shall be transferred from the proceeds of the tax levied on the severance or processing of coal by KRS 143.020.

6. Included within the above Road Fund appropriation is $35,250,300 in fiscal year 1990-91 and $35,252,400 in fiscal year 1991-92 for Economic Development Road lease rental payments relating to existing Economic Development Road Bonds.

7. Included within the above Road Fund appropriation is $32,000,000 in fiscal year 1990-91 and $32,000,000 in fiscal year 1991-92 for Economic Development Road Lease Rental payments to support additional Economic Development Road lease rental payments to support additional Economic Development Road Bonds authorized by the General Assembly herein.

The General Assembly does hereby authorize the issuance of up to $300 million in Economic Development Road Bonds in the 1990-92 fiscal biennium for new construction projects specifically contained in the Transportation Cabinet's two year construction plan and four year pre-construction program.

8. Included within the above Road Fund appropriation is $66,392,400 in fiscal year 1990-91 and $67,124,400 in fiscal year 1991-92 for the County Road Aid program.

9. Included within the above Road Fund appropriation is $80,541,600 in fiscal year 1990-91 and $81,429,600 in fiscal year 1991-92 for the Rural Secondary program.

10. Included within the above Road Fund appropriation is $27,935,600 in fiscal year 1990-91 and $28,243,600 in fiscal year 1991-92 for the Municipal Aid program.

11. Included within the above Road Fund appropriation is $927,000 in fiscal year 1990-91 and $955,000 in fiscal year 1991-92 for the Energy Recovery Road Fund.

12. Included within the above Road Fund appropriation is $190,000 in fiscal year 1990-91 and $190,000 in fiscal year 1991-92 for the Kentucky Transportation Center.

Notwithstanding the provisions of KRS 138.660(4), in addition to those taxes imposed in KRS 138.660(1), (2) and (3); every motor carrier shall pay for every motor vehicle operated upon the public highways of this state with a combined licensed weight in excess of fifty-nine thousand nine hundred and ninety-nine (59,999) pounds an additional (1.15) cents per mile for the period ending on the last day of the last month in which the receipts from the tax imposed under the provisions of KRS 138.660(4) have reached a cumulative total of sixty-three million dollars ($63,000,000).

Notwithstanding the provisions of KRS 175.505, it is the intent of the General Assembly that no portion of the revenues to the state Road Fund provided by the adjustments in KRS 138.220(2), excluding the provisions of KRS 177.320 and 177.365, shall accrue to the Debt Payment Acceleration Fund during the 1990-92 biennium. Any unexpended balance remaining in the Debt Payment Acceleration Fund account at the close of the 1989-90 fiscal year is hereby appropriated.

Notwithstanding the provisions of KRS 56.872, it is the intent of the General Assembly that any net debt service savings, any funds released from a debt service reserve fund or any other funds generated as a result of any refinancing or other mechanism approved by the Kentucky Turnpike Authority are hereby appropriated. In the event that the provision is implemented, the Transportation Cabinet shall certify to the Interim Joint Committee on Appropriations and Revenue and the Transportation Committee the documented need and usage of this fund.

It is the intent of the General Assembly that any unexpended balance remaining at the close of the 1989-90 fiscal year in the Snow and Ice Removal Reserve Fund, as re-established by the 1988 General Assembly, shall be appropriated in fiscal year 1990-91 for the same purpose. The appropriation to this reserve fund shall be deposited in an interest bearing account and all interest income shall accrue back to this reserve fund. No funds shall be expended from the Snow and Ice Removal Reserve Fund until the Transportation Cabinet's cumulative snow and ice removal expenditures, in any fiscal year of the 1990-92 biennium exceed $6,700,000. In the event that the provision is implemented, the Transportation Cabinet shall certify to the Interim Joint Committee on Appropriations and Revenue and the Transportation Committee the documented need and usage of this fund.

Any unexpended balance remaining in the Snow and Ice Removal Reserve Fund at the close of the 1990-91 fiscal year shall not lapse, but shall continue into fiscal year 1991-92.

TOTAL - TRANSPORTATION CABINET

	1989-90	1990-91	1991-92
General Fund	380,000	4,561,800	4,238,100
Restricted Funds	60,000	1,404,400	1,406,300
Federal Funds		214,589,900	206,471,500
Road Fund	20,000,000	812,816,700	839,601,800
TOTAL	13,737,000	1,033,372,800	1,051,717,700

Included in the above Road Fund amounts are $8,368,500 in fiscal year 1990-91 and $9,216,800 in fiscal year 1991-92 for capital projects enumerated in Part II of this Act.

ROAD FUND BUDGET REDUCTION PLAN

Pursuant to KRS 48.130, there is hereby established a Road Fund Budget Reduction Plan for fiscal year 1990-91 and fiscal year 1991-92. In the event of an actual or estimated deficit in Road Fund receipts in fiscal year 1990-91 or in fiscal year 1991-92, the Governor shall implement sufficient reductions as may be required.

ROAD FUND SURPLUS EXPENDITURE PLAN

Pursuant to KRS 48.140, there is hereby established a plan for the expenditure of Road Fund tax receipts in excess of the tax receipts estimate for the Road Fund as determined by subsection (3) of KRS 48.120. This Road Fund Surplus Expenditure Plan provides for additional moneys for nonrecurring expenditures for which an appropriation was not made in this Appropriations Act, or for a program or service authorized by law for which an appropriation was not made or which program was not fully funded.

The secretary of the Finance and Administration Cabinet shall determine, after the close of fiscal year 1989-90 and fiscal year 1990-91, based on the official financial records of the Commonwealth, and in accordance with KRS 48.120, the amount of excess Road Fund tax receipts available for expenditure through this Road Fund Surplus Expenditure Plan. The amount of excess receipts available shall be determined after all allocations required by statutory Road Fund revenue sharing programs have been adjusted pursuant to the applicable statutes. The secretary of the Finance and Administration Cabinet shall communicate this information to the secretary of the Transportation in a timely manner.

The secretary of transportation is hereby authorized to expend these excess tax receipts, up to the amount reported by the secretary of the Finance and Administration Cabinet, for the purpose stated herein, subject to the following restrictions. First, the available receipts shall be used to restore requested fund levels disallowed by the 1990 General Assembly for state construction, state resurfacing, or nonrecurring equipment or other capital outlay purchases; then, for the Secretary's Emergency Fund as established in KRS 176.450; and then, to match discretionary Federal Aid Highway funds.

O. WORKFORCE DEVELOPMENT

87. OFFICE OF THE SECRETARY

	1990-91	1991-92
General Fund	300,000	308,600

It is the intent of the General Assembly that the secretary of the Cabinet for Workforce Development, upon his recommendation to the state budget director of the Governor's Office for Policy and Management and the Secretary of the Finance and Administration Cabinet, shall be permitted upon their approval to transfer from one budget unit within the cabinet to another budget unit within the cabinet amounts not to exceed ten percent (10%) of the annual General Fund appropriation of any other budget unit within the Cabinet for Workforce Development. Any transfers made under this provision shall be made pursuant to KRS 48.500 and shall be reported, in writing, to the Interim Joint Committee on Appropriations and Revenue.

88. CLIENT ASSISTANCE

	1990-91	1991-92
General Fund	27,900	33,800
Federal Funds	105,500	106,600
Total	133,400	140,400

89. DEPARTMENT FOR THE BLIND

	1989-90	1990-91	1991-92
General Fund	93,600	1,435,500	1,878,800
Restricted Funds		2,483,600	2,556,300
Federal Funds		5,551,500	5,693,100
Total	93,600	9,470,600	10,128,200

Included in the above General Fund appropriation is $337,300 in fiscal year 1991-92 for debt service for a Rehabilitation Center for the Blind.

90. KENTUCKY LITERACY COMMISSION

	1990-91	1991-92
General Fund	1,296,500	1,305,700

Federal Funds	271,100	488,800
Total	1,567,600	1,794,500

91. ADULT BASIC EDUCATION

	1990-91	1991-92
General Fund	3,083,100	3,454,600
Restricted Funds	81,500	83,900
Federal Funds	4,741,100	4,883,300
Total	7,741,100	8,421,800

92. ADULT VOCATIONAL-TECHNICAL EDUCATION

	1990-91	1991-92
General Fund	53,599,500	55,783,400
Restricted Funds	25,024,000	25,761,000
Federal Funds	23,442,700	24,146,200
Total	102,066,200	105,690,600

Included in the above General Fund appropriation is $790,400 in fiscal year 1990-91 and $1,349,400 in fiscal year 1991-92 for the establishment of assessment and placement centers. Also, included in the above appropriation is $3,000,000 in fiscal year 1990-91 for retooling and equipment upgrade. It is intended that the appropriation related to the equipment upgrade in the first year of the biennium shall continue into the second year for this purpose.

93. STATE BOARD FOR ADULT, VOCATIONAL EDUCATION AND VOCATIONAL REHABILITATION

	1990-91	1991-92
General Fund	41,000	42,000

94. VOCATIONAL REHABILITATION

	1990-91	1991-92
General Fund	5,620,000	6,221,700
Restricted Funds	1,316,300	1,355,800
Federal Funds	27,874,000	29,408,500
Totals	34,810,300	36,986,000

95. INTERNAL ADMINISTRATION

	1990-91	1991-92
General Fund	8,793,700	9,383,500
Restricted Funds	41,200	60,000
Federal Funds	991,600	1,015,300
Totals	9,826,500	10,458,800

Included in the above General Fund appropriation is debt service for the Bowling Green ATC in the amount of $214,600 in fiscal year 1990-91 and $214,600 in fiscal year 1991-92.

96. BOARD OF PROPRIETARY EDUCATION

	1990-91	1991-92
Restricted Funds	85,300	87,700

97. GOVERNOR'S COUNCIL ON VOCATIONAL EDUCATION

	1990-91	1991-92
Federal Funds	138,000	142,200

98. JOB TRAINING COORDINATING COUNCIL

	1990-91	1991-92
Federal Funds	150,000	154,500

99. KENTUCKY OCCUPATIONAL INFORMATION COORDINATIONS COMMITTEE

	1990-91	1991-92
Federal Funds	136,500	141,900

TOTAL - WORKFORCE DEVELOPMENT

	1989-90	1990-91	1991-92
General Fund	93,600	74,197,200	78,412,100
Restricted Funds		29,031,900	29,904,700
Federal Funds		63,402,000	66,180,400
TOTAL	93,600	166,631,100	174,497,200

SUBTOTAL - Executive Department of State Government

OPERATING BUDGET

	1989-90	1990-91	1991-92
General Fund	40,939,100	3,969,599,400	4,302,021,500
Restricted Funds	1,560,000	1,291,308,900	1,364,938,200
Federal Funds	697,800	2,283,058,400	2,439,515,400
Road Fund	20,000,000	812,816,700	839,601,800
Subtotal	63,196,900	8,356,783,400	8,946,076,900

CAPITAL PROJECTS

	1989-90	1990-91	1991-92
General Fund	162,000	2,830,500	

BUDGET RESERVE TRUST FUND

	1990-91	1991-92
General Fund	40,000,000	

TOTAL-EXECUTIVE DEPARTMENT OF STATE GOVERNMENT

	1989-90	1990-91	1991-92
General Fund	41,101,100	4,012,429,900	4,302,021,500
Restricted Funds	1,560,000	1,291,308,900	1,364,938,200
Federal Funds	697,800	2,283,058,400	2,439,515,400

Road Fund	20,000,000	812,816,700	839,601,800
TOTAL	63,358,900	8,399,613,900	8,946,076,900

The above capital projects are directly funded in Part II of this Act. The above Budget Reserve Trust Fund is directly funded in Part III of this Act.

PART II

CAPITAL PROJECTS BUDGET

Moneys in the Capital Construction Fund are appropriated for the following capital projects. Items listed without appropriated amounts are previously authorized for which no additional amount is required. These items are listed in order to continue their current authorization into the 1990-92 biennium:

A. CORRECTIONS

Budget Unit	1990-91	1991-92
1. Kentucky State Reformatory - Construction of New Dormitory 14/Demolition of Dormitory 7		
Bond Fund		3,246,500
Bond Fund	356,700	143,300
Total	356,700	3,389,800
2. Construction of a New Medium Security Institution for Men		
Bond Fund	45,698,900	
3. Kentucky State Penitentiary - Condensate Return Repair and Replacement		
Bond Fund	432,600	
4. Kentucky Correctional Institute for Women - Sewage Treatment Plant Expansion		
Bond Fund	252,200	
5. Blackburn Correctional Complex - New Sewage Treatment Plant		
Bond Fund	427,500	
0. Northpoint Training Center - New Water Plant		
Bond Fund	1,384,100	
7. Luther Luckett Correctional Complex - New 40-Bed Segregation Unit		
Bond Fund	2,133,900	
8. Underground Storage Tank Leak Detection System		
Capital Construction Surplus Fund	499,200	
9. Kentucky State Reformatory - Sewage Treatment Plant Expansion		
Bond Fund	1,113,400	
10. Northpoint Training Center - Completion of Vocational Education Building		
Capital Construction Surplus Fund	95,000	
11. Asbestos Surveys and Operations and Maintenance Manuals		
Capital Construction Surplus Fund	180,700	
12. Kentucky Correctional Institute for Women - New Dining Room/Kitchen Complex		
Bond Fund	204,700	1,176,100

13. Western Kentucky Farm Center - Natural Gas Pipeline		
Bond Fund	312,200	
14. Kentucky Correctional Institute for Women - New Segregation Unit		
Bond Fund	197,000	1,936,900
15. Kentucky Correctional Institute for Women - New Medium Security Dormitory		
Bond Fund	273,000	3,007,600
16. Kentucky State Penitentiary - High Mast Yard Lighting		
Bond Fund	620,700	
17. Miscellaneous Maintenance		
Investment Income	750,000	750,000

B. ECONOMIC DEVELOPMENT

Budget Unit	1990-91	1991-92
1. Community Economic Development Projects		
Bond Fund	70,300,000	29,700,000

Included in the above appropriation are the following projects:

Louisville Standiford Field Airport Expansion, $50,000,000; Lexington World Trade/Cultural Center, $18,500,000; Northern Kentucky Convocation Center/Arena, $19,000,000; Bowling Green Civic/Convention Center, $4,000,000; Western Kentucky University Institute for Economic Development, $3,500,000; Paducah Downtown Development, $5,000,000.

2. Economic Development Projects		
Bond Fund	24,575,000	10,000,000

Up to $5 million of the above appropriation may be set aside for Tourism and Agriculture projects. Notwithstanding KRS 152.052 (6) the amounts shown above reflect project amounts.

C. EDUCATION AND HUMANITIES

Budget Unit	1990-91	1991-92
1. Department of Education		
a. Kentucky School for the Blind - New Dormitory		
Bond Fund	2,915,100	
b. Miscellaneous Maintenance Pool		
Investment Income	150,000	165,000
c. Optical Disk Storage System		
General Fund	250,000	
Federal Funds	250,000	
Total	500,000	
d. Steamline Replacement-Kentucky School for the Blind		
Investment Income		254,800
e. Copier-Department of Education		
Restricted Funds	79,900	

f. Copier-Department of Education		
Restricted Funds		87,900
2. Kentucky Educational Television		
a. Interactive Equipment		
(1989-90 - Bond Fund, $1,048,000-Restricted Funds, $1,048,000)		
b. Star Channels Completion		
Lottery	13,695,600	
Restricted Funds	2,552,000	
Total	16,247,600	
3. Kentucky Historical Society		
a. Kentucky Historic Preservation		
Bond Fund	2,000,000	

D. FINANCE AND ADMINISTRATION

Budget Unit	1990-91	1991-92
1. Department for Facilities Management		
a. Emergency Repair, Maintenance and Replacement Fund		
Investment Income	1,500,000	2,050,000
b. Capital Construction and Equipment Purchase Contingency Fund		
Investment Income	1,500,000	500,000
c. Miscellaneous Projects		
Investment Income	500,000	500,000
d. Centralized Laboratory		
Bond Fund	41,000,000	
e. Elevator Upgrade - New State Office Building		
Bond Fund	540,000	
f. Digital Transmission Communications Equipment		
Restricted Funds	1,000,000	1,200,000
g. Property Acquisition		
Bond Fund	575,000	
h. Central Stores Building (Lease/Purchase)		
Restricted Funds	475,000	475,000
i. Capital Plaza - Roof Repairs		
Bond Fund	1,900,000	
j. Old Capitol and Old Capitol Annex - Repairs and Restoration		
Investment Income	300,000	

k. Berry Hill Renovations		
Bond Fund	785,400	
l. Frankfort Flood Wall		
Bond Fund	2,400,000	
m. Capitol and Grounds Renovation		
General Fund	500,000	
2. Department for Administration		
a. Computer Equipment		
Bond Fund	100,000	
b. 4 Color Perfection Presses @ $300,000 each		
Restricted Funds	1,200,000	
c. 2 6-Color Printing Presses @ $1,200,000 each		
Restricted Funds	2,400,000	
d. 2 Perfect Bind Collators @ $280,000 each		
Restricted Funds	560,000	
e. High Speed Copier/Duplicator		
Restricted Funds	125,000	

3. Department of Information Systems

For the major equipment purchases displayed in this section as restricted funds supported projects, it is anticipated that these funds shall be transferred from the operating budget funds at such time as funds are available and needed.

a. Processor Complex (CPU) Upgrade		
Restricted Funds	1,646,500	
b. Processor Upgrade/Expand Storage		
Restricted Funds	726,300	
c. New Processor		
Restricted Funds		10,181,800
d. 3 Disk Cache Control/Buffer Upgrade @ $222,900 each		
Restricted Funds	445,800	222,900
e. 5 Disk Drives @ $281,900		
Restricted Funds	845,700	563,800
f. 9 Disk Drives @ $335,600 each		
Restricted Funds	1,342,400	1,678,000
g. Cache Disk Controller		
Restricted Funds	295,100	
h. Cache Disk Controller		
Restricted Funds		455,200

i. Telecommunications Controller		
Restricted Funds		365,400
j. Tape Library System		
Restricted Funds	917,000	
k. 3 Tape Library Systems @ $365,100 each		
Restricted Funds	730,200	365,100
l. Micrographics Replacement		
Restricted Funds		306,000
m. Geographical Information Systems Processor		
Restricted Funds	100,000	
n. Videotext Upgrade		
Restricted Funds	491,900	
o. Optical Disk Based Image Server		
Restricted Funds	816,900	
p. High Speed Printer 2 @ $194,900 each		
Restricted Funds	389,800	
q. Distributed Processor		
Restricted Funds	2,133,500	
3. General Administration		
a. Kentucky Infrastructure Authority		
Bond Fund	20,000,000	

E. GOVERNMENT OPERATIONS

Budget Unit	1990-91	1991-92
1. Department of Agriculture		
a. Chemical Spraying Airplane		
General Fund	158,500	
b. Livestock Scale Testing Trucks		
General Fund	113,000	113,000
2. Department of Military Affairs		
a. Major Maintenance and Repairs		
Investment Income	900,000	900,000
Federal Fund	312,100	131,500
Total	1,212,100	1,031,500
b. Helicopter Repair/Replacement Components		
Investment Income	174,300	175,000

c. Veterans Nursing Home		
General Fund	800,000	
Bond Fund	100,000	
Total	900,000	
3. Secretary of State		
a. Computer Upgrade		
Investment Income	48,900	48,900
4. Treasury		
a. Computer Expansion		
Capital Construction Surplus Fund	288,800	
b. Item Remittance Processing Equipment		
Investment Income	52,100	54,100
5. State Board of Elections		
a. Computer Upgrade		
Investment Income	41,000	41,000
6. Law		
a. Computer Equipment		
General Fund	139,400	131,900
7. Kentucky Center for the Arts		
a. New Soft Goods (Stage Curtains)		
Capital Construction Surplus Fund	150,000	
b. Fly System Locks		
Capital Construction Surplus Fund	55,000	
c. Recarpet Balcony and Grand Tier		
Capital Construction Surplus Fund	100,000	
d. Whitney Hall Sound System		
Restricted Funds		300,000
e. Orchestra Shell Restoration		
Restricted Funds		175,000
8. Boards and Commissions		
a. Board of Nursing Computer System		
Restricted Funds	114,700	100,900
9. Kentucky Retirement Systems		
Restricted Funds	280,700	80,800
10. School Facilities Construction Commission		
a. School Facilities Construction Commission		
Bond Fund	50,000,000	75,000,000

11. Department of Personnel

a. AS/400 Computer

F. HIGHER EDUCATION

For the major equipment purchases and capital construction projects displayed in this section as restricted funds supported projects, it is anticipated that the funds shall be transferred from the operating budget funds of each university at such time as funds are available and needed. The total project costs shown do not reflect additions to the operating budget appropriations.

Budget Unit	1990-91	1991-92
1. Kentucky Higher Education Assistance Authority		
a. Mid-Range Computing System		
Restricted Funds	250,000	
2. Eastern Kentucky University		
a. Gibson Building Fire/Life Safety		
Bond Fund	1,381,000	
b. Fire/Life Safety, Educational and General Buildings		
Bond Fund	1,440,000	
c. Roark Building Renovation		
Bond Fund	4,627,000*	
d. Library Automation		
Restricted Funds	1,300,000	
e. Fire Science Building		
Restricted Funds		3,204,000
f. Fire/Life Safety - Auxiliary Services		
Bond Fund (debt service supported by restricted funds	3,395,000	
g. Minor Projects		
Restricted Funds	4,000,000	3,000,000
h. Property Acquisitions		
Restricted Funds		
i. University Building Improvements		
Restricted Funds		

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

3. Kentucky State University		
a. Hathaway Hall Masonry Repairs		
General Fund	275,000	
b. Cooperative Extension Program Facility		
Federal Funds		

c. Kain Ford Property		
Restricted Funds	908,000	
4. Morehead State University		
a. Utility/Electrical Distribution Tunnel - Phase II		
Bond Fund (1989-90—$5,898,000)		
b. Fire and Life Safety Projects		
Bond Fund	506,000	
c. Asbestos Abatement		
Bond Fund	600,000	
d. Lappin Hall Renovation		
Bond Fund	5,000,000*	
e. HVAC Repairs/Replacements		
Restricted Funds		
f. Heating Plant Improvements		
Restricted Funds		616,000
g. Roof Repairs/Replacements		
Restricted Funds		
h. Housing System Improvements		
Bond Fund (debt service supported by restricted funds)	6,699,000	
i. Handicapped Access		
Restricted Funds		
j. Warehouse Storage Facility		
Restricted Funds		
k. Land Acquisition		
Restricted Funds	375,000	375,000
l. Wetherby Gym Renovation		
Restricted Funds		
m. Boiler Conversion/Wood Waste		
Restricted Funds		1,800,000
n. Button Auditorium Exterior Repair		
Restricted Funds	30,000	

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

5. Murray State University		
a. Educational and General Buildings Sprinkler Systems		
Bond Fund	608,000	

b. PCB Removal		
Bond Fund	135,000	
c. Hazardous Waste Material Storage Building		
Bond Fund	85,000	
d. Underground Steam/Condensate Lines Replacement		
Bond Fund	500,000*	
e. Breathitt Veterinary Center HVAC Replacement		
Restricted Funds		275,000
f. Old Fine Arts Renovation		
Bond Fund	3,500,000*	
g. Dorm Sprinkler Systems		
Bond Fund (debt service supported by agency funds)	1,057,000	
h. Asbestos/Elizabeth/Hester Hall		
Bond Fund (debt service supported by agency funds)	940,000	
i. Exposition Center Roof Replacement		
Restricted Funds	210,000	
j. Alumni House		
Restricted Funds	1,000,000	
k. Miscellaneous Campus Projects		
Restricted Funds	441,000	441,000
l. Miscellaneous Housing Projects		
Restricted Funds	351,000	355,000
m. BSA Museum Renovation, Phase III		
Restricted Funds		
n. Stewart Stadium Track Resurface		
Restricted Funds	300,000	
o. Winslow Cafeteria Renovation		
Restricted Funds	248,000	
p. Stewart Stadium Artificial Turf Replacement		
Restricted Funds		750,000
q. Murray State University/Paducah Community College Telelearn Network		
Restricted Funds		450,000
r. Art Laboratory		
Restricted Funds		

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

6. Northern Kentucky University		
a. Science Building HVAC Replacement		
Restricted Funds	322,000	
b. Facade Waterproofing		
Restricted Funds	250,000	
c. Library Expansion		
Lottery	9,100,000	
d. Science Building Roof Replacement		
Restricted Funds	17,000	
e. Campus Entrance Improvement Project		
Restricted Funds	100,000	
f. Baseball Field Completion		
Restricted Funds		
g. Interfaith Center		
Restricted Funds	250,000	
f. Communications Network		
Restricted Funds		
g. Fine Arts Completion		
Bond Fund		
h. Property Acquisition		
Restricted Funds	289,000	
i. Campus Lighting		
Restricted Funds	300,000	300,000
j. Elevator Safety Repairs		
Restricted Funds	201,000	200,000
k. Regents Hall Renovation/Addition		
Restricted Funds	50,000	500,000
l. Softball Field		
Restricted Funds	550,000	
7. University of Kentucky - Main Campus		
a. Medical Center Fire Sprinkler		
Bond Fund	1,000,000	
b. Anderson Tower Sprinklers		
Bond Fund	298,000	
c. Funkhouser Fire Sprinklers		
Bond Fund	322,000	

d. Agricultural Science #2 Fire Sprinklers		
Bond Fund	470,000	
e. Safety Deficiencies/Environmental Problems		
Bond Fund	12,475,000	
f. Chemistry/Physics Building		
Bond Fund	2,000,000*	
g. Cooling Plants Repair/Replacement - Phase I and II		
Phase I		
Restricted Funds	7,750,000	
Phase II		
Bond Fund	6,000,000*	
h. Chilled Water Line Expansion - South Campus		
Restricted Funds		2,900,000
i. Civil Engineering Building		
Bond Fund	11,650,000*	
Restricted Funds	4,000,000	
Total	15,650,000	

The scope of this facility is dependent upon the generation of private funds, up to $4,000,000. The total cost of the facility is not to exceed $15,650,000.

j. King Library Micro Lab		
Restricted Funds	780,000	
k. Asbestos Abatement		
Restricted Funds	500,000	500,000
l. Facility Management System Expansion		
Restricted Funds	500,000	
m. Porter Building Demolition		
Restricted Funds	500,000	
n. College of Medicine Office Building		
Restricted Funds	10,000,000	
o. Legal Regulatory Upgrade - Animal Facility		
Restricted Funds	200,000	
p. PCB Abatement		
Restricted Funds	250,000	250,000
q. Animal Care Facility - Spindletop		
Restricted Funds	700,000	
r. Radon Abatement		
Restricted Funds	500,000	500,000

s. Electronic Access Control System			
Restricted Funds	200,000		
t. Storage Tanks			
Restricted Funds		500,000	1,000,000
u. Pediatrics 4th Floor Clinic			
Restricted Funds		350,000	
v. Second Floor Clinic Waiting Area			
Restricted Funds		200,000	
w. Land Acquisition			
Restricted Funds		500,000	500,000
x. MRISC Building Shelled Space Fit-up			
Restricted Funds		1,800,000	
y. Patterson Hall Renovation			
Restricted Funds		2,866,000	
z. Fraternity and Sorority Renovation			
Bond Fund (debt service supported by restricted funds)		3,000,000	
aa. Dental Clinics Renovation, Phase I and II			
Restricted Funds		657,000	657,000
bb. Slone Building Renovation			
Restricted Funds		2,200,000	
cc. Miller Hall Demolition			
Restricted Funds			500,000
dd. Kastle Hall Renovation			
Restricted Funds		2,830,000	
ee. Renovate Vacated Agriculture Buildings			
Restricted Funds		680,000	
ff. Scovell Hall Renovation			
Restricted Funds		2,250,000	
gg. Memorial Coliseum Fire Safety			
Restricted Funds		248,000	
hh. Energy Conservation			
Restricted Funds		400,000	
ii. Roof Replacements			
Restricted Funds		1,608,000	1,608,000
jj. McVey Renovation			
Restricted Funds		2,750,000	

kk. Critical Research-Related Renovation		
Restricted Funds	690,000	
ll. Pence Hall Addition		
Restricted Funds	1,600,000	
mm. Electrical 4KV to 12KV Conversion		
Restricted Funds		1,500,000
nn. Electrical Substation #1 Switching		
Restricted Funds		500,000
oo. Plaza Orthopedics Renovation		
Restricted Funds	750,000	
pp. Annex 4 Family Practice		
Restricted Funds	1,250,000	
qq. Plaza General Medicine		
Restricted Funds	600,000	
rr. Funkhouser Tower Fire Safety		
Restricted Funds	960,000	
ss. Pharmacy Incubation Building (CPST)		
Bond Fund (debt service supported by restricted funds)		4,200,000
tt. Reynolds Warehouse #1		
Restricted Funds		550,000
uu. Annex 4 Rehabilitation Medicine		
Restricted Funds		750,000
vv. Child/Family Science Building		
Restricted Funds		8,300,000
ww. Pence Hall Renovation		
Restricted Funds		1,775,000
xx. Biomedical - Wenner Gren		
Restricted Funds		1,550,000
yy. Energy Lab, Phase II		
Restricted Funds		235,000
zz. Steam Lines Expansion, Rose Street		
Restricted Funds		
aaa. Agriculture Plant Science Building		
Restricted Funds		
bbb. Morgue Renovation		
Restricted Funds		

ccc. Horticulture Field Lab	
Restricted Funds	400,000
ddd. Placement Services Building	
Restricted Funds	
eee. Veterinary Science Clinical Facility	
Restricted Funds	985,000
fff. Pesticide Storage/Preparation Building - Fayette County	
Restricted Funds	40,000
ggg. Pesticide Storage/Preparation Building - Caldwell County	
Restricted Funds	40,000
hhh. Agricultural Plant Growth Chamber	
Restricted Funds	100,000
iii. Environmentally Controlled Greenhouse	
Restricted Funds	100,000

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

8. University of Kentucky - Hospital

a. Business Services Building	
Restricted Funds	2,500,000
b. Hospital Garage Expansion	
Restricted Funds	2,000,000
c. Hospital Shelled-up Space Fit-up	
Restricted Funds	10,800,000
d. Day Hospitalization Facility	
Restricted Funds	2,500,000
e. Planning - Expanded Patient Care	
Restricted Funds	2,000,000
f. Implement Land Acquisition Plan	
Restricted Funds	3,000,000
g. Fire Suppression	
Restricted Funds	1,500,000
h. Retrofit/Expand Pneumatic Tube System	
Restricted Funds	750,000
i. Support Services 1st Floor	
Restricted Funds	1,000,000
j. Ambulatory Surgery Upgrade	
Restricted Funds	2,000,000

k. Nursing Unit Modification I		
Restricted Funds	500,000	
l. Diagnostic Services Upgrade I		
Restricted Funds	500,000	
m. Diagnostic Services III		
Restricted Funds	600,000	
n. Nursing Unit Modification III		
Restricted Funds	450,000	
o. Hospital Auditorium		
Restricted Funds	340,000	
p. Upgrade Fire Alarm System		
Restricted Funds	500,000	
q. Guest Facility		
Restricted Funds		2,500,000
r. Markey 4th Floor		
Restricted Funds		3,000,000
s. Bridge Modification		
Restricted Funds		300,000
t. Record Storage Building		
Restricted Funds		500,000
u. MRISC Program Office Space		
Restricted Funds		780,000
v. Pollution Control Devices		
Restricted Funds		500,000
w. Diagnostic Services Renovation II		
Restricted Funds		500,000
x. Primary Power Upgrade		
Restricted Funds		300,000
y. Nursing Unit Modification II		
Restricted Funds		500,000
z. Data Processing Expansion, Basement		
Restricted Funds		360,000
aa. Diagnostic Services Renovation IV		
Restricted Funds		680,000
bb. Emergency Generator		
Restricted Funds		400,000

cc. Medical Research Building - Planning	
Restricted Funds	
9. University of Kentucky - Community College System	
a. Madisonville Community College	
Bond Fund	2,500,000*
b. Henderson Community College	
Lottery	4,000,000
c. Owensboro Community College	
Lottery	4,500,000
d. Hazard Community College	
Lottery	3,000,000
e. Paducah Community College - Renovate Labs	
Restricted Funds	250,000
f. Hopkinsville Community College	
Restricted Funds	250,000
g. Jefferson Community College	
Restricted Funds	450,000
h. Ashland Community College - Academic Space	
Restricted Funds	250,000

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10. University of Louisville	
a. Hazardous Waste Building	
Bond Fund	1,221,000
b. Renovation of "C" Building	
Restricted Funds	1,846,000
c. Kentucky Lions Eye Research Institute	
Restricted Funds	
d. Academic Building	
Lottery	15,000,000
e. Land Acquisition	
Restricted Funds	3,200,000
f. Old Student Center Renovation	
Restricted Funds	4,200,000
g. Carmichael Building	
Restricted Funds	2,300,000

h. Medical Research Tower Sprinkler			
Restricted Funds		425,000	
i. Medical/Dental Research #51 Sprinkler			
Restricted Funds		277,000	
j. Sculpture Building			
Restricted Funds		529,000	
k. Medical/Dental Research Building			
Restricted Funds		375,000	200,000
l. HPER Recreational Complex, Phase I			
Restricted Funds		14,395,000	
m. National Institute of Corrections			
Federal Fund		14,251,000	
n. "G" Building Demolition			
Restricted Funds		1,331,000	
o. "K" Building Renovation			
Restricted Funds		5,284,000	
p. Reynolds Building Renovation			
Restricted Funds		3,137,000	
q. Medical Office Building			
Restricted Funds			11,940,000
11. Western Kentucky University			
a. Life Safety Improvements			
Bond Fund		246,000	
b. Asbestos Abatement			
Bond Fund		1,425,000	
c. Coal Boilers #1 and #2			
Bond Fund		1,600,000*	
d. Page Hall Renovation			
Restricted Funds		476,000	
e. Chillers/Cooling Towers			
Bond Fund		235,000*	
f. Utility Distribution System			
Bond Fund 374,000*			
g. Mechanical Systems			
Restricted Funds	345,000		

h. Remodel/Renovate Various Buildings		
Restricted Funds	315,000	315,000
i. Brown Agriculture Exposition Center		
Restricted Funds		350,000
j. Intramural Facility		
Restricted Funds		350,000
k. Dairy Barn		
Restricted Funds		500,000
l. Jones-Jaggers		
Restricted Funds		200,000
m. Shopping Center Acquisition		
Restricted Funds (1989-90, $62,000)	144,000	144,000
n. New Residence Halls		
Bond Fund		
o. Residence Hall Improvements		
Bond Fund		
p. Student Health/Activities Center		
Bond Fund		

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

EQUIPMENT LISTING

12. Eastern Kentucky University

Funding for the following Eastern Kentucky University equipment purchases will be from restricted funds.

a. Library Automation	1,300,000	
b. Connectivity	1,471,300	
c. Academic Computer	20,000	
d. Computer On-Line Query System	100,000	
e. Administrative Computing Upgrade	350,000	
f. Computer Database Software	110,000	
g. Laser Graphic Projector	80,000	
h. Refuse Packer with Cab/Chassis	65,000	
i. Local Area Network	175,000	200,000
j. PBX Switch	920,000	920,000
k. Transmitter - WEKU FM		
l. X-Ray Florescence Unit	5,000	
m. Fourier Transform Nuclear Magnetic Resonance Spectrometer		126,000

n. Carbon Dioxide Laser	94,000	
o. Accounting and Payroll System Upgrade		250,000

13. Morehead State University

Funding for the following Morehead State University equipment purchases will be from restricted funds.

a. Microcomputers/LANS	283,000	
b. Ultracentrifuges with Accessories	50,000	
c. Diod Array/Liquid Chromatography Detectors	50,000	
d. Computerized Numerical Control Lathe	9,000	
e. CAD/CAM Upgrade of Software		3,500
f. Upgrade Organic Chemistry Sample Prep Equipment		50,000
g. Gas Chromatograph/Mass Spectrometer		10,500
h. Scanning Electron Microscope		10,000
i. Microprocessor Instructional Training Equipment		55,000
j. Microscope Upgrade (Science Labs)		32,800
k. Materials Testing Units	80,000	
l. Fourier Transform Infrared Spectoflurometer	50,000	
m. Microcomputer Upgrades	232,000	
n. Instructional Stations Business and Economics	50,000	
o. Liquid Scintillation Count	50,000	
p. Mass Spectrometers	60,000	
q. Concert Grand Piano	20,000	
r. Induc Coupled Plasma Atomic Emission Spectrophotmeter	50,000	
s. Electronic Organ		
t. Academic Computer System Upgrade	200,000	
u. Electronic/Recording Lab	15,000	
v. Artistic Design Laboratory	60,000	
w. Video/Communication System	60,900	
x. Image Search LAN	95,000	
y. TV Production Studio	150,000	
z. TV Production Satellite Uplink	298,000	
aa. Communication Network Controller/Server	300,000	
bb. Growth Chambers	80,000	
cc. Limnology Research Vessel	65,000	
dd. Desktop Publishing Laboratory	63,000	
ee. Walk-In Incubators	70,000	
ff. Biological Cabinets	54,000	

gg. Glassware Washer	60,000	
hh. Campus Telecommunication/Data Networking Project (1989-90, $92,000)	550,000	550,000
ii. Administrative Computer Equipment	200,000	
jj. Two Color Printing Press	180,000	
kk. Bulldozer/Loader	30,000	
ll. WMKY Antenna Upgrade	61,900	

14. Murray State University

Funding for the following Murray State University equipment purchases will be from restricted funds.

a. Upgrade Campus Telephone System	964,000	
b. Integrated On-line Library	26,000	
c. Computer Aided Design Lab		
d. Flexible Manufacturing System		
e. Update Mainframe Control Image Processor	75,000	
f. Numerical Control Inject Molding System		
g. Numeric Control Router System		
h. Micro Computer Lab		
i. Refuse Collection Truck		90,000
j. Electron Microscope		175,000
k. Gas Chromatograph/Mass Spectrometer	60,000	
l. High Pressure Liquid Chromatograph	5,000	
m. Space Saver Mobile Storage System		
n. Coulter Cell Counter		75,000
o. Automated Micro-Bio System		55,000

15. Northern Kentucky University

Funding for the following Northern Kentucky University equipment purchases will be from restricted funds.

a. Direct Access Storage Device	128,000	
b. New Bus	225,000	
c. Mainframe Upgrade	197,000	197,000
d. Color Computer Graphics System	59,000	
e. Art Typesetting System	60,000	
f. Laser Printer		150,000
g. Minicomputer Upgrade	105,000	105,000
h. Minicomputer Front End Processor		
i. Touch-Tone Data Entry		
j. Nuclear Magnetic Resonance Spectrometer	8,000	

k. Mainframe Computer	181,900	181,900

16. University of Kentucky - Main Campus

Funding for the following University of Kentucky equipment purchases will be from restricted funds, except as noted.

- Expansion of Telephone Switch		
- Computerized Vestibular System	88,000	
- Advanced Graphics Workstation	100,000	100,000
- Disk Drive Capacity	88,000	88,000
- Spectrometer		
Federal Fund	61,000	
Restricted Funds	29,000	
Total	90,000	
- Image Processing/TAAC Board Upgrade	71,400	
- Data Communications Equipment - Upgrade to 3745 Front-End	250,000	
- Robot Handling System	165,000	
- Mass Spectrometer (Federal Funds)	400,000	
- Instrumentation Modules	68,000	68,000
- 3090 Central Storage		
- Computer System	101,000	
- Cesium Unit	120,000	
- Electrostatic Color Printer/Plotter (Federal Funds)	75,000	
- Data Storage System Sequent Upgrade	60,000	
- High Pressure Liquid Chromatograph (Federal Funds)	55,000	
- PC Ethernet		
- Fermentor		
Federal Funds	250,000	
Restricted Funds	110,000	
Total	360,000	
- Coordinated Measuring Machine	110,000	
- Auto After-Loader	168,300	
- Computerized Editing Equipment	135,000	
- DNA Sequencing Unit (Federal Funds)	104,000	
- Upgrade Research Computer	5,000,000	
- File Server	50,000	50,000
- Microscopic Imaging Process	100,000	
- Blood Chemistry, Electrolyte, and Hematology System	109,200	

- Laser	110,000
- Ultracentrifuge and Rotors	54,700
- Computer	121,000
- Flexible Assembly Line	330,000
- Networking and Communications	235,000
- Laser Cutting System	495,000
- Minicomputer	650,000
- Harris HCS-7 Upgrade	125,000
- Thermospray (Federal Funds)	140,700
- Vision System	53,000
- Benchtop with Extended Mass Range (Federal Funds)	50,000
- Stable Isotope Mass Spectrometer	123,100
- CAD/CAM	173,000
- Materials Handling System	132,000
- Mobile Dental Clinic	196,000
- Plotter for Harris HCX-7 - Tomograph	68,200
- Crane/Vehicle Mount 100′	121,000
- Gas Chromatography and Nitrogen Phosporus Detector	55,800
- Materials Preparation Equipment	185,000
- Whole Body Compositions Analyzer (TOBEC)	135,700
- Water Jet Machining System (Federal Funds)	220,000
- Automated Hematology System, Coulter Jr.	84,500
- High Resolution Upgrade for FTIR	150,000
- Ultracentrifuge	55,000
- Dual Oven Capillary Gas Chromatograph	65,000
- Mass Spectrophotometer	65,800
- Microprojectile Gun	52,000
- Smart Lecturn	99,000
- Laser Print Server	66,000
- Ultracentrifuge	55,000
- Instructional Lab Upgrade	303,000
- Betascope Blot Analyzer	59,000
- Grinding Center (Federal Funds)	165,000
- Inspection System	137,500
- Field Emission Gun for STEM	
- High Temperature Optical Microscope	

- Micronizer/Pulverizer	65,000	
- Advanced Coal Combuster	140,000	
- Super Minicomputer	330,000	
- High Speed Video Recorder with Peripherals		
- Industrial Robot	55,000	
- Digital Keyboard Lab	75,000	
- Digital Electronic Imaging Lab	90,000	
- Rotor Test Facility		
- Laser Doppler Velocimeter	90,000	
- Instrumentation and Control Center (Federal Funds)	70,000	
- Circuit Board Test System		220,000
- Scanning Microscope (Federal Funds)		69,000
- High Volume Copier		70,000
- Cell Controller		88,000
- Patient Information System		50,000
- Upgrade Library Computer		1,000,000
- CAE System		330,000
- Computerized Teaching File		60,000
- Computer Controlled Machining Center		195,800
- Mail Sorting Equipment		50,000
- Phase Doppler Particle Analyzer		85,000
- Computer (Federal Funds)		150,000
- Electron Spin Resonance Spectrometer		232,000
- Photo Light Microscope		50,500
- ISO Station B - 200		66,300
- Surface Area/Pore Volume Analyzer		53,000
- Flexible Manufacturing System		302,500
- Diagnostic Imaging Physics Training System		60,800
- Minicomputer		257,500
- NDT-NDE Inspection System		605,000
- Metabolic Cart with Canopy		55,000
- Large Format, Color Scanner (Federal Funds)		65,000
- Mass Spectrophotometer		60,000
- Optical Disk Sub System		50,400
- On-Line Monitor of Radioactivity for GC-HPLC		51,000
- Wire Chamber Data Acquisition Electronics		100,000

- Seismic Network	115,800
- Immunohistochemistry System	64,000
- Injection Molding System	247,500
- Low Pressure Plastics Molding System (Federal Funds)	302,500
- Composite Manufacturing System	363,000
- High Pressure Liquid Chromatography	57,300
- Computer Controlled Lathe	95,000
- Fast Protein Liquid Chromatography	51,000
- Gas Chromatography with FTIR	87,000
- Ion Chromatography System	58,000
- Jointed Arm Robot and Control System	67,000
- Plot Combine	80,000
- ND-9900 Data Acquisition System	85,000
- Natural Abundance Isotope Mass Spectrometer (Federal Funds)	275,000
- Minicomputer/Controller	110,000
- Pressurized TGA/DSC (Federal Funds)	137,500
- NDT-NDE Inspection (Federal Funds)	275,000
- Flexible Packaging System	132,000
- Thermal Analysis System	82,800
- EDM System (Federal Funds)	198,000
- Stereo Lithography System (Federal Funds)	275,000
- Gas Chromatograph	
- Extend 2-D LDV to 3-D LDV	
- Holographic System with Image Analyzer	
- Vapor Deposition System (Federal Funds)	165,000
- Secondary Ion Mass Spectroscopy (Federal Funds)	165,000
- Controlled Atmosphere Sintering Furnace	
- Diffusion Furnace (Federal Funds)	165,000
- 40 Ton Testing Machine	77,000

17. University of Kentucky - Hospital

Funding for the following University of Kentucky - Hospital equipment purchases will be from restricted funds.

a. Holter System	75,000
b. Automated Urinalysis System	175,000
c. Multiphasic Chemistry Analyzer	175,000
d. Ultrasound Scanner	70,000
e. CT Scanner	1,500,000

f. Neurosurgery Treatment Planning System	120,000
g. Surgery Laser	200,000
h. Transesophageal Color Echo Doppler	150,000
i. Endoscopic Ultrasound	75,000
j. Intra-operative Electrophysiology	200,000
k. Diagnostic Sonography	200,000
l. Diagnostic Sonography	200,000
m. Hyperbaric Oxygen Chamber	80,000
n. Nuclear Medicine Camera	280,000
o. Nuclear Medicine Camera	280,000
p. After Loading Machine	280,000
q. Linear Accelerator	600,000
r. Opthalmic Laser	90,000
s. Automated Perimeter	90,000
t. Neurology Balance System	180,000
u. EMG System	75,000
v. EEG Intensive Monitoring System	120,000
w. Medicine Laser	80,000
x. Central Dictation System	120,000
y. Upgrade Telecommunications Network	686,000
z. Enhanced Printing Capability	364,000
aa. Switching Unit	67,000
bb. Medical Record System	138,000
cc. Decision Support System	248,000
dd. Materials Management System	159,000
ee. Expand Tape Capacity	279,000
ff. Expand Disk Capacity	674,000
gg. Portable Fluoroscopic Equipment	150,000
hh. Breast Imaging System	148,000
ii. Radiographic Unit	225,000
jj. Radiographic Generator	140,000
kk. Chest Imaging System	213,000
ll. Trauma Imaging System	150,000
mm. Ultrasound System	260,000
nn. Radiographic/Fluoroscopic System	335,000
oo. 3-D CT Imaging	200,000

pp. General Radiographic Unit	100,000	
qq. Photoperesis Unit	80,000	
rr. Hematology Analyzer	224,000	
ss. Automated Microbiology System	120,000	
tt. Toxicology Analyzer	70,000	
uu. Helicopter	3,000,000	
vv. Aeromedical Communication System	80,000	
ww. Gamma Knife	2,500,000	
xx. Angiography Equipment		500,000
aaa. Cardiac Echo System		250,000
bbb. Cardiac Catheterization Lab		3,000,000
ccc. Nuclear Medicine Camera		480,000
ddd. PET and Cyclotron System		5,000,000
eee. Nuclear Medicine Camera		650,000
fff. Mobile Gamma Camera		250,000
ggg. Brain Imaging System		460,000
hhh. Simulator		550,000
iii. Upgrade Linear Accelerator		350,000
jjj. Treatment Planning Computer		130,000
kkk. Cryolathe		80,000
lll. Laser		100,000
mmm. Pharmacy System		273,000
nnn. Expand Tape Capacity		96,000
ooo. Expand Disk Capacity		221,000
ppp. Upgrade Mainframe Computer System		1,741,000
qqq. Ultrasound Imaging System		175,000
rrr. Radiographic Generator		290,000
sss. Magnetic Resonance Imaging System		2,200,000
ttt. Replacement of Laboratory Computer		2,100,000
uuu. Blood Bank Data Management System		252,000
vvv. Hematology Analyzer		160,000
www. Automated Microbiology System		160,000
xxx. Automated Assay Analyzer		100,000
yyy. Toxicology Analyzer		130,000
zzz. Automated Chemical Analyzer		100,000
aaaa. Multiphasic Chemistry Analyzer		175,000

bbbb. Automated Urinalysis System		175,000

18. University of Kentucky - Community College System

Funding for the following University of Kentucky Community College System equipment purchases will be from restricted funds.

a. Jefferson Community College (DT):		
Minicomputer	400,000	
b. Paducah Community College:		
Minicomputer	170,000	
c. Lexington Community College:		
Minicomputer	150,000	
d. Southeast Community College:		
Data Communications System		105,000
e. Jefferson Community College (DT):		
Data Communications System		180,000

19. University of Louisville

Funding for the following University of Louisville equipment purchases will be from restricted funds, except as indicated.

- Automatic Recording Spectopolarimeter	6,000	
- Laser Fluorimetric System	6,700	
- Interact Laser Cytometer	228,600	
- Cytofluorograph	85,000	
- Central Processor Unit	1,512,000	1,512,000
- Disk Subsystems	550,000	550,000
- Development and Alumni Information System	130,000	
- X-Ray Power Diffractometer	100,000	
- High Function Engineering Graphics Workstation	118,500	
- Ultra-Fast Tunable Dye Laser System	140,000	
- Computer Numerically Controlled Drilling Machine	78,000	
- Ohio River Research Vessel	69,000	
- Scanning/Tunneling Microscope	65,000	
- Computing Workstation for X-Ray Facility	61,000	
- Workstation for Superconductivity Study	65,000	
- Thermospray Liquid Chromatograph/Mass Spectrometer		
- Animal Irradiator	14,000	
- Molecular Biology System	162,600	
- Datacube Image Analyzer	109,300	
- Automated B-isotope Radiation Detection System	71,000	

- Engineering/Scientific Central Processor Unit	50,000	
- Disk Subsystem-Engineering/Scientific Processor		
- FM Radio Transmission System		
Federal Funds	39,800	
Restricted Funds	39,800	
Total	79,600	
- Materials Testing System	5,100	
- Radioanalytic Image Analysis	70,800	
- Nicolet FTIR: System Upgrade	71,000	
- 300 MHz Nuclear Magnetic Resonance Spectrometer		43,500
- Real-Time Holographic Camera System	85,000	
- Applied Biosystems Nucleic Acid Extractor	52,500	
- High Volume Duplicators (4)	450,000	150,000
- Two-Color Perfectors	250,000	
- CPU Memory Upgrade		500,000
- Mini Computer	118,100	
- Motional Analysis System	220,000	
- Universal Testing Machine (Instron)	93,000	
- Superconducting Magnet System	95,000	
- Graphic Design Typesetter Machine	65,000	
- High Resolution Mass Spectrometer		405,000
- Liquid Chromatograph		160,000
- Computer Numerically Controlled Grinding Machine		
- Pulsed-Radio Frequency Network Analyzer		300,000
- Large Autoclave		74,700
- Emergency Call-Box System		
- Communications Controller		220,000
- Perfect Binder		120,000
- Multi-Color Offset Press		400,000
- Automated Guided Vehicle System	125,000	
- Dynamic Mechanical Analyzer		14,300
- Mobile Mammography Unit		200,000
- Universal Testing Machine		252,000
- X-Ray Diffractometer		155,000
- Image Analysis System		62,500
- Molecular Dynamics Software and Computer Workstation		127,000

- Superconducting Sampling Oscilloscope		77,000
- Thermal Analysis Equipment		22,900
- Offset Press - Two Color		120,000
- High Volume Laser Printer		
- Bench Model Scanning Electron Microscope		65,000
- Parallel Computing System		140,000
- Preparative High Pressure Liquid Chromatography System (Federal Funds)		57,000
- Magnetic Circular Dichroism Spectrophotometer		12,700
- Teaching Grade Nuclear Magnetic Resonance Spectrometer		101,000
- 47 Passenger Highway Bus		
- Laser Printers-Engineering/Scientific Processor	60,000	60,000
- Microfiche Output Subsystem		165,000
- Archival Storage Subsystem		550,000
- Vector Processors	425,000	850,000
- Voice Response System		153,500
- Laser Raman Spectrophotometer		120,000
- Central Fire and Security Monitoring System Upgrade		53,000
- Argon Ion Laser		65,000
- Capillary Electrophoresis		50,000
- Voice Mail System		200,000
- Uninterruptable Power Supply		70,000
- Digital Microwave Data Links	125,000	125,000
- Specialized Central Processing Unit		150,000
- Computer Graphics Output Device		100,000
- Mini Computer		130,000
- Telecommunications Switch		1,700,000
- High Performance Artificial Intelligence Workstation		120,000

20. Western Kentucky University

Funding for the following Western Kentucky University equipment purchases will be from restricted funds.

a. Allen Bradley Vision System	52,000
b. Numerical Control Milling Machine	86,000
c. Numerical Controlled Lathe	86,000
d. Electronic Engine Indicating System	145,000
e. Astronomic CCD Imaging System	56,900
f. Cyroultramicrotone	52,000
g. Ultracentrifuge	51,000

h. High Performance Liquid Chromatography	60,500	
i. Electron Microscope	8,500	
j. Electronic Picture Editing System	52,000	
k. Studio/Field TV Camera System	120,000	
l. Food Laboratory Equipment	250,000	
m. Network LAN	81,000	
n. Multiplexor (Fiber Optics)	232,000	
o. Disk Storage Units	120,000	
p. 4381-P14 Computer Upgrade	145,000	
q. System Printer	50,000	
r. Software	155,000	
s. Tape Drives	125,400	
t. Shuttle Buses	46,000	44,400
u. Disk Drives	88,000	
v. Upgrade VAX 8650	168,000	168,000
w. Central Processor	79,700	79,700

G. CABINET FOR HUMAN RESOURCES

Budget Unit	1990-91	1991-92
1. Administration and Program Support		
a. Miscellaneous Projects		
Investment Income	400,000	400,000
b. Mainframe Laser Printer		
Restricted Funds (1989-90, 200,000)		
c. Human Services Construction Pool		
Bond Fund	1,250,000	1,250,000
d. Madisonville State Office Building Mechanical System Renovation		
Investment Income	200,000	
e. Connelly and Bingham Buildings Roof Replacement		
Investment Income		400,000
f. Hopkinsville State Office Building Roof Replacement		
Investment Income		200,000
2. Department for Mental Health/Mental Retardation		
a. Miscellaneous Projects		
Investment Income	475,000	400,000
b. Renovation of the Flynn Building		
Bond Fund	1,925,000	

c. Hazelwood ICF/MR Replacement		
Bond Fund		12,000,000
3. Department for Employment Services		
a. Electronic Data Processing System/Optical Character Reader		
Restricted Funds	2,500,000	

Notwithstanding the provisions of KRS 341.295, the amount of $2,500,000 is appropriated for the sole purpose of development and implementation of an automated data processing system in the Department for Employment Services.

4. Department for Social Services		
a. Miscellaneous Projects		
Investment Income	400,000	300,000
b. Northern Kentucky Treatment Center, Multi-Purpose Vocational/Recreational Building		
Federal Fund (1989-90, 400,000)		
c. Owensboro Treatment Center,		
Vocational/Recreational Building		
Federal Fund (1989-90, 375,000)		
d. Two 12-Bed Residential Facilities		
Bond Fund	500,000	500,000
e. Hardin County Day Treatment Center		
Bond Fund		650,000
f. Christian County Day Treatment Facility		
Bond Fund		675,000
g. Senior Citizens/Adult Day Care/Alzheimer Respite Care Facilities		
Lottery	1,500,000	
h. Integrated Client/Resource Tracking System		
Restricted Funds	1,500,000	1,500,000
i. Cardinal Treatment Center Vocational Building		
Bond Fund		275,000
5. Department for Social Insurance		
a. Automated Management Eligibility System		
Restricted Funds		101,300
b. Two Food Stamp Inserting Machines		
Restricted Funds (1989-90, 275,000)		
Federal Fund (1989-90, 275,000)		

H. JUSTICE

Budget Unit	1990-91	1991-92
1. Department of State Police		

a. Minor Projects		
Investment Income	150,000	150,000
b. Central Processing Unit		
Restricted Funds		110,000
c. Bulk Tank Removal/Replacement		
Capital Construction Surplus Fund	200,000	
d. Library Handler for AFIS System		
Investment Income		200,000
e. Phospor Imager		
Restricted Funds	85,000	
f. Duplication Machine		
Restricted Funds	27,400	27,400

I. NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION

Budget Unit	1990-91	1991-92

For the capital construction project displayed in this section as restricted funds supported project, it is anticipated that these funds shall be transferred from the operating fund at such time as funds are available and needed. The total project cost shown does not reflect an addition to the operating budget appropriation.

Budget Unit	1990-91	1991-92
1. State-Owned Dam Repair		
Investment Income	1,000,000	1,000,000
2. Kentucky Abandoned Lands Reclamation Program		
Federal Fund	15,500,000	18,000,000
3. Wastewater Infrastructure Revolving Loan Fund		
Bond Fund	5,430,400	4,702,700
Federal Fund	26,065,800	22,572,900
4. Nature Preserves Acquisition Fund		
Restricted Funds	40,000	40,000
5. Waste Management Authority Revolving Loan Fund		
Bond Fund	20,000,000	
6. Leaking Underground Storage Tanks		
Federal Fund	659,100	659,100
7. Laser-Optic File System		
Investment Income		82,500
Federal Fund		82,500
8. Inductively Coupled Plasma Emission Spectrometer		
General Fund	42,000	
Investment Income		42,000

9. High Performance Liquid Chromatograph		
General Fund	24,000	
Investment Income		24,000
10. Atomic Absorption Spectrometer		
General Fund	24,000	
Investment Income		24,000
11. Gas Chromatograph/Mass Spectrometer		
General Fund	47,500	
Investment Income		47,500
12. Gas Chromatograph/Mass Spectrometer		
General Fund	47,500	
Investment Income		47,500

J. PUBLIC PROTECTION AND REGULATION

Budget Unit	1990-91	1991-92

For the major equipment purchase displayed in this section as restricted funds or General Fund supported projects it is anticipated that these funds shall be transferred from the operating budget at such time as funds are available and needed. The total project cost shown does not reflect an addition to the operating budget appropriation.

Budget Unit	1990-91	1991-92
1. Department of Insurance		
a. Upgrade Computing System		
Restricted Funds	118,200	119,500

K. REVENUE

Budget Unit	1990-91	1991-92
1. Department of Tax Compliance		
a. Data Entry System (General Fund - 1989-90, 162,000)		
General Fund	162,000	
Investment Income		162,000
b. Remittance Processing Equipment		
General Fund	170,000	
Investment Income		170,000
c. Optical Scanner		
General Fund	30,000	
Investment Income	140,000	170,000

L. TOURISM

Budget Unit	1990-91	1991-92

The total Non-General Fund project costs shown do not reflect additions to the operating budget appropriations.

1. Parks

a. Miscellaneous Major Maintenance		
Investment Income	3,700,000	3,700,000
b. Kentucky Dam - Electrical Upgrade		
Bond Fund	57,000	551,000
c. Kentucky Dam - Renovate Ten Executive Cottages		
Bond Fund	60,000	826,000
d. General Butler - Rebuild Lodge Pool		
Bond Fund	80,000	756,000
e. Lake Cumberland - Water System Upgrade		
Bond Fund	50,000	493,000
f. E.P. "Tom" Sawyer - Renovate Activities Building		
Bond Fund	786,000	
g. Lake Barkley - Rebuild/Renovate Golf Course		
Bond Fund	436,000	
h. Kentucky Dam - Rebuild/Renovate Golf Course		
Bond Fund	436,000	
i. Lake Barkley - Marina Structural Repairs		
Bond Fund	60,000	576,000
j. Old Fort Harrod - Rebuild Amphitheatre		
Bond Fund	62,000	653,700
k. Taylorsville - New Maintenance/Office Area		
Bond Fund	30,000	297,000
l. Barren River - Golf Course Expansion		
Bond Fund		1,845,100
m. Barren River - Ten New Cottages		
Bond Fund	1,654,100	
n. Cumberland Falls - Replace 16 Cottages		
Bond Fund		2,100,000
o. Audubon - Renovate Museum/Construct Nature Center		
Bond Fund	2,132,000	
p. My Old Kentucky Home - Golf Course Expansion		
Bond Fund		2,329,500
2. Kentucky Horse Park		
a. Miscellaneous Major Maintenance		
Investment Income	250,000	250,000

b. Sewage Treatment Plant Expansion - Phase II		
Investment Income	220,000	
c. Lake and Dam Repair		
Bond Fund	420,000	
d. Show Office/Restrooms		
Bond Fund	222,000	150,000
3. State Fair Board		
a. Miscellaneous Major Maintenance		
Investment Income	625,000	625,000
b. Fire Proof East Hall		
Bond Fund	350,000	
c. Exhibit Hall Expansion		
General Fund	300,000	
4. Fish and Wildlife Resources		
a. Miscellaneous Minor Projects		
Restricted Funds	200,000	200,000
b. Minor Clark - Frankfort Hatchery Repairs		
c. Lake Reba Dam Repair - Madison County		
d. Education Center - Game Farm		
Restricted Funds	250,000	
e. Land Acquisition		
Restricted Funds	1,000,000	1,000,000
f. Lyon County - Boat Ramp		
Restricted Funds	45,000	

M. TRANSPORTATION

Budget Unit	1990-91	1991-92

For the major equipment purchases and capital construction projects displayed in this section, it is anticipated that the funds shall be transferred from the operating budget at such time as funds are available and needed. The total project costs shown do not reflect additions to the operating budget appropriations.

1. Perry County Maintenance Facility		
Road Fund		
2. Data Processing Department Upgrade		
Road Fund	275,000	
3. Allen County Maintenance Facility		
Road Fund	426,000	
4. Breathitt County Maintenance Facility		
Road Fund		438,800

5. Gyratory Bituminous Testing Device		
Road Fund	95,000	
6. LECO (Bolt Strength Analyzer)		
Road Fund	50,500	
7. Franklin County Maintenance Facility		
Road Fund	432,000	
8. Materials Lab Renovation		
Road Fund	300,000	
9. Geo-Technical Section Building		
Road Fund		891,000
10. Equipment Warehouse Re-roof and Utilities		
Road Fund	500,000	
11. Salt Domes Repair/Maintenance		
Road Fund	240,000	200,000
12. Graphics Scanner		
Road Fund	300,000	
13. Laser Printer for Department		
Road Fund		197,000
14. New Frankfort Office Building		
Road Fund	350,000	3,150,000
15. Lexington District Office Building		
Road Fund	760,000	2,340,000
16. Various Environmental Projects		
Road Fund	586,000	491,000
17. Re-roof T-1 and C-1 Garages		
Road Fund	120,000	
18. Central Office Phone Systems		
Road Fund	260,000	
19. Building Repairs and Painting		
Road Fund	292,000	361,000
20. District Office Phone Systems		
Road Fund	60,000	
21. Paving and Landscaping Projects		
Road Fund	182,000	1,148,000
22. Road Resurface and Repair - Kentucky Horse Park		
Road Fund	690,000	

23. Lyon County Lake Access and Parking		
Road Fund	950,000	
24. Road Maintenance - Various Parks		
Road Fund	1,500,000	

N. WORKFORCE DEVELOPMENT

Budget Unit	1990-91	1991-92
1. Department for the Blind		
a. Rehabilitation Center for the Blind		
Bond Fund	3,000,000	
Federal Funds	1,500,000	
Total	4,500,000	
2. Miscellaneous Maintenance Pool		
Investment Income	850,000	935,000
3. Asbestos Abatement - Carl D. Perkins Rehabilitation Center		
Capital Construction Surplus Fund	321,100	
4. Asbestos Removal & Demolition - Madisonville Health Annex		
Capital Construction Surplus Fund	326,900	
5. Re-roof Original Building: Elizabethtown SVTS		
Capital Construction Surplus Fund	207,300	
6. HVAC Piping Replacement: Somerset SVTS		
Capital Construction Surplus Fund	215,100	
7. HVAC System Repiping: Harlan SVTS		
Capital Construction Surplus Fund	200,600	
8. HVAC System Replacement: Bowling Green SVTS		
Capital Construction Surplus Fund	264,300	
9. Electronics Technology Expansion Central Kentucky SVTS		
Lottery	5,790,100	
10. Health Technology Expansion Madisonville Health Annex		
Lottery	4,316,000	
11. Advanced Technology Expansion Ashland SVTS		
Lottery		3,030,500
12. Welding Robot: Ashland SVTS		
Restricted Funds	57,000	
13. Machining Center: Northern KY SVTS		
Restricted Funds	98,000	

14. C.N.C. Milling Machine: Madison Co. AVEC	
Restricted Funds	68,000
15. C.N.C. Lathe: Harrison Co. AVEC	
Restricted Funds	58,000
16. Computer Controlled Lathe: Breckinridge Co. AVEC	
Restricted Funds	90,000
17. Articulating Grader 146: Hazard SVTS	
Restricted Funds	225,000
18. Inloader, 966 Catepillar: Hazard SVTS	
Restricted Funds	213,000
19. Dozer, D6 w/Winch; Hazard SVTS	
Restricted Funds	150,000
20. Drill, Air Track: Hazard SVTS	
Restricted Funds	92,000
21. Truck, 2 Ton Int: Hazard SVTS	
Restricted Funds	78,000
22. C.N.C. Wire Electric Discharge Machine: Rowan SVTS	
Restricted Funds	56,000

In the event that any authorized capital construction and/or major equipment projects are cancelled it is the intent of the General Assembly that any General Fund appropriated debt service for those same projects shall remain unallotted and lapse to the credit of the General Fund. Those projects set forth under the subheading "higher education" are subject to the action and approval of the Council on Higher Education and subject to approval of the Finance and Administration Cabinet. The provisions of KRS 45.750 through 45.990 notwithstanding, it is the intent of the General Assembly that capital construction projects at institutions of higher education involving no state or federal funds, may be authorized between regular sessions of the General Assembly, providing that such projects receive prior approval from both the Council on Higher Education and the Secretary of the Finance and Administration Cabinet, and that the Capital Projects and Bond Oversight Committee receives prior notification.

Pursuant to the provisions of KRS 45.760(12), the Capital Construction and Equipment Purchase Contingency Fund may be used to advance funds to projects authorized to be financed by bonds and may be used to finance feasibility studies for future projects.

Roof repair or replacement projects shall be eligible for Emergency Repair, Maintenance, and Replacement Fund allotments, subject to the provisions of KRS 45.780.

Before any economic development bonds are issued, the proposed bond issue shall be approved by the secretary of the Finance and Administration Cabinet and the State Property and Buildings Commission under the provisions of KRS 56.440-56.720. Administration of the Economic Development Bond program by the secretary of Economic Development Cabinet is subject to the guidelines contained herein: 1) Project selection criteria are to be developed by the secretary of Economic Development Cabinet. The criteria shall include, but not be limited to, such issues as: a project's job creation and/or job retention potential, degree of public and/or private local involvement, and potential project payback and/or contribution in retiring the associated debt obligation. 2) Projects of state agencies are not eligible for funding from this source unless expressly provided for in the appropriation act, with the exception that up to $5 million in the Economic Development Bond Authorization for Tourism and Agriculture projects may be used for improvements on state-owned property. 3) Project selection shall be documented when presented to the secretary of finance. Included in the documentation shall be the rationale for selection and expected economic development impact. 4) Following approval by the secretary of the Finance and Administration Cabinet and the State Property and Buildings Commission, the project shall be presented by the Economic Development Cabinet to the next regularly scheduled Capital Projects and Bond Oversight Committee meeting for information and review under the provisions of KRS 45.750-45.800.

Inasmuch as the identification of specific projects in a variety of areas of the state government cannot be ascertained with absolute certainty at this time, it is the purpose and intent of the General Assembly to appropriate amounts for specific purposes to projects which are not individually identified herein in the following areas: Repair of State-Owned Dams, Economic Development Projects, Fire and Life Safety, and Asbestos Abatement projects. Any such projects estimated to cost over $200,000 and equipment estimated to cost over $50,000 shall be reported to the Capital Projects and Bond Oversight Committee. All moneys transferred to the Finance and Administration Cabinet for capital construction from any appropriations, including income from investments, shall be expended, accounted for, and otherwise treated in the same manner as funds appropriated directly to the Finance and Administration Cabinet for capital construction.

PART III

GENERAL PROVISIONS

1. Appropriations out of restricted agency funds in this Act shall include all fees (which include fees for board and room, athletics, and student activities) and rentals, admittances, sales, bond proceeds, licenses collected by law, gifts, subventions, contributions, income from investments and other miscellaneous receipts produced or received by an agency or budget unit of the state government, except as otherwise specifically provided, for the use and benefit of each agency or budget unit for the purposes for which each restricted agency fund or account is authorized. Restricted agency funds receipts shall be credited and allotted to the respective fund or account out of which an appropriation is made as provided in Part I. All receipts of restricted agency funds shall be deposited in the State Treasury and credited to the proper account as provided in KRS Chapters 12, 42, 45 and 48.

Appropriations out of federal funds in this Act shall include federal subventions, grants, contracts or other federal funds received, income from investments and other miscellaneous federal receipts received by an agency or budget unit of the state government, except as otherwise provided, for the use and benefit of each agency or budget unit for the purposes for which each fund account is authorized. Federal funds receipts shall be credited and allotted to the respective fund account out of which an appropriation is made as provided in Part I. All federal funds receipts shall be deposited in the State Treasury and credited to the proper account as provided in KRS Chapter 12, 42, 45 and 48.

If receipts received or credited to any restricted agency funds account or federal funds account during fiscal year 1990-91 or fiscal year 1991-92, and any balance forwarded to the credit of any such account from the previous fiscal year, exceed, by the sum of five percent (5%), the appropriation made by specific sum to said account as provided in Part I of this Act for the fiscal year in which the excess occurs, said excess shall become available for expenditure for the purpose of the account during said fiscal year only with the authorization of the state budget director of the Governor's Office for Policy and Management upon approval of the secretary of the Finance and Administration Cabinet; provided, however, that institutions of higher education may receive and expend all restricted agency funds or federal funds without limitation.

Except as otherwise provided in this Act, the appropriate agency or budget unit may requisition for expenditure from the restricted agency funds account or the federal funds account, through the Finance and Administration Cabinet, during the fiscal year ending June 30, 1991, and during the fiscal year ending June 30, 1992, all receipts placed to the credit of respective funds accounts for such year, out of which has been established a restricted agency funds account or federal funds account for each separate agency or budget unit during such fiscal year, in addition to any balance which said agency may have had forwarded from the preceding year on or before August 31, of the then current fiscal year, by the Finance and Administration Cabinet. On or before the beginning of each fiscal year, each agency or budget unit, other than institutions of higher education, shall submit to the Finance and Administration Cabinet and the Legislative Research Commission schedules of restricted agency funds and federal funds for each budget unit showing estimated receipts and estimated expenditures, a comparative statement of any revised estimated receipts and expenditures with amounts provided in the Executive Budget as adopted by the 1990 General Assembly, and statements which explain the occurrence of such variances.

If a budget unit not listed in Part I receives unanticipated restricted agency fund or federal fund monies, the secretary of the Finance and Administration Cabinet, upon written request from the agency head with appropriate documentation of the amount, source, purpose, necessity and use of such monies, may authorize, upon recommendation of the Governor's Office for Policy and Management, the credit and expenditure of such funds for statutory purposes. The secretary of the Finance and Administration Cabinet shall cause to be established a separate discrete restricted agency funds or federal funds account, as appropriate for the receipt and disbursement of such funds and shall establish the maximum sum which may be credited and expended from the authorized account. The secretary of the Finance and Administration Cabinet, in consultation with the Interim Joint Committee on Appropriations and Revenue, shall provide appropriate notice pursuant to this event to the Legislative Research Commission.

No state agency entitled to federal funds which would represent one hundred percent (100%) of the cost of a program in which the state participates shall decline to accept or receive such entitlement without notification to the Interim Joint Committee on Appropriations and Revenue of the Legislative Research Commission and the State Budget Director.

2. Except as otherwise explicitly authorized by this Act, nothing in this Act shall be construed to repeal any appropriation made hereinbefore or hereinafter for the fiscal year ending June 30, 1990, and nothing in this Act is to be construed as amending or altering the provisions of Chapters 42, 45, and 48 of the Kentucky Revised Statutes pertaining to the duties and powers of the secretary of the Finance and Administration Cabinet. All questions that arise in interpreting any appropriation in this Act as to the purpose or manner for which such appropriation may be expended shall be decided by the secretary of the Finance and Administration Cabinet pursuant to KRS 48.500 and the decision of the secretary of the Finance and Administration Cabinet shall be final and conclusive.

3. In enacting this Appropriation Act, it is the deliberate intention of the General Assembly to enact each section, and each subsection and each appropriation sum by specified fund or funds accounts thereof as a separate and/or specific appropriation and law, and if any section, any subsection, or any provision thereof shall be held invalid or unconstitutional, the decision of the courts shall not affect or impair any of the remaining sections, subsections, or provisions contained herein.

4. The secretary of the Finance and Administration Cabinet is authorized to establish a system or formula or a combination of both for pro-rating the administrative costs of the Finance and Administration Cabinet, and the Departments of Treasury and Law relative to the administration of programs in which there is joint participation by the state and federal governments for the purpose of receiving the maximum amount of participation permitted under the appropriate Federal laws and regulations governing such programs.

5. All statutory continuing appropriations in existence at the time this Act takes effect are discontinued and repealed by this Act except as provided by Chapters 12, 42, 56, 96A, 133, 152, 177, 341, and 441 of the Kentucky Revised Statutes. All statutes and portions of statutes in conflict with any of the provisions of this Section, to the extent of such conflict, are hereby repealed, unless otherwise provided by this Act.

6. No state agency, cabinet, department, office, or program shall incur any obligation against the General Fund appropriations contained herein unless such obligation may be reasonably determined to have been contemplated in the enacted budget and is based upon supporting documentation and legislative and executive records.

7. Any General Fund appropriation made herein in anticipation of a lack, loss, or reduction of federal funds shall lapse to the General Fund to the extent such federal funds otherwise become available.

8. The secretary of the Finance and Administration Cabinet shall cause the Governor's Office for Policy and Management, within seventy-five days upon adjournment of the 1990 General Assembly, to prepare a final budget document based upon the Executive Budget proposal as enacted by the 1990 General Assembly as well as other acts which provide appropriations for the 1990-92 biennium and based upon supporting documentation and legislative records as considered by the 1990 General Assembly. This document shall include for each agency and budget unit a consolidated budget summary statement of available regular and continuing appropriated revenue by fund source, corresponding appropriation allocations by program or subprogram as appropriate, budget expenditures by principal budget class and such other fiscal data and commentary considered necessary by the Governor's Office for Policy and Management for budget execution and oversight. The enacted budget document and any adjustments thereto approved by the Governor's Office for Policy and Management as provided in each part of this Act or by Law, and any supporting documents, shall be communicated to the Interim Joint Committee on Appropriations and Revenue on a regular basis.

9. In the event that any authorized capital construction and/or equipment purchase projects are cancelled it is the intent of the General Assembly that any appropriated General Fund debt service for those same projects shall remain unallotted and lapse to the credit of the General Fund. In the event that General Fund appropriated debt service is less than required due to favorable interest rates, refinancing, or timing variances, the excess debt service in each fiscal year shall remain unallotted and lapse to the credit of the General Fund.

10. It is the intent of the General Assembly that the secretary of the Transportation Cabinet shall use road fund resources to meet the lease rental payments to the Kentucky Turnpike Authority for Resource Recovery Road projects in the amount certified by the secretary of the Transportation Cabinet. However, in the event that road fund resources are not sufficient to meet lease rental payments, the additional amount required for meeting lease rental payments as certified by the secretary of the Transportation Cabinet under KRS 143.090 shall be transferred from coal severance tax receipts to meet the obligation.

11. A Budget Reserve Trust Fund is hereby established. There is appropriated from the General Fund, $40,000,000 for fiscal year 1990-91 to the Budget Reserve Trust Fund.

These funds shall be used in the event actual General Fund receipts during the 1990-91 fiscal year or the 1991-92 fiscal year are not sufficient to meet the General Fund appropriation levels authorized by this Act or other general biennial appropriations bills. In addition, allotments from the Budget Reserve Trust Fund may be made for items deemed to be emergency or mandated expenditures elsewhere provided for in this Act.

No allotment or expenditure from the Budget Reserve Trust Fund shall be made except upon approval of the Governor of the Commonwealth. The secretary of the Finance and Administration Cabinet shall communicate any allotment or expenditure from the Budget Reserve Trust Fund, in writing, to the Interim Joint Committee on Appropriations and Revenue.

Any unexpended balance remaining at the close of the 1990-91 fiscal year shall not lapse, but shall continue into the 1991-92 fiscal year.

12. There is hereby established a General Fund surplus expenditure plan for fiscal year 1990-91 and fiscal year 1991-92, pursuant to KRS 48.140. This plan is for the expenditure of excess General Fund revenue receipts up to two and one-half percent (2.5%) in excess of the revenue receipts estimate for the General Fund as determined by subsection (3) of KRS 48.120.

The secretary of the Finance and Administration Cabinet shall determine, after the close of fiscal year 1989-90 and after the close of fiscal year 1990-91, based on the official financial records of the Commonwealth, and in accordance with KRS 48.120, the amount of excess unappropriated receipts available after all allocations required by the Local Government Economic Assistance Fund, pursuant to KRS 42.450, have been adjusted.

The secretary of the Finance and Administration Cabinet is then hereby authorized, first, to restore the Budget Reserve Trust Fund to its original level of appropriation in the event that appropriations which have been made to the Budget Reserve Trust Fund have been depleted in whole or in part. Second, the Budget Reserve Trust Fund shall be increased by an additional $20,000,000 each fiscal year. Third, notwithstanding the dollar limitations in KRS 45.750-45.800, additional funds may be allotted for nonrecurring capital construction projects and/or major equipment items, in an amount not to exceed $25,000,000, or for feasibility studies approved by the 1990 General Assembly which have been insufficiently funded.

13. In the event the Kentucky Retirement Systems Board of Directors proposes or the General Assembly adopts altered actuarial assumptions, including a shift to projected unit credit, level payroll funding of unfunded liability, asset valuation related to market value or other changes, then notwithstanding KRS 61.560, the employee contribution rate shall be lowered to reflect the reduced normal and unfunded liability cost of the system by the amount caused by the assumption changes, but not to exceed one percent (1%) of payroll for each year of the biennium. The reduced employee retirement contribution shall effectively increase the available compensation provided to state employees from five percent (5%) as is provided by KRS 18A.355 and this Act to a total of six percent (6%) in fiscal year 1990-91, and to maintain this compensation level in fiscal year 1991-92.

14. Effective July 1, 1990, for fiscal year 1991, appropriations for executive branch agencies include $124.27 per month per eligible employee for the employers' share of health insurance costs, including benefits, program administration, and a health insurance reserve. Effective July 1, 1991, for fiscal year 1992, appropriations for executive branch agencies include $150 per month per eligible employee for the employers' share of health insurance costs, including benefits, program administration, and a health insurance reserve.

15. It is the intent of the General Assembly in furtherance of the public policy to preserve existing jobs and to alleviate and prevent unemployment in the Commonwealth of Kentucky, that funds be authorized for expenditure from the General Fund Surplus Account (KRS 48.700) not to exceed $11,902,400 in the 1990-92 biennium for a financial assistance program to retain existing business and industry. Such funds shall be made available only upon certification by the Secretaries of the Economic Development and Finance and Administration Cabinets to the Governor that the regular appropriations for fiscal year 1989-90, fiscal year 1990-91, and fiscal year 1991-92 are insufficient to fulfill the Commonwealth's obligations in support of the financial assistance program authorized by the General Assembly. In the event that the Governor shall affirm such certifications, the secretary of the Finance and Administration Cabinet shall approve the allocations of the required sums from the General Fund Surplus Account and the State Treasurer shall approve such payment. A copy of the certifications, and written approval of the Governor, shall be filed with the Legislative Research Commission and reported to the Interim Joint Committee on Appropriations and Revenue.

16. Pursuant to the authority conferred by Chapter 336 of the Acts of the 1988 General Assembly the level of General Fund appropriations for fiscal year 1989-90 as enumerated in KRS Chapter 47 to the budget units within the Cabinet for Human Resources which were subsequently adjusted by the secretary of the Finance and Administration Cabinet and the state budget director as recommended by secretary of the Cabinet for Human Resources as contained in the official workpapers to this Act are hereby ratified and confirmed.

17. No funds appropriated in this Act may be expended for any purpose not specifically authorized by the General Assembly in this Act nor may funds appropriated in this Act be transferred to any cabinet, department, board, commission, institution, or agency of state government unless specifically authorized by the General Assembly.

PART IV

KENTUCKY LOTTERY CORPORATION PROCEEDS

There is hereby appropriated out of the Lottery Trust Fund for the fiscal year ending June 30, 1990 including only those funds pursuant to KRS 48.700 derived from net proceeds of the Kentucky Lottery Corporation and for the fiscal year beginning July 1, 1990, and ending June 30, 1991, and for the fiscal year beginning July 1, 1991, and ending June 30, 1992, the following sums, or so much as may be available from the net proceeds of the Kentucky Lottery Corporation for the following officers, cabinets, departments, boards, commissions, institutions, subdivisions, and agencies of state government, and any and all other activities of the government of the Commonwealth of Kentucky subject to the provisions of Chapter 12, 42, 45, and 48 of the Kentucky Revised Statutes, for which a specific appropriation is made in Part IV as follows:

A. GOVERNMENT OPERATIONS

1. Department of Military Affairs

a. Vietnam Veterans' Bonus Trust Fund

	1990-91	1991-92
Lottery Funds	35,000,000	

Any unexpended appropriation in fiscal year 1989-90 in the Vietnam Veterans Bonus Trust Fund shall not lapse but be carried forward into fiscal year 1990-91.

B. HUMAN RESOURCES

2. CABINET FOR HUMAN RESOURCES

a. Department for Social Services

	1990-91	1991-92
Lottery Funds	16,480,500	16,484,200

Included in the above appropriation are the following funds to expand services to elderly citizens: $14,480,500 in fiscal year 1990-91 and $14,484,200 in fiscal year 1991-92 for additional Homecare clients to be served and $2,000,000 each year of the biennium for the expansion of Adult Day Care/Alzheimer's Respite Care Centers.

Notwithstanding KRS 205.460, entities contracting with the cabinet to provide essential services under KRS 205.455 and this section shall provide local match, not less than the amount in effect during fiscal year 1989-90. Local match may include any combination of materials, commodities, transportation, office space, personal services or other types of facility services, or funds. The secretary shall prescribe the procedures to certify the local match assurance.

b. Department for Medicaid Services

1. Benefits

	1990-91	1991-92
Lottery Funds	3,840,400	5,934,500

The above appropriation shall be utilized to expand coverage under Title XIX of the Social Security Act to pregnant women and children under age one whose family income does not exceed an amount equal to 185 percent of the federal poverty level.

c. Department for Health Services

	1990-91	1991-92
Lottery Funds	4,026,200	4,859,200

Included in the above appropriation is $2,000,000 in fiscal year 1990-91 and $2,805,000 in fiscal year 1991-92 to expand comprehensive well child care services, $1,100,000 in fiscal year 1990-91 and $1,128,000 in fiscal year 1991-92 for expanded immunization services, and $926,200 in fiscal year 1990-91 and $926,200 in fiscal year 1991-92 to expand the prenatal/perinatal services.

C. EDUCATION AND HUMANITIES

3. DEPARTMENT OF EDUCATION

a. School Equity and Reform Initiatives

	1990-91	1991-92
Lottery Funds	55,000,000	57,000,000

The above appropriations are for various school equity and reform initiatives as defined and enacted by the General Assembly. The appropriations are to be distributed among those units of government created or designated by the General Assembly to implement the initiatives. Included in the above appropriations is $2,160,000 in fiscal year 1990-91 and $3,720,000 in fiscal year 1991-92 to be transferred to Kentucky Educational Television for expansion of STAR Channel courses.

In the event that funds transferred from the Kentucky Lottery Corporation are not sufficient to make the appropriations provided for in this Act, all such available funds transferred from the Kentucky Lottery Corporation shall be allocated proportionately among the programs intended to be funded by this Act.

There is hereby established a Kentucky Lottery Reserve Account. All net lottery proceeds in excess of the amounts appropriated by this Act are hereby appropriated to this Account. In the event that any appropriation made under Part IV of this Act remains unexpended at June 30, 1991, any unexpended balance shall be lapsed to the Kentucky Lottery Reserve Account.

TOTAL - EXECUTIVE DEPARTMENT OF STATE GOVERNMENT

	1989-90	1990-91	1991-92
Lottery Funds	35,000,000	79,347,100	84,277,900

PART V

FUND TRANSFER

1. It is the finding of the General Assembly of the Commonwealth of Kentucky that the financial condition of state government requires the following action.

2. Notwithstanding the requirements of the statutes set forth below, there is hereby transferred from the restricted and special funds enumerated below to the General Fund the following amounts in fiscal year 1990-91 and fiscal year 1991-92.

		1990-91	1991-92
1.	Kentucky Law Enforcement Foundation Program Fund (KRS 15.430-500; 42.190; and 136.392)	5,000,000	5,000,000
2.	Fire and Tornado Insurance Fund (KRS 56.095; 56.150; 56.180)		2,000,000
3.	Department of Insurance (KRS 304.2-300 and KRS 304.2-440)	1,000,000	1,000,000
4.	Department of Financial Institutions (KRS 287.485)	500,000	500,000
5.	Professional Firefighter Foundation Fund (KRS 94A.220; 42.190; 136.392)	3,600,000	3,700,000
6.	Economic Development Cabinet Economic Development Bond Repayments (KRS Chapter 47)	1,000,000	
	Total	11,100,000	12,200,000

PART VI

GENERAL FUND BUDGET REDUCTION PLAN

Pursuant to KRS 48.130, there is hereby established a General Fund Budget Reduction Plan for state government for fiscal year 1990-91 and fiscal year 1991-92. Direct services and obligations essential to the minimum level of constitutional functions are exempted from the requirements of this Plan.

A. In the event of a reduction (revenue shortfall) in the estimated General Fund revenue receipts of $4,127,563,500 for fiscal year 1990-91 and $4,390,840,200 for fiscal year 1990-92, the heads of the executive, judicial, and legislative branches shall implement pro-rata reductions for their respective branches in the following sequence:

1. The Local Government Economic Assistance Fund shall be adjusted to equal revised estimates of receipts pursuant to KRS 42.450.

2. Funds available in the General Fund Surplus Account, created by KRS 48.700, shall be applied toward the revenue shortfall.

3. The appropriations to the Budget Reserve Trust Fund in an amount not to exceed $30,000,000 shall be applied.

4. Funds which accrue as a result of personnel vacancies and turnover, reduced debt service requirements, operating transfers or equipment purchases shall be applied.

5. Transfers of excess or unbudgeted restricted operating funds, excluding fiduciary funds or dedicated statutory funds, shall be applied.

6. If the actions outlined above are insufficient to eliminate the revenue shortfall, it is then the intent of the General Assembly that the Governor of the Commonwealth of Kentucky be empowered to take all other necessary actions to balance the budget.

SB 318, AN ACT relating to property taxation and the administration thereof.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 132.370 is amended to read as follows:

(1) There shall be a property valuation administrator in each county in lieu of a county assessor. Property valuation administrators shall be state officials and all deputies and assistants of their offices shall be unclassified state employees.

(2) Property valuation administrators shall be elected in the year in which county elections are held and shall enter upon the discharge of the duties of their office on the first Monday in December after their election and continue in office for a period of four (4) years, and until the election and qualification of their successors. Property valuation administrators shall possess the qualifications required by Section 100 of the Constitution and by KRS 132.380 and shall be eligible for reelection.

(3) The property valuation administrators and all deputies and assistants of their offices who qualify as full time employees, shall be eligible for participation in the provisions of KRS 18A.205, 18A.230 to 18A.355 and 61.510 to 61.705.

(4) A property valuation administrator may be removed from office by the ***secretary of revenue*** [~~circuit court of his county, upon petition of the cabinet or any taxpayer,~~] for ***any of the following grounds:***

(a) Willful disobedience of any just or legal order of the cabinet, or for misfeasance or malfeasance in office or willful neglect in the discharge of his official duties***; or***

(b) A finding by the Revenue Cabinet of chronic or intentional underassessment based on either:

1. The randomly selected sample appraisals conducted under the provisions of KRS 133.250; or

2. The sales-assessment ratio studies conducted under the provisions of KRS 133.250 when the ratio study of any county indicates a level below that acceptable to the Revenue Cabinet in a period of two (2) consecutive calendar years.

(5) Appeal of removal under the provisions of this section shall be available within thirty (30) days after entry of the final order of the secretary of revenue directly through Franklin Circuit Court, notwithstanding the provisions of KRS Chapter 18A. Review by the court shall be limited to determining whether or not:

(a) The secretary acted without or in excess of his power;

(b) The order appealed from was procured by fraud or misconduct;

(c) Substantial evidence supports the order appealed from; and

(d) The secretary's decision is supported by the law.

(6) If a property valuation administrator is removed from office as provided in subsections (4) and (5) of this section, he shall be ineligible to serve in the office at any future date and shall forfeit any and all certification from the Revenue Cabinet pertaining to the office[~~, but he or the petitioner may appeal to the Court of Appeals~~].

Section 2. KRS 132.375 is amended to read as follows:

Whenever a vacancy occurs in the property valuation administrator's office, the secretary of revenue ***shall*** [~~may~~] designate a ***qualified cabinet employee*** [~~person~~] to carry on the duties of the office ***for the balance of the term*** [~~until such time as some person can be duly qualified and appointed~~]. The ***cabinet employee so designated*** [~~persons so designated shall be compensated on a pro rata basis for the calendar days served from funds made available to the office from the state under KRS 132.590, except, where an agent of the revenue cabinet is so designated, said agent~~] shall be compensated from Revenue Cabinet funds in the same manner and at the same rate as compensated prior to his receiving such designation, plus necessary expenses, including travel. Such individual shall have all the powers and be subject to all the regulations applying to property valuation administrators. [~~In no event shall the person designated to act as property valuation administrator by the secretary of revenue serve in excess of ninety (90) days unless otherwise qualified and appointed.~~]

Section 3. KRS 132.990 is amended to read as follows:

(1) Any person who wilfully fails to supply the property valuation administrator or the Revenue Cabinet with a complete list of his property and such facts with regard thereto as may be required or who violates any of the provisions of KRS 132.570 shall be fined not more than five hundred dollars ($500).

(2) Any property valuation administrator who wilfully fails or neglects to perform any duty legally imposed upon him shall be fined not more than five hundred dollars ($500) for each offense[~~, and the judgment of conviction may declare his office vacant~~]. ***Any property valuation administrator whose intentional under assessment of property results in a loss of property tax revenue for any taxing jurisdiction shall be personally liable for the repayment of that amount to all affected taxing jurisdictions before the end of his current term and shall be deemed to have wilfully failed to perform his legal duty.***

(3) Any county clerk who wilfully fails or neglects to perform any duty required of him by KRS 132.480 or by KRS 132.490 shall be fined not more than fifty dollars ($50.00) for each offense.

(4) Any person who wilfully falsifies application for exemption or who fails to notify the property valuation administrator of any changes in qualifying requirements under the provision of KRS 132.810 shall be fined not more than five hundred dollars ($500).

SECTION 4. A NEW SECTION OF KRS CHAPTER 132 IS CREATED TO READ AS FOLLOWS:

(1) Effective after June 30, 1990, and for each year thereafter, the Auditor of Public Accounts shall examine, upon request of the Legislative Research Commission, the Revenue Cabinet and the office of any property valuation administrator for the following purposes:

(a) An audit and verification of all moneys handled for the account of the state government by the property valuation administrator and his authorized assistants;

(b) The management, conduct and condition of the office of property valuation administrators; or,

(c) The performance by property valuation administrators of all duties prescribed by KRS Chapter 132 in accordance with procedures prescribed by the Revenue Cabinet.

(2) In accordance with the provisions of KRS 43.050, the Auditor shall report immediately in writing to the Governor, each member of the Legislative Research Commission, the Attorney General, and the Secretary of the Finance and Administration Cabinet, any unauthorized, illegal, irregular or unsafe handling or expenditure of property tax moneys or other state funds, or improper practice of financial administration.

(3) In addition to penalties prescribed by KRS 43.990, any property valuation administrator and his authorized assistants shall be subject to removal by the secretary of revenue in accordance with the provisions of Section 1 of this Act, upon applicable findings by the Auditor.

(4) The Auditor of Public Accounts shall be reimbursed by the commission for his cost of conducting any audit performed under the provisions of this section.

Section 5. KRS 63.220 is amended to read as follows:

(1) A vacancy in the office of sheriff, coroner, surveyor, county clerk, county attorney, jailer, ***or*** constable [~~or property valuation administrator,~~] shall be filled by the county judge/executive.

(2) Appointments to fill vacancies under this section shall be until the successor is elected, as provided in Section 152 of the Constitution, and qualified.

The Committee Substitute to **SB 318** is as follows:

SB 318, AN ACT relating to property taxation and the administration thereof.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 132.370 is amended to read as follows:

(1) There shall be a property valuation administrator in each county in lieu of a county assessor. Property valuation administrators shall be state officials and all deputies and assistants of their offices shall be unclassified state employees.

(2) Property valuation administrators shall be elected in the year in which county elections are held and shall enter upon the discharge of the duties of their office on the first Monday in December after their election and continue in office for a period of four (4) years, and until the election and qualification of their successors. Property valuation administrators shall possess the qualifications required by Section 100 of the Constitution and by KRS 132.380 and shall be eligible for reelection.

(3) The property valuation administrators and all deputies and assistants of their offices who qualify as full time employees, shall be eligible for participation in the provisions of KRS 18A.205, 18A.230 to 18A.355 and 61.510 to 61.705.

(4) A property valuation administrator may be removed from office by the Circuit Court of his county, upon petition of [~~the cabinet or~~] any taxpayer, ***or the secretary of revenue*** for ***any of the following grounds:***

(a) Willful disobedience of any just or legal order of the cabinet, or for misfeasance or malfeasance in office or willful neglect in the discharge of his official duties***; or***

(b) A finding by the Revenue Cabinet of chronic or intentional underassessment based on either:

1. The randomly selected sample appraisals conducted under the provisions of KRS 133.250; or

2. The sales-assessment ratio studies conducted under the provisions of KRS 133.250 when the ratio study of any county indicates a level below that acceptable to the Revenue Cabinet in a period of two (2) consecutive calendar years.

(5) Appeal of removal under the provisions of this section shall be available within thirty (30) days after entry of the final order of the secretary of revenue in a Circuit Court of an adjacent judicial circuit, notwithstanding the provisions of KRS Chapter 18A. Review by the court shall be limited to determining whether or not:

(a) The secretary acted without or in excess of his power;

(b) The order appealed from was procured by fraud or misconduct;

(c) Substantial evidence supports the order appealed from; and

(d) The secretary's decision is supported by the law.

(6) If a property valuation administrator is removed from office as provided in subsections (4) and (5) of this section, he shall be ineligible to serve in the office at any future date and shall forfeit any and all certification from the Revenue Cabinet pertaining to the office[~~; but he or the petitioner may appeal to the Court of Appeals~~].

Section 2. KRS 132.375 is amended to read as follows:

Whenever a vacancy occurs in the property valuation administrator's office, the secretary of revenue ***shall*** [~~may~~] designate a ***qualified cabinet employee*** [~~person~~] to carry on the duties of the office ***for the balance of the term*** [~~until such time as some person can be duly qualified and appointed~~]. The ***cabinet employee***

so designated [~~persons so designated shall be compensated on a pro rata basis for the calendar days served from funds made available to the office from the state under KRS 132.590, except, where an agent of the revenue cabinet is so designated, said agent~~] shall be compensated from Revenue Cabinet funds in the same manner and at the same rate as compensated prior to his receiving such designation, plus necessary expenses, including travel. Such individual shall have all the powers and be subject to all the regulations applying to property valuation administrators. [~~In no event shall the person designated to act as property valuation administrator by the secretary of revenue serve in excess of ninety (90) days unless otherwise qualified and appointed.~~]

Section 3. KRS 132.990 is amended to read as follows:

(1) Any person who wilfully fails to supply the property valuation administrator or the Revenue Cabinet with a complete list of his property and such facts with regard thereto as may be required or who violates any of the provisions of KRS 132.570 shall be fined not more than five hundred dollars ($500).

(2) Any property valuation administrator who wilfully fails or neglects to perform any duty legally imposed upon him shall be fined not more than five hundred dollars ($500) for each offense[~~, and the judgment of conviction may declare his office vacant~~].

(3) Any county clerk who wilfully fails or neglects to perform any duty required of him by KRS 132.480 or by KRS 132.490 shall be fined not more than fifty dollars ($50.00) for each offense.

(4) Any person who wilfully falsifies application for exemption or who fails to notify the property valuation administrator of any changes in qualifying requirements under the provision of KRS 132.810 shall be fined not more than five hundred dollars ($500).

SECTION 4. A NEW SECTION OF KRS CHAPTER 132 IS CREATED TO READ AS FOLLOWS:

(1) Effective after June 30, 1990, and for each year thereafter, the Auditor of Public Accounts shall examine, upon request of the Legislative Research Commission, the Revenue Cabinet and the office of any property valuation administrator for the following purposes:

(a) An audit and verification of all moneys handled for the account of the state government by the property valuation administrator and his authorized assistants;

(b) The management, conduct and condition of the office of property valuation administrators; or,

(c) The performance by property valuation administrators of all duties prescribed by KRS Chapter 132 in accordance with procedures prescribed by the Revenue Cabinet.

(2) In accordance with the provisions of KRS 43.050, the Auditor shall report immediately in writing to the Governor, each member of the Legislative Research Commission, the Attorney General, and the Secretary of the Finance and Administration Cabinet, any unauthorized, illegal, irregular or unsafe handling or expenditure of property tax moneys or other state funds, or improper practice of financial administration.

(3) In addition to penalties prescribed by KRS 43.990, any property valuation administrator and his authorized assistants shall be subject to removal by the secretary of revenue in accordance with the provisions of Section 1 of this Act, upon applicable findings by the Auditor.

(4) The Auditor of Public Accounts shall be reimbursed by the commission for his cost of conducting any audit performed under the provisions of this section.

Section 5. KRS 63.220 is amended to read as follows:

(1) A vacancy in the office of sheriff, coroner, surveyor, county clerk, county attorney, jailer, ***or*** constable [~~or property valuation administrator,~~] shall be filled by the county judge/executive.

(2) Appointments to fill vacancies under this section shall be until the successor is elected, as provided in Section 152 of the Constitution, and qualified.

Section 6. KRS 133.120 is amended to read as follows:

(1) Any taxpayer aggrieved by an assessment on real property made by the property valuation administrator may appeal to the board of assessment appeals. The taxpayer shall appeal his assessment by filing in person or sending a letter or other written petition stating the reasons for appeal, identifying the property for which the appeal is filed and stating to the county clerk the taxpayer's opinion of the fair cash value of the property within the twelve (12) day period in which the inspection is held. ***The county clerk shall notify the Revenue Cabinet of all assessment appeals and of the dates and times of the hearings.*** The board of assessment appeals may review and change any assessment made by the property valuation

administrator upon recommendation of the revenue cabinet, county judge/executive, mayor of any city using the county assessment or the superintendent of any school district in which the property is located, provided such recommendation is made to the board in writing specifying the individual properties recommended for review. If the board of assessment appeals determines that any such assessment should be increased, then it shall give the taxpayer notice in the manner required by subsection (4) of KRS 132.450, specifying a date when the board will hear the taxpayer, if he so desires, in protest of such increase. Any real property owner who has listed his property with the property valuation administrator at its fair cash value, likewise may ask the county board of assessment appeals to review the assessments of real properties he believes to be assessed at less than fair cash value, providing he specifies in writing the individual properties for which the review is sought and factual information upon which his request is based, such as comparable sales or cost data. Nothing in this section shall be construed as granting any property owner the right to request a blanket review of properties or the board the power to conduct such a review.

(2) The board of assessment appeals shall hold a public hearing for each individual taxpayer appeal in protest of the assessment by the property valuation administrator filed in accordance with the provisions of subsection (1) of this section, and after hearing all the evidence, shall fix the assessment of the property at its fair cash value. ***The Revenue Cabinet may be present at the hearing and present any pertinent evidence as it pertains to the appeal.*** The board shall report to the property valuation administrator any real property omitted from the tax roll. The property valuation administrator shall assess such property and immediately give notice to the taxpayer in the manner required by KRS 132.450(4), specifying a date when the board of assessment appeals will hear the taxpayer, if he so desires, in protest of the action of the property valuation administrator.

(3) The board of assessment appeals shall have power to issue subpoenas, compel the attendance of witnesses, and adopt rules and regulations concerning the conduct of its business. Any member of the board shall have power to administer oaths to any witness in proceedings before the board.

(4) The powers of the board of assessment appeals shall be limited to those specifically granted by this section.

(5) No appeal under this section shall delay the collection or payment of any taxes based upon the assessment in controversy. The taxpayer shall pay all state, county and district taxes due on the valuation which he claims as true value and stated in the petition of appeal filed in accordance with the provisions of subsection (1) of this section. When the valuation is finally determined upon appeal, the court or the Kentucky Board of Tax Appeals shall certify the valuation to the county clerk and the taxpayer shall be billed for any additional tax and interest at the tax interest rate as defined in KRS 131.010(6) from the date when the tax would have become due if no appeal had been taken. The provisions of KRS 134.390 shall apply to such tax bill.

(6) Any member of the county board of assessment appeals may be required to give evidence in support of the board's findings in any appeal from its actions to the Kentucky Board of Tax Appeals. ***Any person aggrieved by a decision of the board including the property valuation administrator, taxpayer, and Revenue Cabinet may appeal the decision to the Kentucky Board of Tax Appeals.***

(7) It shall be the duty of the county attorney to represent the interest of the state and county in all hearings before the board of assessment appeals and on all appeals prosecuted from its decision. In the event the county attorney is unable to represent the state and county, he or the fiscal court shall arrange for substitute representation.

The Committee on Appropriations and Revenue reported **SB 313** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Consent Calendar.

SB 313, AN ACT relating to investment of public funds.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 42.500 is amended to read as follows:

(1) There shall be a State Investment Commission composed of the Governor who shall be chairman, the State Treasurer who shall be vice-chairman and serve as chairman in the absence of the Governor, the secretary of the Finance and Administration Cabinet, and two (2) persons appointed by the Governor.

(2) The individuals appointed by the Governor shall be selected as follows: one (1) to be selected from a list of five (5) submitted to the Governor by the Kentucky Bankers Association, and one (1) to be selected from a list of five (5) submitted to the Governor by the Independent Community Bankers Association.

(3) The State Investment Commission shall meet at least quarterly to review investment performance and conduct other business. This provision shall not prohibit the commission from meeting more frequently as the need arises.

(4) Three (3) members of the commission shall constitute a quorum. Any three (3) members of the commission may call a meeting.

(5) The provisions of KRS 61.070 shall not apply to members of the commission.

(6) The commission shall have authority and may, if in its opinion the cash in the State Treasury is in excess of the amount required to meet current expenditures, invest any and all of the excess cash in:

(a) Obligations and contracts for future delivery of obligations backed by the full faith and credit of the United States or a U.S. government agency, including but not limited to:

1. U.S. Treasury;

2. Export-Import Bank of the United States;

3. Farmers Home Administration;

4. ***Government*** [~~Governmental~~] National Mortgage Corporation; and

5. Merchant marine bonds;

(b) Obligations of any corporation of the U.S. government, including but not limited to:

1. Federal Home Loan Mortgage Corporation;

2. Federal Farm Credit Banks;

a. Bank for Cooperatives;

b. Federal Intermediate Credit Banks;

c. Federal Land Banks;

3. Federal Home Loan Banks;

4. Federal National Mortgage Association; and

5. Tennessee Valley Authority obligations;

(c) Collateralized or uncollateralized certificates of deposit, issued by banks rated in one (1) of the three (3) highest categories by a nationally recognized rating agency or other interest-bearing accounts in depository institutions chartered by this state or by the United States, except for shares in mutual savings banks;

(d) Bankers acceptances for banks rated in one (1) of the three (3) highest categories by a nationally recognized rating agency;

(e) Commercial paper rated in the highest category by a nationally recognized rating agency; and

(f) Securities issued by a state or local government, or any instrumentality or agency thereof, in the United States, and rated in one (1) of the three (3) highest categories by a nationally recognized rating agency.

(7) ***Any investment in obligations and securities pursuant to subsection (6) of this section shall satisfy this section if these obligations are subject to repurchase agreements, provided that delivery of these obligations is taken either directly or through an authorized custodian.***

(8) Interest earned from investments made pursuant to this section shall accrue to the credit of the surplus account of the general fund, except that interest from investments of excess cash in the road fund shall be credited to the surplus account of the road fund and interest from investments of excess cash in the game and fish fund shall be credited to the game and fish fund, interest earned from investments of imprest cash funds and funds in the trust and revolving fund for each state public university shall be credited to the appropriate institutional account, and interest earned from the investment of funds accumulated solely by means of contributions and gifts shall not be diverted to any purpose other than that stipulated by the donor, when such donor shall have designated the use to which such interest shall be placed, and interest earned from the investment of moneys appropriated to the capital construction fund and its accounts shall accrue to the capital construction surplus account of the capital construction fund.

(9)[~~(8)~~] The authority granted by this section to the State Investment Commission shall not extend to any funds that are specifically provided by law to be invested by some other officer or agency of the state government.

(10)[~~(9)~~] The authority granted by this section to the State Investment Commission shall only be exercised pursuant to the regulations mandated by KRS 42.525.

(11)[~~(10)~~] Each member of the State Investment Commission shall post bond for his acts or omissions as a member thereof identical in amount and kind to that posted by the State Treasurer.

Section 2. KRS 66.480 is amended to read as follows:

(1) The governing body of a municipality, county, school district (provided that its general procedure for action is approved by the State Board for Elementary and Secondary Education), or other local governmental unit or political subdivision, may invest and reinvest money subject to its control and jurisdiction in:

(a) Obligations of the United States and of its agencies and instrumentalities***, including such obligations subject to repurchase agreements, provided that delivery of these obligations subject to repurchase agreements is taken either directly or through an authorized custodian***. Such investments may be accomplished through repurchase agreements reached with ***sources including, but not limited to,*** national or state banks chartered in Kentucky;

(b) Bonds or certificates of indebtedness of this state and of its agencies and instrumentalities;

(c) Any savings and loan association insured by an agency of the government of the United States up to the amount so insured; [~~and~~]

(d) Interest-bearing deposits in national or state banks chartered in Kentucky and insured by an agency of the government of the United States up to the amount so insured, and in larger amounts, providing such bank shall pledge as security, obligations as permitted by KRS 41.240(4), having a current quoted market value at least equal to any uninsured deposits. No municipality, county, school district, other unit of local government, political subdivision or county official shall make any investment which would jeopardize the tax-exempt status of any outstanding obligation of such unit of local government***; and***

(e) Shares of mutual funds, each of which shall have the following characteristics:

1. The mutual fund shall be an open-end diversified investment company registered under the Federal Investment Company Act of 1940, as amended;

2. The management company of the investment company shall have been in operation for at least five (5) years; and

3. At least ninety percent (90%) of the securities in the mutual fund shall be eligible investments pursuant to this section.

(2) Sheriffs, county clerks and jailers, who for the purposes of this section shall be known as county officials, may, and at the direction of the fiscal court shall, invest and reinvest money subject to their control and jurisdiction, including tax dollars subject to the provisions of KRS 134.300, 134.320 and 160.510, in the investment instruments permitted by subsection (1) of this section.

(3) The provisions of this section are not intended to impair the power of a county official, municipality, county, school district, or other local governmental unit or political subdivision to hold funds in deposit accounts with banking institutions as otherwise authorized by law.

(4) The governing body or county official may delegate the investment authority provided by subsection (1) of this section to the treasurer or other financial officer charged with custody of the funds of the local government, and such officer shall thereafter assume full responsibility for all investment transactions until the delegation of authority terminates or is revoked.

(5) All county officials shall report the earnings of any investments at the time of their annual reports and settlements with the fiscal courts for excess income of their offices.

(6) The state local finance officer is authorized and directed to assist county officials and local governments (except school districts) in investing funds that are temporarily in excess of operating needs by:

(a) Explaining investment opportunities to such county officials and local governments through publication and other appropriate means; and

(b) Providing technical assistance in investment of idle funds to county officials and local governments that request such assistance.

(7) (a) The state local finance officer may create an investment pool for local governments (except school districts) and county officials; and counties and county officials and cities may associate to create an investment

pool. If counties and county officials and cities create a pool, each group may select a manager to administer their pool and invest the assets. Each county and each county official and each city may invest in a pool created pursuant to this subsection. Investments shall be limited to those investment instruments permitted by subsection (1) of this section. The funds of each local government and county official shall be properly accounted for, and earnings and charges shall be assigned to each participant in a uniform manner according to the amount invested. Charges to any local government or county official shall not exceed one percent (1%) annually on the principal amount invested, and charges on investments of less than a year's duration shall be prorated. Any investment pool created pursuant to this subsection shall be audited each year by an independent certified public accountant, or by the Auditor of Public Accounts. A copy of the audit report shall be provided to each local government or county official participating in the pool. In the case of an audit by an independent certified public accountant, a copy of the audit report shall be provided to the Auditor of Public Accounts, and to the state local finance officer. The Auditor of Public Accounts may review the report of the independent certified public accountant. After preliminary review, should discrepancies be found, the Auditor of Public Accounts may make his own investigative report or audit to verify the findings of the independent certified public accountant's report.

(b) If the state local finance officer creates an investment pool, he shall establish an account in the treasury for the pool. He shall also establish a separate trust and agency account for the purpose of covering management costs, and he shall deposit management charges in this account. The state local finance officer may issue regulations, pursuant to KRS Chapter 13A, governing the operation of the investment pool, including but not limited to provisions on minimum allowable investments and investment periods, and method and timing of investments, withdrawals, payment of earnings and assignment of charges.

(c) Before investing in an investment pool created pursuant to this subsection, a local government or county official shall allow any savings and loan association or bank in the county, as described in subsection (1)(c) and (d) of this section, to bid for the deposits, but the local government or county official shall not be required to seek bids more often than once in each six (6) month period.

(8) (a) With the approval of the State Board for Elementary and Secondary Education, local boards of education, or such of them as may desire to do so, may associate to create an investment pool. Each local school board which associates itself with other local school boards for the purpose of creating the investment pool may invest its funds in the pool so created and so managed. Investments shall be limited to those investment instruments permitted by subsection (1) of this section. The funds of each local school board shall be properly accounted for, and earnings and charges shall be assigned to each participant in a uniform manner according to the amount invested. Charges to any local school board shall not exceed one percent (1%) annually on the principal amount invested, and charges on investments of less than a year's duration shall be prorated. Any investment pool created pursuant to this subsection shall be audited each year by an independent certified public accountant, or by the Auditor of Public Accounts. A copy of the audit report shall be provided to each local school board participating in the pool. In the case of an audit by an independent certified public accountant, a copy of the audit report shall be provided to the Auditor of Public Accounts, and to the State Board for Elementary and Secondary Education. The Auditor of Public Accounts may review the report of the independent certified public accountant. After preliminary review, should discrepancies be found, the Auditor of Public Accounts may make his own investigative report or audit to verify the findings of the independent certified public accountant's report.

(b) The State Board for Elementary and Secondary Education may issue administrative regulations governing the operation of the investment pool including, but not limited to, provisions on minimum allowable investments and investment periods, and methods and timing of investments, withdrawals, payment of earnings and assignment of charges.

Section 3. KRS 56.520 is amended to read as follows:

(1) The commission may issue and sell revenue or other authorized bonds, in carrying out the provisions of this chapter, in denominations and amounts, as is deemed to be for the best interest of the Commonwealth, for any of the following purposes:

(a) To acquire real estate for state governmental use;

(b) To pay all or any part of the expense or cost of or incidental to a building project for state governmental use;

(c) To defray the cost of plans, specifications, blueprints, architectural fees and other expenses authorized to be incurred for state governmental use.

(2) The payment of bonds issued, together with the interest thereon, may be secured by a pledge and a first lien on all of the receipts and revenue derived, or to be derived, from the rental or operation of the property involved. Neither the payment of any bond, nor the interest thereon issued under the authority of

KRS Chapter 56, shall constitute an indebtedness of the Commonwealth of Kentucky, nor shall any bond or interest thereon be payable out of any fund except funds derived from rentals or other revenues derived from the operation of the properties or from revenues as are available for the purpose by law.

(3) All competitive bids for the sale of revenue bonds shall be opened and read publicly by the secretary of the Finance and Administration Cabinet or his representative at a designated place, day and hour, all of which shall be announced in the advertising made relative thereto.

(4) In the event the commission issues and sells bonds for a building project as authorized by KRS Chapter 56, insurance, including fire and windstorm, casualty, catastrophe, use and occupancy and such other insurance as the commission may deem advisable, shall be carried in connection with the building project, and it may so obligate and bind itself in a trust indenture securing the payment of the bonds. Any insurance shall be paid for out of funds available for the project.

(5) As provided in KRS 42.500[~~(10)~~], the commission may invest proceeds from the sale of its revenue or other authorized bonds as follows:

(a) Obligations of the United States or obligations fully guaranteed both as to principal and interest by the United States;

(b) Obligations of the federal financing bank, the federal farm credit bank, the bank for cooperatives, the federal intermediate credit bank, the federal land banks, the federal home banks, the federal home loan mortgage corporation, the federal national mortgage association, the government national mortgage association, the federal housing administration, the farmer's home administration, the United States Postal Services;

(c) Obligations for the Commonwealth of Kentucky;

(d) Bonds and notes of any state or local government or public authority;

(e) Savings certificates issued by any federal savings and loan association if any principal amount of the certificate in excess of the amount insured by the federal government or any agency thereof, is fully collateralized;

(f) Prime quality commercial paper bearing the highest rating of at least one (1) nationally recognized rating service and not bearing a rating below the highest by any nationally recognized rating service which rates the particular obligation;

(g) Bills of exchange or time drafts drawn on and accepted by a commercial bank and eligible for use as collateral by member banks in borrowing from a federal reserve bank, if the accepting bank or its holding company is either incorporated in the Commonwealth of Kentucky or has outstanding publicly held obligations bearing the highest rating of at least one (1) nationally recognized rating service and not bearing a rating below the highest by any nationally recognized rating service which rates the particular obligations;

(h) Participating share in a mutual fund for local government investment;

(i) A commingled investment pool established and administered under KRS 66.480;

(j) Evidences of ownership of or fractional undivided interests in future interest and principal payments on either direct obligations of the United States government or obligations the principal of and the interest on which are guaranteed by the United States, which obligations are held by a bank or trust company organized and existing under the laws of the United States or any state in the capacity of custodian;

(k) Repurchase agreements with respect to either direct obligations of the United States or obligations the principal of and the interest on which are guaranteed by the United States or entered into with a broker or dealer, as defined by the Securities Exchange Act of 1934, which is a dealer recognized as a primary dealer by a federal reserve bank, or any commercial bank, trust company or national banking association, the deposits of which are insured by the federal deposit insurance corporation or any successor thereof if:

1. Such obligations that are subject to the repurchase agreement are delivered in physical or in book entry form to the local government or public authority, or any financial institution serving either as trustee for the local government or public authority or as fiscal agent for the local government or public authority or are supported by a safekeeping receipt issued by a depository satisfactory to the local government or public authority. The repurchase agreement shall provide that the value of the underlying obligations shall be maintained at a current market value, calculated at least daily, of not less than one hundred percent (100%) of the repurchase price. The financial institution serving either as trustee or as fiscal agent for the local government or public authority holding the obligations subject to the repurchase agreement or the depository issuing the safekeeping receipt shall not be the provider of the repurchase agreement;

2. A valid and perfected first security interest in the obligations which are the subject of the repurchase agreement has been granted to the local government or public authority or its assignee or book entry procedure, conforming to the extent practicable with federal regulations and satisfactory to the local government or public authority, have been established for the benefit of the local government or public authority or its assignee;

3. The securities are free and clear of any adverse third party claims; and

4. The repurchase agreement is in a form satisfactory to the local government or public authority; and

(l) Guaranteed investment contracts with a bank or insurance company, if the bank or insurance company bears one (1) of the two (2) highest ratings of at least one (1) nationally recognized rating service and does not bear a rating below one (1) of the two (2) highest ratings by any nationally recognized rating service.

The Committee on State Government reported **HB 759** with Committee Amendment attached thereto, **HB 844, HCR 188, SB 3, SB 33, SB 35, SB 38, SB 96** with Committee Amendment attached thereto, **SB 108, SB 310** with Committee Amendment attached thereto, **SB 355, SCR 1, SCR 11, SCR 71** and **SJR 110** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

HB 759, AN ACT relating to retirement.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 61.559 is amended to read as follows:

(1) In lieu of any other benefits due under KRS 61.510 to 61.705 and KRS 78.520 to 78.852 a member who has attained the age of ***sixty-two (62)*** [~~sixty-five (65)~~] and who has obtained at least one (1) month of service credit but no more than forty-seven (47) months of service, may elect to receive an annual retirement allowance payable monthly or less frequently as determined by the board which shall be determined by multiplying his accumulated contributions by two (2) and converting this amount to an annual retirement allowance based on an annuity rate adopted by the board which would pay the actuarial equivalent of twice his accumulated contributions over the lifetime of the retired member.

(2) A member ***sixty-two (62)*** [~~sixty-five (65)~~] years of age or older is eligible for a retirement allowance determined under KRS 61.595 provided such member has forty-eight (48) months of service, at least twelve (12) of which are current service, or a retirement allowance determined under KRS 61.595 prior to age ***sixty-two (62)*** [~~sixty-five (65)~~] provided:

(a) The member has attained age fifty-five (55) and has service of sixty (60) months at least twelve (12) of which are current service; or

(b) The member is a retired member of the State Police Retirement system, has attained age fifty-five (55), and has service of forty-eight (48) months at least twelve (12) of which are current service; or

(c) The member is less than age fifty-five (55) and has twenty-five (25) or more years of service, at least fifteen (15) of which are current service; or

(d) The member has thirty (30) or more years of service at least fifteen (15) of which are current service; or

(e) The member has attained age fifty-five (55) and was an employee of a parted employer at the time his employer became ineligible to continue participation in the system, and his service in the system when added to his service with the parted employer subsequent to his separation from state government equals the early retirement service eligibility requirement of the system on the date his employer became ineligible to continue participation in the system.

Section 2. KRS 61.510 is amended to read as follows:

As used in KRS 61.515 to 61.705, unless the context otherwise requires:

(1) "System" means the Kentucky Employees Retirement System created by KRS 61.515 to 61.705;

(2) "Board" means the board of trustees of the system as provided in KRS 61.645;

(3) "Department" means any state department or board or agency participating in the system in accordance with appropriate executive order, as provided in KRS 61.520. For purposes of KRS 61.515 to 61.705, the members, officers and employees of the General Assembly and any other body, entity or instrumentality designated by executive order by the Governor, shall be deemed to be a department, notwithstanding whether said body, entity or instrumentality is an integral part of state government;

(4) "Examiner" means the medical examiners as provided in KRS 61.665;

(5) "Employee" means the members, officers and employees of the General Assembly and every regular full-time appointed or elective officer or employee of a participating department, including the department of military affairs. The term shall not, however, include persons engaged as independent contractors, seasonal, emergency, temporary and part-time workers. In case of any doubt, the board shall determine if a person is an employee within the meaning of KRS 61.515 to 61.705;

(6) "Employer" means a department or any authority of such department having the power to appoint or select an employee in such department, including the Senate and the House of Representatives, or any other entity, the employees of which are eligible for membership in the system pursuant to KRS 61.525;

(7) "State" means the Commonwealth of Kentucky;

(8) "Member" means any employee who is included in the membership of the system or any former employee whose membership has not been terminated under KRS 61.535;

(9) "Service" means the total of current service and prior service as defined herein;

(10) "Current service" means the number of years and months of employment as an employee, on and after July 1, 1956, (except that for members, officers and employees of the General Assembly this date shall be January 1, 1960) for which creditable compensation is paid and employee contributions deducted, except as otherwise provided in KRS 61.552(7) and 61.555, and each member, officer and employee of the General Assembly shall be credited with a month of current service for each month he occupies such position during a legislative biennium subsequent to January 1, 1960;

(11) "Prior service" means the number of years and completed months, expressed as a fraction of a year, of employment as an employee, prior to July 1, 1956, for which creditable compensation was paid; except that for members, officers and employees of the General Assembly, this date shall be January 1, 1960. An employee shall be credited with one (1) month of prior service only in those months he received compensation for at least one hundred (100) hours of work; provided, however, that each member, officer and employee of the General Assembly shall be credited with a month of prior service for each month he occupied such position during a legislative biennium prior to January 1, 1960. Twelve (12) months of current service in the system are required to validate prior service;

(12) "Accumulated contributions" at any time means the sum of all amounts deducted from the compensation of a member and credited to his individual account in the members' contribution account, including employee contributions picked up after August 1, 1982, pursuant to KRS 61.560(4), together with interest credited on such amounts and any other amounts the member shall have contributed thereto, including interest credited thereon;

(13) "Creditable compensation" means all salary, wages, tips to the extent such tips are reported for income tax purposes and fees paid to the employee as a result of services performed for the employer, including employee contributions picked up after August 1, 1982, pursuant to KRS 61.560(4), except that for members of the General Assembly, it shall mean an assumed salary of twenty-seven thousand five hundred dollars ($27,500) per annum which shall include per diem and expense payments authorized by KRS Chapter 6. The creditable compensation of members, officers and employees of the General Assembly shall be calculated as having been received in equal amounts for each month of the biennium. In cases where compensation includes maintenance and other perquisites, the board shall fix the value of that part of the compensation not paid in money. Creditable compensation shall also include amounts which are not includable in the member's gross income by virtue of the member having taken a voluntary salary reduction provided for under applicable provisions of the Internal Revenue Code;

(14) "Final compensation" of a member means the creditable compensation of the member during the five (5) fiscal years he was paid at the highest average monthly rate divided by the number of months of service credit during that five (5) year period multiplied by twelve (12), except that for members of the General Assembly who retire pursuant to KRS 61.600, or who die in office, "final compensation" shall be twenty-seven thousand five hundred dollars ($27,500). Said five (5) years may be fractional and need not be consecutive. In the event the number of months of service credit during such five (5) year period is less than forty-eight (48), one (1) or more additional fiscal years shall be used;

(15) "Final rate of pay" means the actual rate upon which earnings of an employee were calculated during the twelve (12) month period immediately preceding the member's effective retirement date, including employee contributions picked up after August 1, 1982, pursuant to KRS 61.560(4), except for members of the General Assembly, the "final rate of pay" shall be the creditable compensation. Such rate shall be certified to the board by the employer and the following equivalents shall be used to convert said rate to an annual rate; nineteen hundred fifty (1,950) hours, two hundred sixty (260) days, fifty-two (52) weeks, twelve (12) months, one (1) year;

(16) "Retirement allowance" means the retirement payments to which a member is entitled;

(17) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of such actuarial tables as are from time to time adopted by the board, except in cases of disability retirement, the options authorized by KRS 61.635 shall be computed by adding ten (10) years to the age of the member; provided, however, that no disability retirement option shall be less than the same option computed under early retirement;

(18) "Normal retirement date" means the ***sixty-second*** [~~sixty-fifth~~] birthday of a member, unless otherwise provided in KRS 61.515 to 61.705;

(19) "Fiscal year" of the system means the twelve (12) months from July 1 through the following June 30;

(20) "Officers and employees of the General Assembly" means the occupants of those positions enumerated in KRS 6.150 and the assistants if employed by the General Assembly for at least six (6) legislative bienniums;

(21) "Regular full-time positions," as used in subsection (5) of this section, shall mean all positions that average one hundred (100) or more hours per month, including all positions as set forth in KRS Chapter 18A as provisional full-time, probationary full-time and permanent full-time, all positions of local health departments meeting the definitions as set forth in KRS Chapter 18A of provisional full-time, probationary full-time and permanent full-time and all other positions except:

(a) Seasonal positions, which although temporary in duration, are positions which coincide in duration with a particular season or seasons of the year and which may recur regularly from year to year, the period of time shall not exceed nine (9) months in any event;

(b) Emergency positions which are positions which do not exceed thirty (30) working days and are nonrenewable;

(c) Temporary positions which are positions of employment with a participating department for a period of time not to exceed six (6) months in any event and not renewable; and

(d) Part-time positions which are positions which may be permanent in duration, but which require less than an annual or fiscal year average of one hundred (100) hours of work per month in the performance of duty;

(22) "Delayed contribution payment" means an amount paid by an employee for current service obtained under KRS 61.552. Such amount shall be determined using the same formula adopted by the board for purchase of service under KRS 61.552(8), except the employee shall pay a single payment of fifty percent (50%) of the total cost of such service with no cost to the employer, and such payment shall not be picked up by the employer. A delayed contribution payment shall be deposited to the member's contribution account and considered as accumulated contributions of the individual member. In determining payments under this subsection, the formula found in this subsection shall prevail over the one found in KRS 212.434;

(23) "Parted employer" means a department, portion of a department, board or agency, such as Outwood Hospital and School, which previously participated in the system, but due to lease or other contractual arrangement is now operated by a publicly-held corporation or other similar organization, and therefore is no longer participating in the system;

(24) "Retired member" means any former member receiving a retirement allowance or any former member who has filed the necessary documents for retirement benefits and is no longer contributing to the retirement system;

(25) "Current rate of pay" means the member's actual hourly, daily, weekly, biweekly, monthly or yearly rate of pay converted to an annual rate as defined in final rate of pay. Such rate shall be certified by the employer;

(26) "Beneficiary" means the person or persons or estate or trust or trustee designated by the member in accordance with KRS 61.542 or 61.705 to receive any benefits in the event of the member's death. As used in KRS 61.702, beneficiary does not mean an estate, trust or trustee; and

(27) "Recipient" means the retired member or the person or persons designated as beneficiary by the member and drawing a retirement allowance as a result of the member's death or a dependent child drawing a retirement allowance.

Section 3. KRS 61.595 is amended to read as follows:

(1) Effective August 1, 1988, upon retirement at normal retirement date, or subsequent thereto, a member

may receive an annual retirement allowance, payable monthly during his lifetime, which shall consist of an amount equal to two percent (2%) for the County Employees Retirement System and one and ninety-one hundredths percent (1.91%) for the Kentucky Employees Retirement System of final compensation multiplied by the number of years of service credit. ***On August 1, 1990 the annual accrual rate of the Kentucky Employees Retirement System shall be increased to one and ninety-five hundredths percent (1.95%), and on July 1, 1991 this annual accrual rate shall be increased to two percent (2%)***, except that:

(a) The annual normal retirement allowance for members of the General Assembly, who serve during the 1974 or 1976 General Assembly, and will have eight (8) years or more of total legislative service as of January 6, 1978, shall not be less than two hundred forty dollars ($240) multiplied by the number of years of service as a member of the General Assembly;

(b) The annual normal retirement allowance for members of the General Assembly who will have fewer than eight (8) years of service as of December 31, 1975, shall be as prescribed in Chapter 116, section 36(1), Acts of the 1972 General Assembly for legislative service prior to January 1, 1974;

(c) Former members of the General Assembly who have eight (8) or more years of legislative service prior to the 1976 regular session are eligible for an increased retirement allowance of two hundred forty dollars ($240) times the years of legislative service, provided such member pays to the Kentucky Employees Retirement System thirty-five percent (35%) of the actuarial cost of the higher benefit, as determined by the board, except that a former member with sixteen (16) or more years of legislative service, or his beneficiary, who is receiving a retirement allowance, also is eligible under this section and may apply for a recomputation of his retirement allowance. The employer's share of sixty-five percent (65%) of such computed actuarial cost shall be paid from the State Treasury to the Kentucky Employees Retirement System upon presentation of a properly documented claim to the Finance and Administration Cabinet. If any such member with sixteen (16) or more years of legislative service previously applied for and is receiving a retirement allowance, he may reapply and his retirement allowance shall be recomputed in accordance with this paragraph, and he shall thereafter be paid in accordance with the option selected by him at the time of the reapplication;

(d) The annual normal retirement allowance for a member with ten (10) or more years of service, in the Kentucky Employees Retirement System, at least one (1) of which is current service, shall not be less than five hundred twelve dollars ($512); and

(e) The annual retirement allowance for a member of the Kentucky Employees Retirement System or County Employees Retirement System shall not exceed the maximum benefit as set forth in the Internal Revenue Code.

(2) (a) Upon service retirement prior to normal retirement date, a member may receive an annual retirement allowance payable monthly during his lifetime which shall be determined in the same manner as for retirement at his normal retirement date with years of service and final compensation being determined as of the date of his actual retirement, but the amount of the retirement allowance so determined shall be reduced to reflect the earlier commencement of benefits. ***The lesser reduction, based on age or service, shall be used as follows:***

Years required to complete 30 years or years prior to age 62	***Percentage Payable***
0	***100%***
1	***98%***
2	***96%***
3	***93%***
4	***89%***
5	***84%***
6	***80%***
7	***76%***
8	***72%***
9	***68%***
10	***64%***

(b) There shall be no reduction in the retirement allowance of the member who has thirty (30) or more years of service credit, at least fifteen (15) of which are current service. A member who has earned vested service credit in a retirement system, other than the Teachers' Retirement System, sponsored by a Kentucky institution of higher education may count such vested service toward attaining thirty (30) years of service credit to qualify for an unreduced retirement allowance. Such credit from a Kentucky institution of higher education shall not be used, however, to calculate his retirement allowance pursuant to this section. The provisions of this paragraph shall not be construed to limit the use of Teachers' Retirement System credit pursuant to KRS 61.680(2)(a).

(3) The retirement allowance shall be calculated by using the member's known creditable compensation prior to his last month's employment and an estimate of his creditable compensation during the last month he was employed. Based upon this calculation, the State Treasurer shall be requested to issue the initial retirement payment.

(4) A new calculation shall be made when the official report has been received of the member's creditable compensation during his last month's employment. However, the retirement allowance determined in accordance with subsection (3) of this section shall be the official retirement allowance unless the new calculation derives an amount which is one dollar ($1) greater or less than the amount of the initial retirement payment.

Section 4. KRS 78.510 is amended to read as follows:

As used in KRS 78.520 to 78.852, unless the context otherwise requires:

(1) "System" means the County Employees Retirement System;

(2) "Board" means the board of trustees of the system as provided in KRS 78.780;

(3) "County" means any county or sheriff and his employees or county clerk and his employees or political subdivision or instrumentality, including school boards, or urban-county government participating in the system by order appropriate to its governmental structure, as provided in KRS 78.530, and provided the board is willing to accept such agency or corporation, the board being hereby granted the authority to determine the eligibility of such agency to participate;

(4) "School board" means any board of education participating in the system by order appropriate to its governmental structure, as provided in KRS 78.530, and provided the board is willing to accept such agency or corporation, the board being hereby granted the authority to determine the eligibility of such agency to participate;

(5) "Examiner" means the medical examiners as provided in KRS 61.665;

(6) "Employee" means every regular full-time appointed or elective officer or employee of a participating county and the coroner of a participating county, whether or not he qualifies as a regular full-time officer. The term shall not, except in the case of volunteer fire fighters serving a fire district created pursuant to KRS 75.010, include persons engaged as independent contractors, seasonal, emergency, temporary and part-time workers. In case of any doubt, the board shall determine if a person is an employee within the meaning of KRS 78.520 to 78.852;

(7) "Employer" means a county, the electorate of a county, or any authority of such county having the power to appoint or elect an employee to office or employment in such county;

(8) "Member" means any employee who is included in the membership of the system or any former employee whose membership has not been terminated under KRS 61.535;

(9) "Service" means the total of current service and prior service as defined herein;

(10) "Current service" means the number of years and months of employment as an employee, on and after July 1, 1958, for which creditable compensation is paid and employee contributions deducted, except as otherwise provided in KRS 61.552(7), 61.555 and 78.530;

(11) "Prior service" means the number of years and completed months, expressed as a fraction of a year, of employment as an employee, prior to July 1, 1958, for which creditable compensation was paid. An employee shall be credited with one (1) month of prior service only in those months he received compensation for at least one hundred (100) hours of work. Twelve (12) months of current service in the system are required to validate prior service;

(12) "Accumulated contributions" means the sum of all amounts deducted from the compensation of a member and credited to his individual account in the members' contribution account, including employee contributions picked up after August 1, 1982, pursuant to KRS 78.610(4), together with interest credited

on such amounts, and any other amounts the member shall have contributed thereto, including interest credited thereon;

(13) "Creditable compensation" means all salary, wages and fees paid to the employee as a result of services performed for the employer, including employee contributions picked up after August 1, 1982, pursuant to KRS 78.610(4). In cases where compensation includes maintenance and other perquisites, the board shall fix the value of that part of the compensation not paid in money. In the case of fire fighters employed by a district created pursuant to KRS 75.010 who are paid less than five thousand dollars ($5,000) per year for fire fighting services, creditable compensation shall mean an assumed salary of at least five thousand dollars ($5,000) per year, or a higher figure set annually by the district board of trustees. Creditable compensation shall also include amounts which are not includable in the member's gross income by virtue of the member having taken a voluntary salary reduction provided for under applicable provisions of the Internal Revenue Code;

(14) "Final compensation" of a member means the creditable compensation of the member during the five (5) fiscal years he was paid at the highest average monthly rate divided by the number of months of service credit during that five (5) year period multiplied by twelve (12). Said five (5) years may be fractional and need not be consecutive. In the event the number of months of service credit during such five (5) year period is less than forty-eight (48), one (1) or more additional fiscal years shall be used;

(15) "Final rate of pay" means the actual rate upon which earnings of an employee were calculated during the twelve (12) months' period immediately preceding the member's effective retirement date, and shall include employee contributions picked up after August 1, 1982, pursuant to KRS 78.610(4). Such rate shall be certified to the board by the employer and the following equivalents shall be used to convert said rate to an annual rate: nineteen hundred fifty (1950) hours, two hundred sixty (260) days, fifty-two (52) weeks, twelve (12) months, one (1) year;

(16) "Retirement allowance" means the retirement payments to which a member is entitled;

(17) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of such actuarial tables as are from time to time adopted by the board, except in case of disability retirement, the options authorized by KRS 61.635 shall be computed by adding ten (10) years to the age of the member, provided however, that no disability retirement option shall be less than the same option computed under early retirement;

(18) "Normal retirement date" means the ***sixty-second*** [~~sixty-fifth (65th)~~] birthday of a member unless otherwise provided in KRS 78.520 to 78.852;

(19) "Fiscal year" of the system means the twelve (12) months from July 1 through the following June 30;

(20) "Agency reporting official" means the person designated by the participating agency to file reports with the County Employees Retirement System;

(21) "Regular full-time positions," as used in subsection (6) of this section, shall mean all positions that average one hundred (100) or more hours per month, unless otherwise specified, except:

(a) Seasonal positions, which although temporary in duration, are positions which coincide in duration with a particular season or seasons of the year and which may recur regularly from year to year, in which case the period of time shall not exceed six (6) months in any event;

(b) Emergency positions which are positions which do not exceed thirty (30) working days and are nonrenewable;

(c) Temporary positions which are positions of employment with a participating agency for a period of time not to exceed twelve (12) months in any event and not renewable; or

(d) Part-time positions which are positions which may be permanent in duration, but which require less than an annual or fiscal year average of one hundred (100) hours of work per month in the performance of duty, except in case of school bus drivers for school boards, in which event the school term average shall be eighty (80) hours of work per month in the performance of duty, and except in the case of volunteer fire fighters employed by a district created pursuant to KRS 75.010 who shall satisfy work requirements set by the district board of trustees;

(22) "Alternate participation plan" means a new method of participation in the system as provided for by KRS 78.530(3) which shall become effective July 1, 1973;

(23) "Retired member" means any former member receiving a retirement allowance or any former member who has filed the necessary documents for retirement benefits and is no longer contributing to the system;

(24) "Current rate of pay" means the member's actual hourly, daily, weekly, biweekly, monthly or yearly rate of pay converted to an annual rate as defined in final rate of pay. Such rate shall be certified by the employer;

(25) "Beneficiary" means the person or persons or estate or trust or trustee designated by the member in accordance with KRS 61.542 or 61.705 to receive any benefits in the event of the member's death. As used in KRS 61.702, beneficiary shall not mean an estate, trust or trustee; and

(26) "Recipient" means the retired member or the person or persons designated as beneficiary by the member and drawing a retirement allowance as a result of the member's death or a dependent child drawing a retirement allowance.

The Committee Amendment No. 1 to **HB 759** is as follows:

Amend printed copy of **HB 759** on page 11, by deleting lines 1 and 2 in their entirety and by deleting "***rate***" on line 3.

HB 844, AN ACT relating to benefits for state employees.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 18A.225 is amended to read as follows:

(1) (a) The term "health maintenance organization" for the purposes of this section means a health maintenance organization as defined in KRS 304.38-030 or as a nonprofit hospital, medical-surgical, dental and health service corporation, which has been licensed by the Kentucky Health Facilities and Health Services Certificate of Need and Licensure Board ***or its successor*** and issued a certificate of authority by the Department of Insurance as a health maintenance organization or as a nonprofit hospital, medical-surgical, dental and health service corporation and which is qualified under the requirements of the United States Department of Health, Education and Welfare ***or its successor*** except as provided in subsection (2) of this section; and

(b) The term "state employee" for purposes of this section shall mean a person, including an elected public official, who is regularly employed by any department, board, agency or branch of state government, and who is a contributing member to any one (1) of the retirement systems administered by the state, provided, however, that any federally funded time-limited employe may receive insurance coverage. It shall also include a person who must fulfill the requirements established by the state board for elementary and secondary education for eligibility and a person who is a present or future recipient of a retirement allowance from any of the Kentucky retirement systems who either satisfies the requirements of KRS 61.559 or who is board authorized under KRS 61.702(1), including a beneficiary of a retired employe as defined in KRS 61.542 who is receiving a retirement allowance from any of the Kentucky retirement systems.

(2) The secretary of the Finance and Administration Cabinet, upon the recommendation of the commissioner of personnel, may procure, in compliance with the provisions of KRS 45A.080, 45A.085 and 45A.090, from one (1) or more health, hospitalization, medical, major medical and dental insurance companies or from one (1) or more health maintenance organizations authorized to do business in this state, a policy or policies of group health, hospitalization, medical, and major medical insurance or health maintenance organization coverage encompassing all or any class or classes of state employees. All state employees for whom such insurance or health maintenance organization coverage is provided shall annually be given an option to elect either standard insurance coverage or coverage by a health maintenance organization; except that if a qualified health maintenance organization is not engaged in providing basic health services in a health maintenance service area in which at least twenty-five (25) of such employees reside, the state employees may annually be given the option to elect either standard insurance coverage or coverage by a health maintenance organization which has been licensed by the Kentucky Health Facilities and Health Services Certificate of Need and Licensure Board ***or its successor*** and issued a certificate of authority by the department of insurance as a health maintenance organization or as a nonprofit hospital, medical-surgical, dental and health service corporation and which is engaged in providing basic health services in a health maintenance service area in which at least twenty-five (25) of such employees reside. The policy or policies shall be approved by the commissioner of insurance and may contain such provisions as he approves whether or not otherwise permitted by the insurance laws. It is intended that either insurance or health maintenance organization coverage may be made available for state employees, except that the procuring of each is permissive.

(3) The secretary of the Finance and Administration Cabinet, upon the recommendation of the commissioner of personnel, may procure from one (1) or more dental insurance companies, one (1) or more health maintenance organizations, one (1) or more nonprofit hospital, medical-surgical, dental and health service corporations organized under subtitle 32 of KRS Chapter 304, or one (1) or more prepaid dental plan organizations organized under subtitle 43 of KRS Chapter 304, a policy or policies of group dental insurance or prepaid dental plan coverage encompassing all or any class or classes of state employees. All state employees for

whom such dental insurance or prepaid dental plan coverage is provided shall annually be given an option to elect either standard dental insurance coverage, health maintenance organization coverage, or coverage by a prepaid dental plan. The policy or policies shall be approved by the commissioner of insurance and may contain such provisions as he approves whether or not otherwise permitted by the insurance laws. It is intended that either dental insurance or prepaid dental plan coverage may be made available for state employees, except that the procuring of each is permissive.

(4) The premiums may be paid by the policyholder:

(a) Wholly from funds contributed by the insured employee, by payroll deduction or otherwise;

(b) Wholly from funds contributed by the state or department, board or agency; or

(c) Partly from each, except that any premium due for health maintenance organization coverage or prepaid dental plan coverage over the premium amount contributed by the state or department, board or agency for any other insurance coverage shall be paid by the employee.

(5) If an employee moves his place of residence or employment out of the service area of a health maintenance organization or of a prepaid dental plan organization, under which he has elected coverage, into either the service area of another health maintenance organization or prepaid dental plan organization or into an area of the state not within a health maintenance organization service area or prepaid dental plan service area, such employee shall be given an option, at the time of the move or transfer, to elect coverage either by the health maintenance organization or prepaid dental plan organization into which service area he moves or is transferred or to elect standard insurance coverage offered by the employer.

(6) No payment of premium by the state or department, board or agency shall constitute compensation to an insured employee for the purposes of any statute fixing or limiting the compensation of such an employee. Any premium or other expense incurred by the state or department, board or agency shall be considered a proper cost of administration.

(7) The policy or policies may contain such provisions with respect to the class or classes of employees covered, amounts of insurance or coverage for designated classes or groups of employees, policy options, ***preferred provider options,*** terms of eligibility, continuation of insurance or coverage after retirement, and such other provisions as the commissioner of insurance may approve.

(8) The secretary of the Finance and Administration Cabinet is authorized to perform all acts necessary or advisable for the purpose of contracting for and maintaining insurance, prepaid dental plan organization coverage and health maintenance organization coverage under the provisions of this section.

(9) The health insurance contract or contracts for state employees shall be entered into for a period of not less than two (2) years, except the contract awarded October 1, 1984 shall be awarded for the period between October 1, 1984 and June 30, 1986.

Section 2. KRS 18A.2281 is amended to read as follows:

(1) Notwithstanding the provisions of KRS 18A.225, the Department of Personnel may establish a state employee benefit fund to provide for self-insurance of all risk in the provision of benefits comparable to those that may be paid under a policy or contract procured by the secretary of the Finance and Administration Cabinet as provided in KRS 18A.225(2).

(2) Benefits provided under this section include, but are not limited to hospitalization, surgical care, and major medical care for state employees and their dependents.

(3) The contributions made to the benefit fund may be paid:

(a) Wholly from funds contributed by the covered employee, by payroll deduction or otherwise;

(b) Wholly from funds contributed by the state or department, board or agency; or

(c) Partly from each, except that any amount due over that contributed by the state or department, board or agency for coverage shall be paid by the employee.

(4) No contribution by the state or department, board or agency shall constitute compensation to an insured employee for purposes of any statute fixing or limiting the compensation of such employee. Any expense incurred by the state or department, board or agency shall be considered a proper cost of administration.

(5) The self-funded plan may contain provisions with respect to the class or classes of employees covered, amounts of insurance or coverage for designated classes or groups of employees, policy options, ***preferred provider contracts,*** terms of eligibility, continuation of insurance or coverage after retirement, and such other provisions as the Department of Personnel may approve.

HCR 188, A CONCURRENT RESOLUTION authorizing and directing a study to determine a strategy for implementing a system of performance measures for Kentucky's state government programs and agencies.

WHEREAS, it is the responsibility of the legislature to oversee and monitor the performance and effectiveness of state agencies and programs; and

WHEREAS, the legislature does not have uniform, consistent or historical data to judge the performance of state programs or agencies; and

WHEREAS, the legislature finds itself in the position of appropriating monies without this information on agency and program performance;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky, the Senate concurring therein:

Section 1. That a Task Force on State Government Performance Measures be created.

(1) It shall be composed of the chairman and vice-chair or co-chairs, of the Interim Joint Committee on Appropriations and Revenue, the Interim Joint Committee on State Government and the Program Review and Investigations Committee, two representatives of the Governor's office, a representative of the Judicial branch and two citizens of the Commonwealth not currently employed in the executive branch. It shall be chaired by a legislative member elected by the Task Force.

(2) This task force shall appoint subcommittees for each of the Cabinets or major areas of government, as determined by the Task Force, composed of two members of the legislature representing the interim joint committee(s) and two members of the budget review subcommittee(s) of jurisdiction, a representative from the Governor's Office for Policy and Management, a representative from the Cabinet or major area of government under study and a member of the public interested in this area of government. The chairman of each subcommittee shall be appointed by the chairman of the Task Force from among the subcommittee's legislative membership.

(3) The Task Force shall, with the assistance of consultants and outside trainers as necessary:

(a) Determine which agencies or programs would be most important or critical for the development of performance measures;

(b) Determine a methodology to be used by the subcommittees in determining and recommending performance measures which are valid and not unduly burdensome to be used for the programs and agencies assigned to them;

(c) Develop the final performance measures to be used in each area;

(d) Create a recommended method for collection, reporting and verifying the performance measures;

(e) Develop an implementation plan and time schedule to propose to the 1992 Regular Session of the General Assembly.

(4) The Task Force shall prepare an implementation plan which identifies the agencies or programs and order of implementation, the performance measures to be used for each, the method of reporting and verification to be used and the legislative method to be followed in the future to review and assess the continued validity of particular measures and to make changes when deemed appropriate.

(5) Officials and staff of all state government agencies and programs shall cooperate fully with the Task Force and shall provide whatever information, documents or assistance may be needed in a timely fashion and without charge.

Section 2. The legislative members of the Task Force and subcommittees shall be reimbursed their standard rates for interim committee work. Citizen members shall be reimbursed for expenses as approved by the Legislative Research Commission. Agency and program staff shall be reimbursed by their respective agencies. Staff services for the Task Force and Subcommittees shall be provided by the Legislative Research Commission, and are estimated to cost $250,000. These services and funds shall be provided from the regular Commission budget and are subject to the limitations and other research responsibilities of the Commission. The Task Force results and implementation plan shall be reported no later than November 1, 1991.

SB 3, AN ACT relating to election precincts.

WHEREAS, on April 1 of each year ending in "0", the United States Bureau of the Census conducts the decennial census of the nation's population; and

WHEREAS, by April 1 of each year ending in "1", the Bureau of the Census must, by federal law, supply state legislatures with complete census data for use in legislative reapportionment and congressional redistricting; and

WHEREAS, the Bureau of the Census utilizes geographical census units not generally identical to Kentucky election precincts, thereby necessitating a complex matching of census boundaries and data to the election precincts so as to accomplish Kentucky reapportionment and redistricting subsequent to the decennial census; and

WHEREAS, alterations of election precinct boundaries during that period of census data analysis would impede efforts to arrive at precinct population data prior to the legislative session at which reapportionment is considered and would also unnecessarily delay responses to legislative requests for district population data;

NOW, THEREFORE,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 117 IS CREATED TO READ AS FOLLOWS:

(1) The provisions of KRS 117.055 notwithstanding, the county boards of elections shall maintain the boundaries of election precincts from July 15 of each year ending in "0" until the termination of the next following regular session of the general assembly or until the termination of any extraordinary session of the general assembly which enacts congressional and state legislative redistricting legislation following receipt of the decennial U. S. Census of Population, whichever shall occur at the earlier date.

(2) If any county board of elections fails to perform the duty placed upon it by subsection (1) of this section, the state board of elections shall apply to the circuit court of the county for a writ of mandamus requiring the county board to perform this duty.

SB 33, AN ACT relating to the Kentucky Lottery Corporation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 154A.010 is amended to read as follows:

As used in this chapter unless the context requires otherwise:

(1) ***"Amateur athletics" means any interscholastic athletics in which the participating athletes are elementary or secondary school students of any public or private institution of learning; any intercollegiate athletics in which the participating athletes are students of any public or private institution of higher education; or any athletics sponsored or regulated by the following amateur athletic associations including, but not limited to:***

(a) United States Olympic Committee;

(b) National Collegiate Athletic Association;

(c) National Association of Intercollegiate Athletics;

(d) Kentucky High School Athletic Association;

(e) Kentucky Amateur Athletics Union;

(f) Bluegrass State Games;

(g) Little League Baseball;

(h) Amateur Softball Association;

(i) Babe Ruth Leagues of Kentucky;

(j) American Legion Baseball;

(k) Kentucky Youth Soccer Association; or

(l) Kentucky Special Olympics;

(2) "Corporation" means the Kentucky Lottery Corporation;

(3)[~~(2)~~] "Lottery" means any game of chance approved by the corporation and operated pursuant to this chapter***, except for games prohibited by the General Assembly as provided for in Section 2 of this Act***;

(4)[~~(3)~~] "Major procurement" means any gaming product or service including, but not limited to, major advertising contracts, annuity contracts, prize payment agreements, consulting services, equipment, tickets and other products and services unique to the Kentucky lottery, but not including materials, supplies, equipment and services common to the ordinary operations of a corporation;

(5)[~~(4)~~] "President" means the president of the Kentucky Lottery Corporation who shall also serve as chief executive officer of the corporation;

(6)[~~(5)~~] "Retailer" means any person with whom the corporation has contracted to sell lottery tickets to the public; [~~and~~]

(7)[~~(6)~~] "Security" means the protection of information that would provide an unfair advantage to any individual involved in the operation of the lottery, as well as measures taken to prevent crimes against the corporation and its retailers*;* [~~.~~]

(8) "Sports contest" means any professional or amateur sport, athletic game or contest, or race or contest involving machines, persons or animals, except horses, that is viewed by the public; and

(9)[~~(7)~~] "Vendor" means any person who has entered into a major procurement contract with the corporation.

SECTION 2. A NEW SECTION OF KRS CHAPTER 154A IS CREATED TO READ AS FOLLOWS:

(1) The corporation shall not utilize amateur athletics for any purpose including, but not limited to, advertising, promoting, conducting a lottery, or as a basis for a lottery.

(2) The corporation shall not approve and operate any casino or similar gambling establishment and shall not approve or operate any game played with playing cards, dice, dominos, slot machines, roulette wheels, or where winners are determined by the outcome of a sports contest.

(3) This section shall not be construed to prohibit the corporation from advertising the lottery at, during, or in connection with a sports contest.

SECTION 3. A NEW SECTION OF KRS CHAPTER 154A IS CREATED TO READ AS FOLLOWS:

The corporation may utilize horse racing or contests involving horses for any purpose including, but not limited to, advertising, promoting, conducting a lottery, or as a basis for a lottery, after obtaining the necessary permission from the horse racing track or sponsoring authority involved.

Section 4. KRS 154A.050 is amended to read as follows:

(1) The board of directors shall provide the president with private-sector perspectives on the operation of a large marketing enterprise. The board shall:

(a) Approve, disapprove, amend, or modify the budget recommended by the president for the operation of the corporation;

(b) Approve, disapprove, amend, or modify the terms of major lottery procurements recommended by the president;

(c) Serve as a board of appeal for any denial, revocation or cancellation by the president of a contract with a lottery retailer; and

(d) Adopt, from time to time, such administrative regulations which shall be subject to the provisions of KRS Chapter 13A, as may be necessary to carry out and implement its powers and duties, the operation of the corporation, the conduct of lottery games in general, and any other matters necessary or desirable for the efficient and effective operation of the lottery or convenience of the public. The board may adopt, without recourse to the administrative regulation process unless it so desires, rules for the conduct of specific lottery games, including but not limited to, rules specifying:

1. The types of games to be conducted[~~, including but not limited to, instant lotteries, on-line games and other games traditional to the lottery~~];

2. The sale price of tickets;

3. The number and amount of prizes;

4. The method and location of selecting or validating winning tickets;

5. The frequency and the means of conducting drawings which shall be open to the public;

6. The manner of payment of prizes;

7. The frequency of games and drawings;

8. The manner and amount of compensation to lottery retailers, except all compensation shall be uniform; and

9. Any other matters necessary or desirable for the efficient and effective operation of the lottery or for the convenience of the public.

(2) In all other matters, the board shall advise and make recommendations. However, the board shall:

(a) Conduct hearings upon complaints charging violations of this chapter or of administrative regulations adopted by the corporation and shall conduct such other hearings as may be provided by administrative regulation;

(b) Review the performance of the corporation and:

1. Advise the president and make recommendations to him regarding operations of the corporation; and

2. Identify potential improvements in this chapter, the administrative regulations of the corporation, and the management of the corporation;

(c) Request from the corporation any information the board determines to be relevant to its duties; and

(d) Report to the president of the corporation, the Governor, the President Pro Tempore of the Senate, and the Speaker of the House of Representatives regarding its findings and recommendations.

SB 35, AN ACT relating to state employees.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS 18A.005 TO 18A.200 IS CREATED TO READ AS FOLLOWS:

As used in this Act unless the context requires otherwise:

(1) "Employee" means any employee of the Commonwealth of Kentucky who is entitled to accrue sick leave and for whom accurate leave records are maintained; and

(2) "State agency" or "agency" means any agency of the executive, legislative or judicial branch of the state government.

SECTION 2. A NEW SECTION OF KRS 18A.005 TO 18A.200 IS CREATED TO READ AS FOLLOWS:

(1) The Commonwealth of Kentucky leave sharing program is created. An employee who has accrued a sick leave balance of more than seventy-five (75) hours may request that the appointing authority of the agency for which the employee works makes available for transfer a specified amount of his sick leave balance to another named employee authorized to receive leave under subsection (2) of this section. The employee may not request a transfer of an amount of leave that would result in reducing his sick leave balance to less than seventy-five (75) hours.

(2) An appointing authority, with the approval of the commissioner of personnel, may permit an employee of the agency to receive leave under this section if:

(a) The employee or a member of his immediate family suffers from a medically certified illness, injury, impairment or physical or mental condition which has caused, or is likely to cause, the employee to go on leave for at least ten (10) consecutive working days;

(b) The employee's need for absence and use of leave are certified by a licensed practicing physician;

(c) The employee has exhausted his accumulated sick leave, annual leave and compensatory leave balances; and

(d) The employee has complied with administrative regulations governing the use of sick leave.

(3) The appointing authority, with the approval of the commissioner of personnel, shall determine the amount of leave, if any, which an employee within his agency may receive under subsection (2) of this section. Transfers of leave shall not exceed the amount requested by the recipient.

(4) Leave may be transferred from an employee of one (1) agency to an employee within the same agency. With the approval of the commissioner of personnel and of the appointing authorities of both agencies, leave may be transferred from an employee of one (1) agency to an employee of another state agency. The Department of Personnel shall maintain records of leave transferred between employees and the utilization of transferred leave.

(5) While an employee is on leave transferred under this section, he shall be deemed a state employee and shall receive the same treatment with respect to salary, wages and employee benefits.

(6) All salary and wage payments made to an employee while on leave transferred under this section shall be made by the agency employing the person receiving the leave.

(7) Any leave transferred under this section which remains unused shall be returned to the employees who transferred the leave when the appointing authority finds that the leave is no longer needed and will not be needed at a future time in connection with the illness or injury for which the leave was transferred to an employee in his agency.

(8) No employee shall directly or indirectly intimidate, threaten or coerce, or attempt to intimidate, threaten or coerce any other employee for the purpose of interfering with the employee's right to voluntarily contribute leave when authorized under this section. For the purpose of this subsection, "intimidate, threaten or coerce" shall include, without being limited to, the promise to confer or the conferring of any benefit or effecting or threatening to effect any reprisal.

(9) The commissioner of the Department of Personnel shall promulgate procedural administrative regulations to implement the provisions of this section.

SB 38, AN ACT relating to employee defense.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 12.211 is amended to read as follows:

(1) Upon request of an employee or former employee, the Attorney General may provide for the defense of any civil action brought against such employee in his official or individual capacity, or both, on account of an act or omission made in the scope and course of his employment as an employee of the Commonwealth and any of its agencies, except that neither the state, state employee, or former state employee shall be subject to an action arising from discretionary acts or decisions pertaining to the design or construction of public highways, bridges or buildings.

(2) If the Attorney General declines to defend an employee, or former employee, for reasons other than those specified in KRS 12.212(1) or if the employee, or former employee, makes a request of the program cabinet by whom he is or was employed, the program cabinet may provide for the defense of any civil action brought against such employee in his official or individual capacity, or both, on account of an act or omission made in the scope and course of his employment as an employee of the Commonwealth or any of its agencies.

Section 2. KRS 12.212 is amended to read as follows:

[~~(1)~~] The Attorney General ***or program cabinet*** may decline to provide for the defense of a civil action brought against an employee or former employee if ***it is determined*** [~~he determines~~] that:

(1)[~~(a)~~] The act or omission was not within the scope and course of his employment as a state employee; or

(2)[~~(b)~~] The employee or former employee acted or failed to act because of actual fraud, corruption, or actual malice on his part; or

(3)[~~(c)~~] Defense of the action by the Commonwealth would create a conflict of interest between the Commonwealth and the employee or former employee; or

(4)[~~(d)~~] Defense of the action would not be in the best interests of the Commonwealth.

[~~(2) The attorney general may delegate his authority to make these determinations to the chief administrative authority of any agency, institution, board, or commission whose employees are to be defended.~~]

SB 96, AN ACT relating to the State Fair Board.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 247.110 is amended to read as follows:

The State Fair Board shall elect annually from among ***the*** [~~such~~] members [~~as~~] the Governor shall appoint a ***chairman*** [~~president~~] and a ***vice-chairman*** [~~vice-president~~]. The board shall elect and employ a secretary who shall be responsible directly to the board as the keeper of all records pertaining to the operation of the fair or the business of the board. The ***president and chief executive officer*** [~~manager~~] provided for in KRS 247.130 shall be ex-officio treasurer to the board.

Section 2. KRS 247.130 is amended to read as follows:

(1) The State Fair Board may appoint a ***president and chief executive officer*** [~~manager~~] who shall not be one (1) of their number. The appointment of a ***president and chief executive officer*** [~~manager~~] shall be on the basis of training, ability and experience. A ***president and chief executive officer*** [~~manager~~] shall hold his position during the pleasure of the board, but may be removed only by an affirmative vote of six (6) members of the board. A ***president and chief executive officer*** [~~manager~~] shall be responsible for the administration of the policies set by the board, shall devote his entire time and attention to the performance of ***the*** [~~such~~] duties and work [~~as may be~~] required of him by law or [~~be~~] assigned to him by the board, and shall receive ***the*** [~~such~~] salary, fixed on an annual basis, [~~as~~] the board may determine.

(2) A ***president and chief executive officer*** [~~manager~~] may organize ***the*** [~~such~~] administrative divisions [~~as may be~~] necessary and may designate chiefs of ***the*** [~~such~~] divisions who, under his control and supervision, shall have the duties of direction of ***the*** [~~such~~] divisions. The ***president and chief executive officer*** [~~manager~~] shall organize a division for personnel management and staff development which shall manage all personnel matters, including staff development and training and programs for affirmative action. The director of this division shall be appointed, with the prior written approval of the Governor, by the president of the board. A ***president and chief executive officer*** [~~manager~~] may employ [~~such~~] other employees and agents as he deems necessary for the carrying out of the policies of the board and to conduct the affairs of the state fair, and may fix the duties and compensation of any employees or agents with the approval of the board.

(3) The board may employ or contract with such other persons, firms or corporations as the board may deem necessary or desirable to accomplish its duties and functions; may fix the compensation and the terms of employment or contract of those employed or contracted with; and may assign to them ***the*** [~~such~~] duties and responsibilities as the board may determine, including the responsibility of actual operation of any or all of the facilities under the control of the board.

(4) A ***president and chief executive officer*** [~~manager~~] and any persons employed under this section shall not be subject to the provisions of KRS Chapter 18A.

Section 3. The General Assembly confirms Executive Order 88-404 to the extent that it is not otherwise confirmed by this Act.

The Committee Amendment No. 1 to **SB 96** is as follows:

Amend printed copy of **SB 96** on page 3, by inserting the following between lines 9 and 10:

"Section 3. KRS 247.226 is amended to read as follows:

(1) There is created the North American International Livestock Exposition Executive Committee which shall be attached for administrative purposes to the North American International Livestock Exposition Division within the State Fair Board. The membership of the committee shall consist of eleven (11) members as follows: two (2) members at-large appointed by the Governor; the ***chairman*** [~~president~~] of the State Fair Board; the commissioner of the Department of Agriculture; the dean of the University of Kentucky School of Agriculture; and the chairpersons of the six (6) advisory subcommittees of the committee. The committee shall elect one (1) of its members to serve as chairperson. The terms of the members appointed by the Governor shall be concurrent with that of the Governor. The terms of the other members shall be concurrent with their respective, representative positions. The committee members shall receive no salary but shall be reimbursed for their expenses incurred in the performance of their duties in accordance with state regulations and such expenses shall be paid from agency receipts."; and

On line 10, by changing "Section 3." to "Section 4."

SB 108, AN ACT relating to state personnel.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 18A.110 is amended to read as follows:

(1) The commissioner shall promulgate comprehensive administrative regulations for the classified service governing:

(a) Applications and examinations;

(b) Certification and selection of eligibles;

(c) Classification and compensation plans;

(d) Incentive programs;

(e) Layoffs;

(f) Registers;

(g) Types of appointments;

(h) Attendance; hours of work; compensatory time; annual, court, military, sick, voting and special leaves of absence, provided that the commissioner shall not promulgate administrative regulations that would reduce the rate at which employees may accumulate leave time below the rate effective on December 10, 1985.

(2) The commissioner shall promulgate comprehensive administrative regulations for the unclassified service.

(3) (a) Except as provided by KRS 18A.355, the commissioner shall not promulgate administrative regulations that would reduce an employee's salary; and

(b) As provided by KRS 18A.0751(4)(e), the commissioner may submit a proposed administrative regulation providing for an initial probationary period in excess of six (6) months to the board for its approval.

(4) ***The commissioner may promulgate administrative regulations to implement state government's affirmative action plan under KRS 18A.138.***

(5) (a) ***The*** [~~Such~~] administrative regulations shall comply with the provisions of this chapter and KRS Chapter 13A, and shall have the force and effect of law after compliance with the provisions of KRS Chapters 13A and 18A and the procedures adopted thereunder;

(b) Administrative regulations promulgated by the commissioner shall not expand or restrict rights granted to, or duties imposed upon, employees and administrative bodies by the provisions of this chapter; and

(c) No administrative body other than the Department of Personnel shall promulgate administrative regulations governing the subject matters specified in this section.

(6)[~~(5)~~] Prior to filing an administrative regulation with the Legislative Research Commission, the commissioner shall submit ***the*** [~~such~~] administrative regulation to the board for review.

(a) The board shall review the administrative regulation proposed by the commissioner not less than twenty (20) days after its submission to it;

(b) Not less than five (5) days after its review, the board shall submit its recommendations in writing to the commissioner;

(c) The commissioner shall review the recommendations of the board and may revise the proposed administrative regulation if he deems it necessary; and

(d) After the commissioner has completed the review provided for in this section, he may file the proposed administrative regulation with the Legislative Research Commission pursuant to the provisions of KRS Chapter 13A.

(7)[~~(6)~~] The administrative regulations shall provide:

(a) For the preparation, maintenance and revision of a position classification plan for all positions in the classified service, based upon similarity of duties performed and responsibilities assumed, so that the same qualifications may reasonably be required for, and the same schedule of pay may be equitably applied to, all positions in the same class;

1. The commissioner shall allocate the position of every employee in the classified service to one (1) of the classes in the plan. The commissioner shall reallocate existing positions, after consultation with appointing authorities, when it is determined that they are incorrectly allocated, and there has been no substantial change in duties from those in effect when such positions were last classified. The occupant of a position being reallocated shall continue to serve in the reallocated position with no reduction in salary;

2. The secretary of the Finance and Administration Cabinet may review and approve all proposed position establishments and abolishments on the basis of the availability of funds. Reclassifications and reallocations may also be reviewed and approved by the secretary of the Finance and Administration Cabinet on the basis of the availability of funds. The Finance and Administration Cabinet shall notify the department of any review and approval conducted under the provisions of this section;

(b) For a pay plan for all employees in the classified service, after consultation with appointing authorities and the secretary of the Finance and Administration Cabinet. The plan shall take into account such factors as:

1. The relative levels of duties and responsibilities of various classes of positions;

2. Rates paid for comparable positions elsewhere taking into consideration the effect of seniority on such rates; and

3. The state's financial resources.

Amendments to the pay plan shall be made in the same manner. Each employee shall be paid at one (1) of the rates set forth in the pay plan for the class of position in which he is employed, provided that the full amount of the annual increment provided for by the provisions of KRS 18A.355, and the full amount of an increment due to a promotion, salary adjustment, reclassification, or reallocation, shall be added to an employee's base salary or wages;

(c) For open competitive examinations to test the relative fitness of applicants for the respective positions. ***The*** [~~Such~~] examinations shall be announced publicly at least fifteen (15) days in advance of the date fixed for the filing of applications therefor, and may be advertised through the press, radio and other media. The commissioner shall continue to receive applications and examine candidates on a continuous basis long enough to assure a sufficient number of eligibles to meet the needs of the service. Except as provided by this chapter, he shall add the names of successful candidates to existing eligible lists in accordance with their respective ratings. The commissioner shall be free to use any investigation of education and experience and any test of capacity, knowledge, manual skill, character, personal traits, or physical fitness, which in his judgment, serves the need to discover the relative fitness of applicants;

(d) As provided by this chapter, for the establishment of eligible lists for appointment, upon which lists shall be placed the names of successful candidates in the order of their relative excellence in the respective examinations. Except as provided by this chapter, eligibility lists shall expire automatically at the end of two (2) years, unless the life of a list is extended by action of the commissioner for a period not to exceed one (1) additional year;

(e) For the rejection of candidates or eligibles who fail to comply with reasonable requirements of the commissioner in regard to such factors as age, physical condition, training and experience, or who have attempted any deception or fraud in connection with an examination;

(f) Except as provided by this chapter, for the appointment of a person whose score is included in the five (5) highest scores earned on the examination;

(g) For emergency employment for not more than thirty (30) working days with or without examination, with the consent of the commissioner;

(h) For provisional employment without competitive examination when there is no appropriate eligible list available. No [~~such~~] provisional employment shall continue longer than six (6) months, nor shall successive provisional appointment be allowed to the same position;

(i) For annual, sick and special leaves of absence, with or without pay, or reduced pay, after approval by the Governor as provided by KRS 18A.155(1)(d);

(j) For layoffs, in accordance with the provisions of KRS 18A.113, 18A.1131, and 18A.1132, by reasons of lack of work, abolishment of a position, a material change in duties or organization, or a lack of funds;

(k) For the development and operation of programs to improve the work effectiveness of employees in the state service, including training, whether in-service or compensated educational leave, safety, health, welfare, counseling, recreation, and employee relations; and

(l) For [~~such~~] other administrative regulations not inconsistent with this chapter and KRS Chapter 13A, as may be proper and necessary for its enforcement.

Section 2. KRS 18A.138 is amended to read as follows:

(1) To ensure equal employment opportunity for all Kentuckians regardless of race, color, religion, national origin, handicap, sex,.or age, the affirmative action plan dated July 1, 1984, confirmed as part of executive order 84-549 continued in force by executive order 88-100, and incorporated herein by reference, shall be the official affirmative action plan for Kentucky state government. Copies of the plan, as well as the plans developed by individual agencies pursuant to the state plan, shall be maintained on file and made available for inspection in the Office of the Commissioner of Personnel.

(2) Every program cabinet, department, and agency of state government shall comply with the provisions of the affirmative action plan.

(3) Equal employment opportunities shall be an integral part of each cabinet, department, and agency program, and any program evaluation shall include an assessment of equal opportunity performance.

(4) The commissioner of personnel shall be responsible for the implementation of the plan. In fulfilling his duties, he shall:

(a) Require all cabinets, departments, and agencies of state government to develop programs consistent with the plan;

(b) Provide any technical assistance he may deem appropriate to accomplish the purposes of the plan;

(c) Provide, through the Department of Personnel, an annual analysis to ensure that persons protected by anti-discrimination laws are not adversely affected by examination and selection procedures;

(d) Provide for validation of examination procedures;

(e) Provide for procedures to monitor appointments and salary adjustments to ensure that standards are uniformly applied so as to prevent salary disparity;

(f) Report to the Governor semiannually on actions taken pursuant to the plan; and

(g) Review the plan on an annual basis and recommend necessary changes in consultation with the appropriate agencies.

(5) The commissioner of personnel may also:

(a) ***Promulgate administrative regulations in accordance with this chapter and KRS Chapter 13A to implement the affirmative action plan;***

(b) Implement programs to ensure that reasonable accommodations exist for handicapped persons to allow them better access to all employment opportunities in state government; and

(c)[~~(b)~~] Appoint an affirmative action advisory committee to assist him in implementation of the affirmative action plan.

Section 3. KRS 18A.005 is amended to read as follows:

As used in this chapter, unless the context indicates otherwise:

(1) "Appointing authority" means the agency head or any person whom he has authorized by law to designate to act on behalf of the agency with respect to employee appointments, position establishments, payroll documents, register requests, waiver requests, requests for certification or other position actions. Such designation shall be in writing and signed by both the agency head and his designee. Prior to the exercise of appointing authority, such designation shall be filed with the commissioner;

(2) "Base salary or wages" means the compensation to which an employee is entitled under the salary schedules adopted pursuant to the provisions of KRS 18A.030 and 18A.110. Base salary or wages shall be adjusted as provided under the provisions of KRS 18A.355 and 48.130;

(3) "Board" means the Personnel Board created by KRS 18A.045;

(4) "Career employee" shall mean a state employee with sixteen (16) or more years of permanent full-time state service, or the part-time employment equivalent of at least sixteen (16) years of full-time state service. The service may have been in the classified service, the unclassified service, or a combination thereof;

(5) "Certification" means the referral of the name of one (1) or more qualified prospective employees by the commissioner on request of an appointing officer for consideration in filling a position in the classified service;

(6) "Class" means a group of positions sufficiently similar as to duties performed, scope of discretion and responsibility, minimum requirements of training, experience, or skill, and such other characteristics that the same title, the same tests of fitness, and the same schedule of compensation have been or may be applied to each position in the group;

(7) "Classified service" includes all the employment subject to the terms of this chapter except for those positions expressly cited in KRS 18A.115; a "classified position" is a position in the classified service;

(8) "Commissioner" means the commissioner of the Department of Personnel as provided for in KRS 18A.015;

(9) "Demotion" means a change in the rank of an employee from a position in one (1) class to a position in another class having a lower minimum salary range or less discretion or responsibility;

(10) "Department" means the Department of Personnel provided for in KRS 18A.015, unless the context indicates otherwise;

(11) "Eligible" refers to a person who has made a passing score on any examination required under KRS 18A.010 to 18A.200 and who has qualified to be placed on a register;

(12) "Emergency employee" means an employee appointed without regard to the examination requirements of KRS 18A.010 to 18A.200 to any position by reason of a governmental emergency. An emergency appointment shall not exceed thirty (30) working days in duration and is nonrenewable;

(13) "Employee" means a person regularly appointed to a position in the state service for which he is compensated on a full-time or part-time basis;

(14) "Federally funded time-limited employee" means an employee appointed to a federally funded time-limited position and, except as provided in KRS 18A.115, may in all other respects be entitled to the benefits provided permanent, full-time regular employees as defined in this chapter;

(15) "Federally funded time-limited position" means a position created for the specific purpose of providing public service employment or one-time special or research project services for a limited period of time and shall not exceed the period of time for which that specific federal funding is provided;

(16) "Initial probation" means the period of service following initial appointment to any position under KRS 18A.010 to 18A.200 which requires special observation and evaluation of an employee's work and which must be passed successfully before status may be conferred as provided in KRS 18A.110 and by the provisions of this chapter. If the appointee is granted leave in excess of twenty (20) consecutive work days during this period, his initial probation shall be extended for the same length of time as the granted leave to cover such absence. "Initial probation" does not include a probationary period served by a laid-off employee who accepts a bona fide written offer of appointment;

(17) "Penalization" shall include, but not be limited to, demotion, dismissal, suspension, fines and other disciplinary actions, involuntary transfers; salary adjustments; any action that diminishes the level, rank, discretion or responsibility of an employee without proper cause, including a reclassification or reallocation; and the abridgement or denial of other rights granted to state employees;

(18) "Position" means an office or employment in an agency (whether part-time, full-time, permanent, temporary, seasonal, federally funded time-limited, or emergency, occupied or vacant) involving duties requiring the services of one (1) person;

(19) "Promotion" means a change of rank of an employee from a position in one (1) class to a position in another class having a higher minimum salary or carrying a greater scope of discretion or responsibility;

(20) "Promotional probation" means the six (6) month period of service following the promotion of an employee with status which must be successfully completed in order for the employee to retain the position to which he has been promoted. If the employee is granted leave in excess of twenty (20) consecutive work days during this period, his promotional probation shall be extended for the same length of time as the granted leave to cover such absence;

(21) "Provisional employee" means any employee appointed on a temporary or interim basis to a permanent position under KRS 18A.010 to 18A.200 without examination, such appointment being made necessary by the absence of a register for the position involved and by the time limitations and prohibition on renewal as defined in KRS 18A.110*(7)*[~~(6)~~](h);

(22) "Reallocation" means the correction of the classification of an existing position by placement of the position into the classification that is appropriate for the duties the employee has been and shall continue to perform;

(23) "Reclassification" shall mean the change in the classification of an employee when a material and permanent change in the duties or responsibilities of that employee occurs;

(24) "Reemployment" shall mean the rehiring of an employee with status who has been laid off;

(25) "Reemployment register" means the separate list of names of persons who have been separated from state service by reason of layoff. Reemployment registers shall be used as provided by the provisions of KRS 18A.110, 18A.130, and 18A.135;

(26) "Register" means any official list of eligibles for a particular class and, except as provided in this chapter, placed in rank order according to the examination scores maintained for use in making original appointments or promotions to positions in the classified service;

(27) "Reinstatement" shall mean the restoration of an employee who has resigned in good standing, or who has been ordered reinstated by the board or a court to a position in his former class, or to a position of like status and pay;

(28) "Seasonal employee" means an employee appointed to a seasonal position;

(29) "Seasonal position" means a position that is temporary, coincides with a particular season or seasons of the year, and does not exceed eleven (11) months duration;

(30) "Seniority" means the total number of months of state service;

(31) "Status" means the acquisition of tenure with all rights and privileges granted by the provisions of this chapter after satisfactory completion of the initial probationary period by an employee in the classified service;

(32) "Temporary employee" means an employee appointed to a temporary position;

(33) "Temporary position" means a position that is created for a definite period of time not to exceed six (6) months and not renewable;

(34) "Transfer" means a movement of any employee from one (1) position to another of the same grade having the same salary ranges, the same level of responsibility within the classified service and the same salary received immediately prior to transfer.

SB 310, AN ACT relating to governmental property.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 45A.045 is amended to read as follows:

(1) The Finance and Administration Cabinet shall [~~have the following authorities and responsibilities:~~

~~(1)~~ ~~To~~] serve as the central procurement and contracting agency of the Commonwealth.

(a) The cabinet shall require all agencies to furnish an estimate of specific needs for supplies, materials, and equipment to be purchased by competitive bidding for the purpose of permitting scheduling of purchasing in large volume. The cabinet shall establish and enforce schedules for purchasing supplies, materials, and equipment. In addition, prior to the beginning of each fiscal year all agencies shall submit to the Finance and Administration Cabinet an estimate of all needs for supplies, materials, and equipment during that year which will have to be required through competitive bidding.

(b) The Finance and Administration Cabinet shall have power, with the approval of the secretary of the Finance and Administration Cabinet, to transfer between departments, to salvage, to exchange, and to condemn supplies, equipment, and real property.

(c) The Finance and Administration Cabinet shall attempt in every practicable way to insure that state agencies are acquiring their real needs at the lowest possible cost.[~~;~~]

(2) ***The Finance and Administration Cabinet shall*** [~~To~~] recommend regulations, rules, and procedures, ***and shall have supervision over all purchases by the various spending agencies, except as otherwise provided by law, and, subject to the approval of the secretary of the Finance and Administration Cabinet, shall promulgate administrative regulations to govern purchasing by or for all these agencies. The cabinet shall publish a manual of procedures which shall be incorporated by reference as an administrative regulation pursuant to KRS Chapter 13A. This manual shall be distributed to agencies and shall be revised upon issuance of amendments to these procedures. No purchase or contract shall be binding on the state or any agency thereof unless approved by the Finance and Administration Cabinet or made under general regulations prescribed by the cabinet.***[~~;~~]

(3) ***The Finance and Administration Cabinet shall***[~~To~~] purchase or otherwise acquire, or, with the approval of the secretary, ***may*** [~~to~~] delegate ***and control*** the purchase and acquisition of ***the combined requirements of all spending agencies of the state, including, but not limited to, interests in real property, contractual services, rentals of all types, supplies, materials, equipment, and services.*** [~~, all supplies, services and construction for the Commonwealth;~~]

(4) ***The Finance and Administration Cabinet shall*** [~~To~~] sell, trade, or otherwise dispose of ***all property (including any interest in real property) of the state which is not needed, or has become unsuitable for public use, or would be more suitable to the public's interest if used in another manner, as determined by the secretary of the Finance and Administration Cabinet. The determination of the secretary of the Finance and Administration Cabinet shall be set forth in an order, and shall be reached only after review of a written request by the agency desiring to dispose of the property. This request shall describe the property and state the reasons why the agency believes the property should be disposed. All instruments required by law to be recorded which convey any interest in any such real property so disposed of shall be executed and signed by the secretary of the Finance and Administration Cabinet and approved by the Governor. Unless the secretary of the Finance and Administration Cabinet deems it in the best interest of the state to proceed otherwise, all such property (including any interests in real property) shall be sold either by invitation of sealed bids or by public auction. The selling price of any interest in real property shall not be less than the appraised value thereof as determined by the cabinet, or the Transportation Cabinet for such requirements of that cabinet.*** [~~surplus supplies, services, and construction for the Commonwealth;~~]

(5) ***The Finance and Administration Cabinet shall*** [~~To~~] exercise general supervision and control over all warehouses, storerooms, and stores and of all inventories of supplies, services, and construction belonging to the Commonwealth. ***The cabinet shall adopt regulations to require agencies to take and maintain inventories of plant property, buildings, structures, other fixed assets, and equipment. The cabinet shall conduct periodic physical audits of inventories.***[~~;~~]

(6) ***The Finance and Administration Cabinet shall*** [~~To~~] establish and maintain programs for the development and use of purchasing specifications and for the inspection, testing, and acceptance of supplies, services, and construction.

(7) Nothing in this section shall deprive the Finance and Administration Cabinet from negotiating with vendors who maintain a general service administration price agreement with the United States of America or any agency thereof. No contract executed under this provision shall authorize a price higher than is contained in the contract between the general service administration and the vendor affected.

(8) Except as provided in KRS Chapters 175, 176, 177 and 180, and subject to the provisions of this code, the Finance and Administration Cabinet shall purchase or otherwise acquire all real property determined to be needed for state use, upon approval of the secretary of the Finance and Administration Cabinet as to the determination of need and as to the action of purchase or other acquisition. The amount paid for this real property shall not exceed the appraised value as determined by the cabinet or the Transportation Cabinet (for such requirements of that cabinet), or the value set by eminent domain procedure. Subject to the provisions of this Code, real property or any interest therein may be purchased, leased, or otherwise acquired from any officer or employee of any agency of the state upon a finding by the Finance and Administration Cabinet, based upon a written application by the head of the agency requesting the purchase, and approved by the secretary of the Finance and Administration Cabinet and the Governor, that the employee has not either himself or through any other person influenced or attempted to influence either the agency requesting the acquisition of the property or the Finance and Administration Cabinet in connection with such acquisition. Whenever such an acquisition is consummated, the request and finding shall be recorded and kept by the Secretary of State along with the other documents recorded pursuant to the provisions of KRS Chapter 56.

(9) The Finance and Administration Cabinet shall maintain records of all purchases and sales made under its authority and shall make periodic summary reports of all transactions to the secretary of the Finance and Administration Cabinet, the Governor, and the General Assembly. The Finance and Administration Cabinet shall also report trends in costs and prices, including savings realized through improved practices, to the above authorities. The Finance and Administration Cabinet shall also compile an annual report of state purchases by all spending agencies in the state's statewide accounting and reporting system. The report format shall include, but not be limited to, dollar amount, volume, type of purchase, and vendor.

(10) For capital construction projects, subject to the provisions of this code, the bidding may be on whichever of the following methods, in the judgment of the secretary of the Finance and Administration Cabinet, offers the lowest real cost to the taxpayer:

(a) A total design-bid basis;

(b) A package system commonly referred to as "turnkey";

(c) Phase bidding commonly referred to as "fast track"; or

(d) Construction management.

Bids shall be reviewed by the engineering staff to assure quality and value, and compliance with bid procedures. All specifications shall be written to promote competition.

(11) The Finance and Administration Cabinet shall have control and supervision over all purchases of energy consuming equipment, supplies and related equipment purchased or acquired by any agency of the state as provided in this code, and shall designate by regulation the manner in which an energy consuming item will be purchased so as to promote energy conservation and acquisition of energy efficient products. Major energy components shall be amortized on a seven (7) to ten (10) years' recovery basis and shall take into consideration the projected cost of fuel. The Governor's Office for Coal and Energy Policy shall conduct a thorough economic feasibility analysis on any major energy using component of at least three million (3,000,000) BTU's per hour heat input and must issue a certificate of economic feasibility prior to the Finance and Administration Cabinet's purchasing or retrofitting any such component that utilizes any fuel other than coal. The economic feasibility analysis shall consist of life-cycle cost comparisons of a component that would utilize coal and one(s) that would utilize any fuel other than coal. For such analysis, the Finance and Administration Cabinet shall provide detailed estimates of equipment purchase price, installation cost, annual operation and maintenance costs, and usage patterns of energy-using components.

Section 2. KRS 45A.050 is amended to read as follows:

(1) Except as provided in KRS Chapters 175, 176, 177 and 180, all rights, powers, duties, and authority relating to the procurement of supplies, services, and construction, and the management, control, warehousing, sale, and disposal of supplies, services, and construction now vested in or exercised by any state agency under the several statutes relating thereto, are hereby transferred to the secretary of the Finance and Administration Cabinet as provided in this code, subject to the provisions of subsection (2) of this section.

(2) Unless otherwise ordered by the secretary of the Finance and Administration Cabinet, the acquisition of the following shall not be required through the Finance and Administration Cabinet:

(a) Works of art for museum and public display;

(b) Published books, maps, periodicals, and technical pamphlets; and

(c) Services of visiting speakers, professors, and performing artists.

(3) The Finance and Administration Cabinet shall include in all state agency price contracts for the purchase of materials or supplies a provision that, as approved by the secretary of the Finance and Administration Cabinet, any political subdivision, including cities of all classes, counties, school districts, or special districts, may participate in such contracts to the same extent as the Commonwealth. Any political subdivision may purchase materials and supplies pursuant to a contract for such supplies and materials entered into by the Finance and Administration Cabinet for the Commonwealth, including those contracts negotiated by the cabinet with vendors who maintain a general service administration price agreement as provided in subsection (7) of KRS 45A.045. Political subdivisions of the Commonwealth must comply with other provisions of the Kentucky Revised Statutes which require purchase by competitive bidding, before participating in the contract, unless the state contract has been let by competitive bidding, or the contract was negotiated as provided in subsection (7) of KRS 45A.045.

(4) The Finance and Administration Cabinet shall inform the Department for Local Government, which shall then inform the appropriate purchasing agent of each political subdivision, interested in participating under this section, of all state agency contracts in effect between the Commonwealth and vendors.

(5) The secretary of the Finance and Administration Cabinet shall promulgate the rules and regulations necessary for the implementation of this section and necessary to provide that the Commonwealth be reimbursed for any additional expenses incurred by the Commonwealth in allowing political subdivisions to participate in contracts with vendors.

(6) The Finance and Administration Cabinet shall comply with all provisions relating to the methods of purchasing in the Kentucky Revised Statutes. This section is not intended to repeal or otherwise affect any provision of the Kentucky Revised Statutes regarding purchasing methods of the Finance and Administration Cabinet.

Section 3. KRS 45A.070 is amended to read as follows:

As used in KRS 45A.070 to 45A.165, unless the context in which they are used clearly requires a different meaning:

(1) "Cost-reimbursement contract" shall mean a contract under which the Commonwealth reimburses the contractor for those contract costs, within a stated ceiling, which are allowable and allocable in accordance with cost principles (as provided in KRS 45A.215), and a fee, if any.

(2) "Established catalogue price" shall mean the price included in the most current catalogue, price list, schedule, or other form that:

(a) Is regularly maintained by the manufacturer or vendor of an item; and

(b) Is either published or otherwise available for inspection by customers; and

(c) States prices at which sales are currently or were last made to a significant number of buyers constituting the general buying public for that item.

(3) "Evaluated bid price" shall mean the dollar amount of a bid after bid price adjustments are made pursuant to [~~objective~~] measurable criteria, set forth in the invitation for bids.[~~,~~]

(a) Including, but not limited to, inspection, testing, quality, workmanship, delivery, and suitability for a particular purpose;

(b) Which affect the economy and effectiveness in the operation or use of the product, such as reliability, maintainability, useful life, and residual value***; and***

(c) Which shall be used to determine acceptability.

(4) "Invitation for bids" shall mean all documents, whether attached or incorporated by reference, utilized for soliciting bids in accordance with the procedures set forth in KRS 45A.080 of this code.

(5) "Request for proposals" shall mean all documents, whether attached or incorporated by reference, utilized for soliciting proposals in accordance with the procedures set forth in KRS 45A.085, 45A.090, 45A.095 or 45A.100.

(6) "Responsible bidder or offeror" shall mean a person who has the capability in all respects to perform fully the contract requirements, and the integrity and reliability which will assure good faith performance.

(7) "Responsive bidder" shall mean a person who has submitted a bid under KRS 45A.080 which conforms in all material respects to the invitation for bids, so that all bidders may stand on equal footing with respect to the method and timeliness of submission and as to the substance of any resulting contract.

Section 4. KRS 45A.095 is amended to read as follows:

(1) A contract may be made by noncompetitive negotiation only ***for sole source purchases, or*** when competition is not feasible, as determined by the purchasing officer in writing prior to award, under regulations issued by the secretary of the Finance and Administration Cabinet ***or the governing boards of universities operating under KRS Chapter 164A, or when***[~~, and~~] emergency ***conditions exist*** [~~purchases may be made pursuant to KRS 45.400~~]. ***Sole source is a situation in which there is only one (1) known capable supplier of a commodity or service, occasioned by the unique nature of the requirement, the supplier, or market conditions. Insofar as it is practical, no less than three (3) suppliers shall be solicited to submit written or oral quotations whenever it is determined that competitive sealed bidding is not feasible. Award shall be made to the supplier offering the lowest acceptable quotation. The names of the suppliers submitting quotations and the date and amount of each quotation shall be placed in the procurement file and maintained as a public record. Competitive bids may not be required:***

(a) For contractual services where no competition exists, such as telephone service, electrical energy, and other public utility services;

(b) Where rates are fixed by law or ordinance;

(c) For library books;

(d) For commercial items that are purchased for resale;

(e) For interests in real property;

(f) For visiting speakers, professors, expert witnesses, and performing artists; and

(g) For personal service contracts executed pursuant to Sections 14 through 21 of this Act.

(2) The chief procurement officer, the head of a using agency, or a person authorized in writing as the designee of either officer, may make or authorize others to make emergency procurements when an emergency condition exists.

(3) An emergency condition is a situation which creates a threat or impending threat to public health, welfare or safety such as may arise by reason of fires, floods, tornadoes, other natural or man-caused disasters, epidemics, riots, enemy attack, sabotage, explosion, power failure, energy shortages, transportation emergencies, equipment failures, state or federal legislative mandates or similar events. The existence of the emergency condition creates an immediate and serious need for services, construction, or items of tangible personal property that cannot be met through normal procurement methods and the lack of which would seriously threaten the functioning of government, the preservation or protection of property, or the health or safety of any person.

(4) The Finance and Administration Cabinet may negotiate directly for the purchase of contractual services, supplies, materials, or equipment in bona fide emergencies regardless of estimated costs. The existence of the emergency shall be fully explained, in writing, by the head of the agency for which the purchase is to be made. The explanation shall be approved by the secretary of the Finance and Administration Cabinet and shall include the name of the vendor receiving the contract along with any other price quotations, and a written determination for selection of the vendor receiving the contract. This information shall be filed with the record of all such purchases and made available to the public. Where practical, standard specifications shall be followed in making emergency purchases. In any event, every effort should be made to effect a competitively established price for purchases made by the state.

Section 5. KRS 45A.100 is amended to read as follows:

(1) Procurements, not to exceed an aggregate amount of ten thousand dollars ($10,000) ***per project*** for construction, five thousand dollars ($5,000) for equipment replacement parts purchased by the Transportation Cabinet, and one thousand dollars ($1,000) for all other purchases by state governmental bodies other than institutions of higher education, the Department of Parks, ***the Cabinet for Human Resources,*** the Transportation Cabinet and the Finance and Administration Cabinet, may be made in accordance with small purchase regulations promulgated by the secretary of the Finance and Administration Cabinet. ***Procurements not to exceed an aggregate amount of ten thousand dollars ($10,000) per project for construction, five thousand dollars ($5,000) for food, and three thousand dollars ($3,000) for purchases of commodities by the Cabinet for Human Resources may be made in accordance with small purchase regulations promulgated by the secretary of the Finance and Administration Cabinet.*** Procurements not to exceed an aggregate amount of ten thousand dollars ($10,000) ***per project*** for construction and purchases of five thousand dollars ($5,000) by state institutions of higher education, [~~the Department of Parks,~~] the Transportation Cabinet and the Finance and Administration Cabinet may be made in accordance with small purchase regulations promulgated by the secretary of the Finance and Administration Cabinet. ***Procurements not to exceed an aggregate amount of fifteen thousand dollars ($15,000) per project for construction, seven thousand five hundred dollars ($7,500) per project for commodities or services for construction or maintenance projects performed pursuant to KRS 56.491(5) or KRS 148.026, and five thousand dollars ($5,000) for all other purchases by the Department of Parks may be made in accordance with small purchase regulations promulgated by the secretary of the Finance and Administration Cabinet.***

(2) Procurement requirements shall not be artificially divided so as to constitute a small purchase under this section. At least every two (2) years, the secretary shall review the prevailing costs of labor and materials and may make recommendations to the next Regular Session of the General Assembly for the revision of the then current maximum small purchase amount as justified by intervening changes in the cost of labor and materials.

(3) The secretary of the Finance and Administration Cabinet may grant to any state agency with a justifiable need the delegated authority to purchase specific items whose costs frequently exceed the agency's small purchase limit provided in KRS 45A.100(1). The amount of the delegated authority shall not exceed the small purchase limit set for the Finance and Administration Cabinet in KRS 45A.100(1).

SECTION 6. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

Purchases of less than fifty dollars ($50), at the discretion of the Finance and Administration Cabinet, may be made on the open market by cash payment from petty cash accounts set aside for that purpose. The Finance and Administration Cabinet shall determine the amount of the petty cash account of each state agency, and inspect the petty cash accounts at least once each year to ensure that the total, plus amount of receipts for the unreplenished disbursements, is equal to the fixed sum of cash set aside. The Finance and Administration Cabinet shall make all necessary rules and regulations governing use and replenishment of petty cash funds. An agency shall not split or parcel purchases over a period of time to evade the provisions of this section or applicable regulations. If purchases are so split or parceled, the agency head is liable for the amount authorized to be expended. In the case of a shortage in a petty cash account, the agency head is liable for the amount of the shortage.

SECTION 7. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

(1) Subject to the provisions of this Code, any budget unit may establish one (1) or more imprest cash funds when provided for by appropriation or when authorized by the Finance and Administration Cabinet for the purpose of making disbursements requiring prompt cash outlay, and to carry out the provisions of this code. The State Treasurer, upon warrants of the Finance and Administration Cabinet based upon a requisition from the head of the budget unit, shall pay to the head of such budget unit the amount necessary to establish such a fund.

(2) A custodian shall be designated by the head of the budget unit and, after appropriate instruction and testing, certified by the Finance and Administration Cabinet as qualified to administer the fund. The custodian shall file with the Finance and Administration Cabinet a schedule of the disbursements from the fund as often as may be necessary to replenish the fund and at least once each month. The schedule of disbursements shall be accompanied by appropriate vouchers and statements of indebtedness therefor approved by the head of the budget unit, and by a certificate as to the condition of the fund. The amount of the total of the approved voucher shall be paid to the custodian of the fund on the warrant of the Finance and Administration Cabinet, and the amount shall be devoted to reimbursement of the fund. Any question relative to the amount to be allowed in any imprest cash fund, the expenditure thereof, the accounting thereof, and the repayment thereof to the State Treasurer, shall be determined by the Finance and Administration Cabinet.

(3) The agency head shall be responsible for expenditures authorized from such funds, and the custodian shall be responsible for administration of the fund. Each agency head and custodian shall be separately bonded in the amount by which the total authorization for the fund exceeds the state blanket bond for such officials.

(4) A post audit of each imprest fund shall be conducted as required by KRS 43.050.

(5) Each imprest fund shall lapse with the appropriation on which it is based but may be reestablished by appropriation for the next ensuing year or when authorized by the Finance and Administration Cabinet.

(6) If work not subject to the provisions of the law for competitive bidding is done on public projects by the state through the use of its own personnel or facilities in whole or in part, the budget unit having such work performed may, when authorized by the Finance and Administration Cabinet, establish an imprest cash fund for the purpose of defraying the expenses of the proposed project. This fund shall not exceed at any time an amount equal to twenty-five percent (25%) of the anticipated total cost of the project.

SECTION 8. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

The Finance and Administration Cabinet may, for satisfactory reason consistent with its responsibility to attempt in every practical way to insure that state agencies are acquiring their real needs at the lowest possible cost or to the best advantage of the state, waive any requirements of this Code in instances where purchases are made by the Commonwealth of Kentucky or any agency thereof from the federal government or any agency thereof or from any other state government or any agency thereof.

SECTION 9. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

(1) "Agency" means any office, department, bureau or other institution in Kentucky state government which awards contracts for purchase of property, goods or services;

(2) "Cabinet" means the Finance and Administration Cabinet;

(3) "Small or small minority business set aside" means a purchase or contract request for which bids are to be invited and accepted only from small or small minority businesses by the cabinet;

(4) "Small or small minority business" shall be defined by the administrative regulations promulgated by the cabinet.

SECTION 10. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

The cabinet may promulgate administrative regulations defining standards regarding classifications and definitions of small or small minority businesses as they relate to Sections 10 through 13 of this Act. These regulations may be adjusted as needed by the secretary of the Finance and Administration Cabinet in order to insure proper classification of small or small minority businesses.

SECTION 11. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

(1) The cabinet shall designate as small or small minority business set aside state contracts of goods,

equipment, construction or services requested to be purchased by or for any agency whenever there is a reasonable expectation that bids can be obtained from at least three (3) small or small minority businesses capable of furnishing the desired property or services at a fair and reasonable price. Such designation should be made prior to the advertisement for bids, and the advertisement shall indicate this invitation as a small or small minority business set aside.

(2) When an item has been designated as a small or small minority business set aside, invitations for bids shall be confined to small or small minority businesses and bids from other bidders may be rejected.

(3) The cabinet shall award contracts to the lowest and best responsible bidder meeting specifications.

SECTION 12. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

If less than three (3) small or small minority businesses are considered capable of meeting the specifications and terms of the invitations for bids, or if the cabinet determines that the lowest and best bid results in an unreasonable price, the agency shall reject all bids and withdraw the designation of small or small minority business set aside. Notification of reasons for rejection shall be given to bidders. The cabinet may then seek additional bids without reference to the small or small minority business designation.

SECTION 13. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

The provisions of Sections 9 through 13 of this Act may be cited as the Kentucky Small or Small Minority Business Purchasing Act.

SECTION 14. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

(1) As used in Sections 14 through 21 of this Act:

(a) "Contracting body" means each state board, bureau, commission, department, division, authority, university, college, officer, or other entity, except the legislature, authorized by law to contract for personal services;

(b) "Governmental emergency" means an unforeseen event or set of circumstances which creates an emergency condition as defined in KRS 45A.095(3);

(c) "Subcommittee" means the Personal Service Contract Review Subcommittee of the Legislative Research Commission; and

(d) "Personal service contract" means an agreement whereby an individual, firm, partnership or corporation is to perform certain duties, professional or otherwise, for a specified period of time for a price agreed upon which is exempt from competitive bidding pursuant to KRS 45A.095. This definition does not apply to:

1. Agreements between the Department of Parks and a performing artist or artists for less than five thousand dollars ($5,000) per fiscal year per artist or artists;

2. Agreements with public utilities, foster care parents, medicaid providers, individuals performing homemaker services, and transit authorities;

3. Agreements between a state agency and a state college or university, an area development district, a community action agency, a mental health/mental retardation board, another state agency, and a political subdivision;

4. Agreements between state universities and employers of students in the Commonwealth work study program sponsored by the Kentucky Higher Education Assistance Authority; and

5. Agreements between a state agency and rural concentrated employment programs.

(2) Compliance with the provisions of Sections 14 through 21 of this Act does not dispense with the requirements of any other law necessary to make the personal service contract valid.

SECTION 15. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

(1) No one shall begin work on a personal service contract made by any contracting body except as provided in subsection (8) of this section, until after three (3) copies of the personal service contract are filed with the Legislative Research Commission. Each service contract shall have a cancellation clause not to exceed thirty (30) days notice to the contractee.

(2) Each copy of a proposed personal service contract submitted to the Legislative Research Commission shall be accompanied by documentation of:

(a) The need for such service; and

(b) The unavailability of state personnel or the non-feasibility of utilizing state personnel to perform such service.

(3) Adequate notice of the need for such services shall be given by the contracting body through a request for proposals. The request for proposals shall describe the services required, list the type of information and data required of each offeror, and state the relative importance of particular qualifications.

(4) The head of the contracting body or a designee of such officer may conduct discussions with any offeror who has submitted a proposal to determine the offeror's qualifications for further consideration. Discussions shall not disclose any information derived from proposals submitted by other offerors.

(5) Award shall be made to the offeror determined by the head of the contracting body, or a designee of such officer, to be the best qualified of all offerors based on the evaluation factors set forth in the request for proposals, and the negotiation of fair and reasonable compensation. If compensation cannot be agreed upon with the best qualified offeror and if proposals were submitted by one (1) or more other offerors determined to be qualified, negotiations may be conducted with such other offeror or offerors, in the order of their respective qualification ranking. In this case the contract may be awarded to the next best ranked offeror for a fair and reasonable compensation. All determinations of the qualification rankings of offerors by the head of the contracting body or a designee of such officer based on evaluation factors set forth in the request for proposals shall be made in writing. Written documentation shall be maintained concerning the final results of negotiation with each vendor and reasoning as to why each vendor was chosen.

(6) The Legislative Research Commission shall cause to be endorsed on the copies of each personal service contract submitted the time and date of the filing thereof and shall maintain a file of such personal service contracts for public inspection, with suitable indexes.

(7) Payment on contracts submitted to the subcommittee shall not be made before completion of the review procedure provided for in Section 17 of this Act unless the secretary of the Finance and Administration Cabinet determines that the time involved with the normal review procedure would be detrimental to the state's ability to act or to procure services. Payment shall not be made until written notification and explanation of the reasons for this action are forwarded to the subcommittee along with the personal service contract for which emergency payment is deemed necessary.

(8) In the event of a governmental emergency, work may begin prior to filing three (3) copies of the personal service contract with the Legislative Research Commission providing that the normal process will not accommodate the emergency.

(9) If an emergency exists and work is authorized to begin immediately, three (3) copies of a statement, approved by the secretary of the Finance and Administration Cabinet, setting forth in detail the nature of the emergency shall be filed with the three (3) copies of the personal service contract.

SECTION 16. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

(1) Personal service contracts on which the estimated cost does not exceed one thousand dollars ($1,000) shall be exempt from review by the subcommittee pursuant to KRS 45A.100. Personal service contracts of one thousand dollars ($1,000) or less shall be filed with the subcommittee prior to their effective date pursuant to Section 15 of this Act for informational purposes. The subcommittee shall periodically examine the informational copies of personal service contracts of less than one thousand dollars ($1,000) and payment of less than one thousand dollars ($1,000) for personal services and may request agency participation in discussions relative to their contracts or payments.

(2) All amendments to personal service contracts covered by subsection (1) of this section shall be filed with the subcommittee prior to their effective dates. If a personal service contract of less than one thousand dollars ($1,000) is amended to the extent the amended total of the contract exceeds one thousand dollars ($1,000) per calendar year, the amended contract shall be placed on the agenda for the subcommittee's review.

SECTION 17. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created a permanent subcommittee of the Legislative Research Commission to be known as the Personal Service Contract Review Subcommittee. The subcommittee shall be composed of seven (7) members which shall include members of the minority party as nearly proportioned to their membership in the General Assembly as mathematically possible. The Legislative Research Commission shall appoint the members of the subcommittee from the membership of the General Assembly for terms of two (2) years, and the members so appointed shall elect one (1) of their number to serve as chairman. Any vacancy which may occur in the membership of the subcommittee shall be filled by the Legislative Research Commission at its next regularly scheduled meeting after the occurrence of the vacancy.

(2) The subcommittee shall meet monthly at such time and place as the chairman may determine. The members of the subcommittee shall be compensated for attending meetings, as provided in KRS 7.090(3).

(3) Any professional, clerical or other employees required by the subcommittee shall be provided in accordance with the provisions of KRS 7.090(4) and (5).

(4) All copies of proposed personal service contracts received by the Legislative Research Commission shall be submitted to the subcommittee to:

(a) Examine the stated need for the contract service;

(b) Examine whether the service could or should be performed by state personnel; and

(c) Examine the cost and duration of the contract. If the subcommittee believes that the contract service, other than an emergency contract approved by the Governor, is not needed, the service could and should be performed by state personnel, the cost is excessive, or the duration is excessive, the subcommittee shall attach a written notation of the reasons for its disapproval or objection to the personal service contract and shall return the personal service contract to the secretary of the Finance and Administration Cabinet. The subcommittee shall give notice of such disapproval or objection to the director of the Legislative Research Commission. The subcommittee shall act on a personal service contract submitted to the Legislative Research Commission within forty-five (45) days of the submission of the personal service contract.

(5) Upon receipt of the subcommittee's disapproval or objection to a personal service contract, the secretary of the Finance and Administration Cabinet shall determine whether a personal service contract:

(a) Shall be revised to comply with the objections of the subcommittee;

(b) Shall be cancelled if disapproved by the subcommittee; or

(c) Shall remain effective as originally approved by the Finance and Administration Cabinet.

(6) The secretary of the Finance and Administration Cabinet shall notify the subcommittee of the action taken on personal service contracts referred to the Finance and Administration Cabinet by the subcommittee within thirty (30) days from the date the contracts were reviewed by the subcommittee.

(7) The subcommittee shall report monthly to the Legislative Research Commission all actions taken on personal service contracts by the secretary of the Finance and Administration Cabinet and the subcommittee.

SECTION 18. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

(1) No contracting body shall enter into any personal service contract for advertising, promotional or public relations services unless the Department of the Arts, through the commissioner, has been informed in writing of the specific requirements relating to such services and has declined in writing to provide the proposed services or has failed to respond to the contracting body's written request for such services within thirty (30) days after receipt of the request. The contracting body shall furnish the commissioner a comprehensive statement of, and be available as necessary for consultation about, the scope and nature of the proposed advertising, promotional or public relations services.

(2) The commissioner shall review each proposed personal service contract to determine whether the required services are available within state government at the same or less cost, whether the provisions of the proposed contract will provide the required services, and whether the individual or agency proposing the personal service contract has the expertise and resources to provide the services. The commissioner shall forward his determination to the secretary of the Finance and Administration Cabinet and shall recommend any modifications or alterations in the proposed personal service contract.

(3) Each proposed personal service contract for advertising, promotional or public relations services submitted to the Legislative Research Commission or the Finance and Administration Cabinet shall be accompanied by a copy of the correspondence between the contracting body and the Department of the Arts including any advertisements concerning the proposed services from the commissioner to the contracting body under subsections (1) and (2) of this section.

SECTION 19. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

The Revenue Cabinet shall not enter into any personal service contract for the collection of revenue for the state or for the prosecution of any action or proceeding for the collection of delinquent taxes owed by a resident and the assessment of omitted property owned by a resident.

SECTION 20. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

Agreements with an individual to provide the services of executioner for the Corrections Cabinet shall not be subject to the provisions of Sections 14 through 21 of this Act. The identity of an individual performing the services of executioner shall remain confidential and shall not be considered as public record for the purposes of KRS 61.870 to 61.884.

SECTION 21. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO READ AS FOLLOWS:

The Legislative Research Commission shall review and comment on the manner and form in which the documentation to accompany the proposed personal service contract shall be presented.

Section 22. KRS 45A.990 is amended to read as follows:

(1) ***Any violation of KRS 45A.045 shall be punished by a fine of not more than five thousand dollars ($5,000) or by a prison sentence of not less than one (1) year, nor more than five (5) years, or by both fine and imprisonment in the discretion of the jury.***

(2) Any person who violates any of the provisions of KRS 45A.325 shall be guilty of a felony and shall be punished by a fine of not less than five thousand dollars ($5,000) nor more than ten thousand dollars ($10,000), or be imprisoned not less than one (1) year nor more than five (5) years, or both such fine and imprisonment. Any firm, corporation, or association which violates any of the provisions of KRS 45A.325 shall, upon conviction, be fined not less than ten thousand dollars ($10,000) nor more than twenty thousand dollars ($20,000).

(3)[~~(2)~~] Any person who violates any provisions of KRS 45A.330 to 45A.340, shall be guilty of a Class B misdemeanor, and in addition he shall be adjudged to have forfeited any statutory office or employment which he may hold.

(4) Any willful violation of Sections 14 through 21 of this Act shall be a Class A misdemeanor.

(5)[~~(3)~~] Any person who willfully violates this code shall be punished by a fine of not more than one thousand dollars ($1,000) or by imprisonment for not more than one (1) year, or by both fine and imprisonment in the discretion of the jury.

(6)[~~(4)~~] Any employee or any official of the Commonwealth of Kentucky, elective or appointive, who shall take, receive, or offer to take or receive, either directly or indirectly, any rebate, percentage of contract, money, or other things of value, as an inducement or intended inducement, in the procurement of business, or the giving of business, for, or to, or from, any person, partnership, firm or corporation, offering, bidding for, or in open market seeking to make sales to the Commonwealth of Kentucky, shall be deemed guilty of a felony and upon conviction such person or persons shall be punished by a fine not to exceed five thousand dollars ($5,000) or by imprisonment in the penitentiary for not less than one (1) year nor more than ten (10) years, or both so fined and imprisoned in the discretion of the jury.

(7)[~~(5)~~] Every person, firm, or corporation offering to make, or pay, or give, any rebate, percentage of contract, money or any other thing of value, as an inducement or intended inducement, in the procurement of business, or the giving of business, to any employee or to any official of the Commonwealth, elective or appointive, in his efforts to bid for, or offer for sale, or to seek in the open market, shall be deemed guilty of a felony and shall be punished by a fine not to exceed five thousand dollars ($5,000) or by imprisonment in the penitentiary for not less than one (1) year nor more than ten (10) years, or both so fined and imprisoned in the discretion of the jury.

(8)[~~(6)~~] Criminal penalties for violations of the laws which are in existence on January 1, 1980 shall not be impaired.

(9)[~~(7)~~] This section shall not apply to any officer or employee of a political subdivision, including a school district, nor to the procurement activities of any such political subdivision unless such political subdivision has elected to operate under KRS 45A.345 through 45A.460.

Section 23. KRS 45.990 is amended to read as follows:

(1) Any officer, agent or employee of any budget unit who willfully fails or refuses to comply with any of the provisions of KRS 45.011 to 45.031, 45.121, 45.142, 45.151, 45.242, 45.244, 45.251, 45.253, 45.305, or 45.313, or who expends any money in violation of any of the provisions of those sections, shall be subject to indictment in the Franklin Circuit Court, and upon conviction shall be fined not less than fifty dollars ($50) nor more than five hundred dollars ($500) for each offense.

(2) If any person incurs, or orders or votes for the incurrence of, any obligations in violation of any of the provisions of KRS 45.244, he and his sureties shall be jointly and severally liable therefor.

(3) [~~Any violation of KRS 45.360 shall be punished by a fine of not more than five thousand dollars ($5,000) or by a prison sentence of not less than one (1) year, nor more than five (5) years, or by both fine and imprisonment in the discretion of the jury.~~

~~(4) Any willful violation of KRS 45.700 to 45.720 shall be a Class A misdemeanor.~~

~~(5)~~] Any employee of the Division of Purchases, or any official of the Commonwealth of Kentucky, elective or appointive, who shall take, receive, or offer to take or receive, either directly or indirectly, any rebate, percentage of contract, money, or other things of value, as an inducement or intended inducement in the procurement of business, or the giving of business, including but not limited to personal service contracts, for, or to, or from, any person, partnership, firm or corporation, offering, bidding for, or in open market seeking to make sales to the Commonwealth of Kentucky, shall be deemed guilty of a felony and upon conviction such person or persons shall be punished by a fine not to exceed five thousand dollars ($5,000) or by imprisonment in the penitentiary for not less than one (1) year,' nor more than ten (10) years, or both so fined and imprisoned in the discretion of the jury.

(4)[~~(6)~~] Every person, firm, or corporation offering to make, or pay, or give, any rebate, percentage of contract, money or any other thing of value, as an inducement or intended inducement, in the procurement of business, or the giving of business, including but not limited to personal service contracts, to any employee of the Division of Purchases or to any official of the Commonwealth, elective or appointive, in his efforts to bid for, or offer for sale, or to seek in the open market, shall be deemed guilty of a felony and shall be punished by a fine not to exceed five thousand dollars ($5,000) or by imprisonment in the penitentiary for not less than one (1) year nor more than ten (10) years, or both so fined and imprisoned in the discretion of the jury.

Section 24. KRS 16.070 is amended to read as follows:

(1) The commissioner is the head and chief executive officer of the department. He shall provide for himself and each officer of the department, under the provisions of KRS ***45A.045 to Section 6 of this Act*** [~~45.360 to 45.410~~], such uniforms, equipment and facilities, including motor vehicles, necessary to the performance of his or their respective duties, but all uniforms, equipment and facilities, including motor vehicles, shall remain the property of the Commonwealth. The commissioner may sell through the Finance and Administration Cabinet, under the provisions of KRS ***45A.045 to Section 6 of this Act*** [~~45.360 to 45.410~~], such uniforms, equipment and facilities, including motor vehicles, as become unfit for use, and all moneys received therefrom shall be paid into the State Treasury and credited to a revolving fund to be used by the department.

(2) The commissioner shall keep an inventory and shall charge against each officer the value of all property of the department issued to him, and if it is determined by the commissioner that any loss or destruction of property was due to the carelessness or neglect of an officer, then the value of the property shall be deducted from the pay of the officer.

(3) By agreement with the commissioner of highways of the Commonwealth, the commissioner of the Department of State Police may provide for the leasing of motor vehicles and accessories thereto, radio facilities and equipment, office equipment and other property or facilities, upon such terms and conditions and for such compensation as said agreement may provide. The commissioner of highways and the commissioner of Department of State Police may further provide, by agreement, for the service and repair at any state garage of motor vehicles or accessories thereto which are owned, operated or rented by the department, upon such terms and conditions and for such compensation as said agreement may provide. Subject to KRS Chapter 42, the department is authorized, by lease or purchase, to acquire, maintain and operate motor vehicles, and the officers of said department, including the commissioner, are authorized and empowered to operate such motor vehicles in the course of their duties, and in carrying out the purposes, responsibilities and functions provided for in KRS 16.010 to 16.170.

(4) The commissioner shall establish local headquarters so as to best distribute the officers and employees of the department throughout the various sections of the Commonwealth where they will be most efficient in carrying out the provisions of KRS 16.010 to 16.170.

Section 25. KRS 18A.115 is amended to read as follows:

(1) The classified service to which KRS 18A.005 to 18A.200 shall apply shall comprise all positions in the state service now existing or hereafter established, except the following:

(a) The General Assembly and employees of the General Assembly including the employees of the Legislative Research Commission;

(b) Officers elected by popular vote and persons appointed to fill vacancies in elective offices;

(c) Members of boards and commissions;

(d) Officers and employee on the staff of the Governor, the Lieutenant Governor, the office of the secretary of the Governor's cabinet, and the office of program administration;

(e) Cabinet secretaries, commissioners, office heads, and the administrative heads of all boards and commissions, including the executive director of Kentucky Educational Television;

(f) Employees of Kentucky Educational Television who have been determined to be exempt from classified service by the Kentucky Authority for Educational Television, which shall have sole authority over such exempt employees for employment, dismissal and setting of compensation, up to the maximum established for the executive director and his principal assistants;

(g) One (1) principal assistant or deputy for each person exempted under subsection (1)(e) of this section;

(h) One (1) additional principal assistant or deputy as may be necessary for making and carrying out policy for each person exempted under subsection (1)(e) of this section in those instances in which the nature of the functions, size or complexity of the unit involved are such that the commissioner approves such an addition on petition of the relevant cabinet secretary or department head and such other principal assistants, deputies, or other major assistants as may be necessary for making and carrying out policy for each person exempted under subsection (1)(e) of this section in those instances in which the nature of the functions, size or complexity of the unit involved are such that the board may approve such an addition or additions on petition of the department head approved by the commissioner;

(i) Division directors subject to the provisions of KRS 18A.170. Division directors in the classified service as of January 1, 1980, shall remain in the classified service;

(j) Physicians employed as such;

(k) One (1) private secretary for each person exempted under subsection (1)(e), (g) and (h) of this section;

(l) The judicial department, referees, receivers, jurors, and notaries public;

(m) Officers and members of the staffs of state universities and colleges and student employees of such institutions; officers and employees of the teachers' retirement system; and officers, teachers, and employees of local boards of education;

(n) Patients or inmates employed in state institutions;

(o) Persons employed in a professional or scientific capacity to make or conduct a temporary or special inquiry, investigation, or examination on behalf of the General Assembly, or a committee thereof, or by authority of the Governor, and persons employed by state agencies for a specified, limited period to provide professional, technical, scientific, or artistic services under the provisions of ***Sections 14 through 21 of this Act*** [~~KRS 45.700 to 45.720~~];

(p) Seasonal, temporary, and emergency employees;

(q) Federally funded time-limited employees;

(r) Officers and members of the state militia;

(s) State police troopers and sworn officers in the Department of State Police, Justice Cabinet;

(t) University or college engineering students or other students employed part-time or part-year by the state through special personnel recruitment programs; provided that while so employed such aides shall be under contract to work full-time for the state after graduation for a period of time approved by the commissioner or shall be participants in a cooperative education program approved by the commissioner;

(u) Superintendents of state mental institutions, including heads of mental retardation centers, and penal and correctional institutions as referred to in KRS 196.180(2);

(v) Staff members of the Kentucky Historical Society, if they are hired in accordance with KRS 171.311;

(w) County and Commonwealth's attorneys and their respective appointees;

(x) Chief district engineers and the state highway engineer.

(2) Nothing in KRS 18A.005 to 18A.200 is intended, or shall be construed, to alter or amend the provisions of KRS 150.022 and 150.061.

(3) Nothing herein is intended or shall be construed to affect any nonmanagement, nonpolicy-making position which must be included in the classified service as a prerequisite to the grant of federal funds to a state agency.

(4) Career employees within the classified service promoted to positions exempted from classified service shall, upon termination of their employment in the exempted service, revert to a position in that class in the agency from which they were terminated if a vacancy in that class exists. If no such vacancy exists, they shall be considered for employment in any vacant position for which they were qualified pursuant to KRS 18A.130 and 18A.135.

(5) Nothing herein shall be construed as precluding appointing officers from filling unclassified positions in the manner in which positions in the classified service are filled except as otherwise provided herein.

Section 26. KRS 27A.210 is amended to read as follows:

(1) The following books and records shall be maintained by the state law library:

(a) All copies of volumes 1 to 77 of the Kentucky reports;

(b) Twenty-five (25) copies each of volumes 78 to 314 of the Kentucky reports;

(c) Two (2) sets of all future publications of the journals and nine (9) sets of the acts of the General Assembly; and

(d) Two (2) sets of the official Kentucky statute publications.

(2) The state law librarian shall arrange with the proper official of each state of the United States and of the United States and its territories for the exchanges of the statutes and the acts of the legislatures of each state and of congress. When an exchange is agreed upon, the state law librarian shall send to such officer one (1) copy of the acts of the General Assembly and one set of statutes as soon as they are ready for distribution.

(3) Copies of acts, statutes and other materials required to be kept by the state law librarian and to be made available for exchange shall be furnished to the state law librarian, without charge, by the agency or official responsible for the distribution of same.

(4) The state law librarian may arrange for the distribution or disposal of materials held by the state law library upon concurrence of the administrative assistant to the chief justice responsible for law library operations.

(5) The state law librarian may acquire, by purchase, exchange, donation, or otherwise, such books and other materials as he deems suitable for the holdings of the state law library.

(6) The state law librarian may, with the concurrence of the administrative assistant to the chief justice responsible for law library operations, sell such surplus books in the state law library as have a market value, collect the funds received therefor, and deposit them in the "state law library surplus books fund," which is hereby created in the State Treasury. The "state law library surplus books fund" shall not lapse. The state law librarian may reinvest such funds in other books and materials that he deems suitable for the holdings of the state law library. The provisions of KRS ***45A.045(4)*** [~~45.360(7)~~] concerning the powers and duties of the Finance and Administration Cabinet shall not apply to sales made by the state law librarian hereunder.

(7) The state law librarian may, with the concurrence of the administrative assistant to the chief justice responsible for law library operations, offer and provide technical and other assistance to county law libraries and to other publicly funded law libraries.

(8) The state law librarian may, upon the request of a county law library or other publicly funded law library and with the concurrence of the administrative assistant to the chief justice responsible for law library operations, purchase books, supplies, or other materials for such library. The funds used for such purposes shall be those of the county law library or other publicly funded law library.

(9) The state law librarian shall issue, with the concurrence of the administrative assistant to the chief justice responsible for law library operations, regulations for the operation, management, and lending policy of the state law library.

Section 27. KRS 36.086 is amended to read as follows:

(1) The Department of Military Affairs may establish an installation management fund account in a local bank for each national guard armory notwithstanding KRS 41.070 and ***Section 7 of this Act*** [~~45.420~~].

Funds derived from the use of the buildings and grounds by local civic and other nonmilitary organizations for receptions, meetings and other events shall be deposited in the account.

(2) The adjutant general shall determine the maximum authorized balance in each armory's local installation management fund account. The adjutant general or his designated representative shall review at least annually each installation management fund account. If the account balance is excessive, the surplus funds shall be withdrawn from the installation management fund account for deposit in the appropriate Department of Military Affairs trust and agency fund account.

(3) The local installation management fund account shall be used for miscellaneous maintenance and repairs and other services and equipment expenses associated with routine armory operations. Any expense in excess of fifty dollars ($50) shall have approval from the adjutant general or his designated representative.

(4) The adjutant general shall provide an annual report to the Legislative Research Commission and the secretary of the Finance and Administration Cabinet which identifies the receipts and expenditures of the installation management fund accounts. This report shall be transmitted to the Legislative Research Commission and the secretary of the Finance and Administration Cabinet within sixty (60) days after the close of each fiscal year. In addition, the adjutant general shall also provide information to the Legislative Research Commission and the secretary of the Finance and Administration Cabinet during the preparation of the biennial budget relating to the receipts, expenditures and balances of these accounts.

Section 28. KRS 45A.300 is amended to read as follows:

(1) Any public purchasing unit may either participate in, sponsor, conduct, or administer a cooperative purchasing agreement for the acquisition of any supplies, services, or construction with any other public purchasing unit or foreign purchasing activity, in accordance with an agreement entered into between the participants. Such cooperative purchasing may include, but is not limited to, joint contracts between public purchasing units and access by local public purchasing units to open-ended state public purchasing unit contracts.

(2) Nothing in this code shall limit any public purchasing unit from selling to, acquiring from, or using any property belonging to another public purchasing unit or foreign purchasing activity independent of the requirements of KRS 45A.070 to 45A.165 [~~and KRS 45.360(7)~~].

(3) Nothing in this code shall limit or restrict any public purchasing unit from entering into an agreement, independent of the requirements of KRS 45A.070 to 45A.165 and KRS 45.360(7), with any other public purchasing unit or foreign purchasing activity for the cooperative use of supplies or services.

(4) Any public purchasing unit may enter into an agreement for the joint or common use of warehousing facilities or the lease or common use of capital equipment or facilities with any other public purchasing unit or a foreign purchasing activity subject to such terms as may be agreed upon between the parties.

Section 29. KRS 45A.340 is amended to read as follows:

(1) No officer or employee of the General Assembly, or officer or employee of an agency as defined in KRS 45A.335, shall knowingly receive or agree to receive, directly or indirectly, compensation for any services to be rendered, either by himself or another, in negotiations with the state or an agency for the purchase by the state or an agency of an interest in real property. This section shall not apply to appearances before any court, except that negotiations shall be prohibited as aforesaid at any time.

(2) No officer or employee of an agency or member of a state board or commission, may be in any manner interested, either directly or indirectly, in his own name or in the name of any other person, association, trust, or corporation, in any contract for the performance of any work in the making or letting or administration of which such officer or employee may be called upon to act or vote. No such officer or employee may represent, either as agent or otherwise, any person, association, trust or corporation, with respect to any application or bid for any contract or work in regard to which such officer or employee may be called upon to act or vote. Nor may any such officer or employee take, solicit or receive, either directly or indirectly, any money or other thing of value as a gift or bribe or means of influencing his vote or action in his official character. Any contract made and procured in violation hereof is void. For the purposes of this section the holding of less than five percent (5%) of the stock of a corporation is not considered an interest.

(3) No officer or employee of the General Assembly or officer or employee of any agency shall, for compensation, appear before an agency as an expert witness.

(4) No officer or employee of the General Assembly, or officer or employee of any agency, shall act as officer or agent for the Commonwealth or any agency in the transaction of any business with himself, or with any corporation, company, association or firm in which he or his spouse has any interest greater than five percent (5%) of the total value thereof.

(5) No officer or employee of an agency or appointee shall knowingly himself or by his partners or through any corporation which he controls or in which he owns or controls more than ten percent (10%) of the stock, or by any other person for his use or benefit or on his account, undertake, execute, hold or enjoy, in whole or in part, any contract, agreement, sale or purchase of the value of twenty-five dollars ($25) or more, made, entered into, awarded or granted by any agency, unless said contract, agreement, sale or purchase was made or let after public notice and competitive bidding.

(6) No officer, employee or appointee of an agency, including persons who serve without salary or other payment for their services, shall knowingly receive or agree to receive, directly or indirectly, compensation for any services rendered or to be rendered, either by himself or another, in any cause, proceeding, application or other matter which is before said agency or before the department of state government in which said agency functions.

(7) No member of a board of trustees or regents shall have an interest in any contract with a state university unless such contract shall have been subjected to competitive bidding in compliance with KRS Chapter 45***A***, unless such trustee or regent shall have been the lowest bidder and unless such trustee or regent shall have first notified in writing the remaining members of the board, and to the newspaper having the largest circulation in the county in which the state university is located, of his intention to bid on such contract.

Section 30. KRS 45A.465 is amended to read as follows:

As used in KRS 45A.470 the words:

(1) "Other severely handicapped individuals" means an individual or class of individuals with a physical, emotional, or mental disability, other than blindness, that constitutes an obstacle to new or continued normal employment.

(2) "Products" means programs, books, tapes, records, processes, packaging, modification, supplies, food, clothing, materials, commodities, equipment of all kinds, and any other article of commerce originally manufactured or assembled or purchased for resale by a qualified nonprofit agency.

(3) "Qualified nonprofit agency for the severely handicapped" means an organization that:

(a) Is organized and operated in the interest of severely handicapped individuals; and

(b) Complies with any applicable occupational health and safety law of the United States and the Commonwealth; and

(c) In the manufacture or provision of products or services listed or purchased under KRS 45A.470, during the fiscal year employs severely handicapped individuals for not less than seventy-five percent (75%) of the man hours of direct labor required for the manufacture or provision of the products or services; and

(d) Is registered and in good standing as a nonprofit organization with the Secretary of State.

(4) "Services" means contractual services; rental services of all kinds; professional, technical or artistic services; and other personal performance of work by officers, employees or beneficiaries of a nonprofit agency.

(5) "State agency" means those spending agencies subject to the state purchasing requirements of ***this Code*** [~~KRS 45.360 to 45.990~~] and any regulations promulgated pursuant thereto.

Section 31. KRS 56.463 is amended to read as follows:

The cabinet shall have the power and duty:

(1) To determine the comparative needs and demands of the various state agencies for acquiring real estate and for building projects;

(2) To purchase or otherwise acquire all real property determined to be needed for state use and upon the approval of the secretary of the Finance and Administration Cabinet as to the determination of need and as to the action of purchase or other acquisition, except as provided in KRS Chapters 175, 176, 177, and 180. All such acquisitions of real property or interests therein shall be made in accordance with KRS ***45A.045*** [~~45.360~~];

(3) To sell or otherwise dispose of all property, including any interest in real property, of the state that is not needed or has become unsuitable for public use or would be more suitable consistent with the public interest for some other use as determined by the secretary of the Finance and Administration Cabinet. All such sales or other disposition shall be made in accordance with KRS ***45A.045*** [~~45.360~~];

(4) (a) To control the use of any real property owned or otherwise held by the Commonwealth, or any state agency, and to determine for what periods of time and for what purposes any state agency may use the same, including the agency for whose use it was initially acquired or improved, and to determine what appropriate uses shall be made of such real property during periods that the cabinet finds the same is not required for the purposes of any particular state agency. The cabinet shall allocate to the General Assembly and the Legislative Research Commission the amount of space within the new state capitol annex, including but not limited to space in the east basement portion adjacent to the parking garage, not exceeding a total of forty-seven thousand and seventy-two (47,072) square feet, as the General Assembly or Legislative Research Commission may request. The forty-seven thousand and seventy-two (47,072) square feet shall consist of space now occupied by the General Assembly and the Legislative Research Commission; the approximately six hundred (600) square foot storage room known as Room B-2 located in the northeast section of the basement; the approximately eight hundred and fifty (850) square foot room known as the mail room located adjacent to the legislative offices in the southeast section of the basement; the approximately six thousand seven hundred (6,700) square foot space now occupied by the Division of Engineering located in the northeast section of the first floor and the approximately three thousand and seventy-two (3,072) square foot space now occupied by the Division of Contracting and Administration and the Auditor of Public Accounts in the south central section of the first floor; and

(b) To determine the housing and furnishings needs of the various state agencies located in Frankfort and to establish and put into effect a permanent program for housing them. Subject to paragraph (a) of this subsection, the cabinet is also authorized and directed to allocate office space and furnishings in existing public buildings located in Frankfort, exclusive of the third and fourth floors of the new state capitol, according to the needs of the various agencies and when necessary to provide additional office space and furnishings in Frankfort under any building program the cabinet deems most advisable and economical for the state. The permanent housing program shall include provisions for housing the General Assembly and its related agencies, including the Legislative Research Commission, and its subcommittees, the executive offices, the Supreme Court and the clerk of the Supreme Court, the Department of Law and the law library, in the new state capitol, provided the General Assembly and the Legislative Research Commission shall have complete control and exclusive use of the third and fourth floors of the new state capitol and shall have exclusive use of the space in the new state capitol annex allocated to them under paragraph (a) of this subsection. If there be any additional space in the capitol, it shall be assigned to agencies whose activities are most closely related to the agencies directed to be located permanently in the capitol;

(5) To acquire, by condemnation in the manner provided in the Eminent Domain Act of Kentucky, any real estate necessary for use by the state or by any state agency, when the cabinet is unable to agree with the owner thereof on a price for such real estate;

(6) To lease any real property, or any interest in such real property, owned by the state or any agency thereof, in accordance with KRS ***45A.045*** [~~45.360~~];

(7) To provide for and adopt such plans and specifications as may be necessary, to advertise for and receive bids for any expenditures proposed to be made, to award contracts for the purpose authorized, to supervise construction and make such changes and revisions in plans and specifications or in construction as may become necessary, and generally to do any and all other things as may become necessary or expedient in order to effectively fulfill and carry out the purposes of this chapter, including the right to employ such clerks, engineers, statisticians, architects or other persons required to be employed in order to fulfill the functions of the Commonwealth relating to state property and buildings provided in KRS 56.450 to 56.550; and

(8) To adopt such rules and regulations as may be necessary to govern the acquisition, control, and disposition of the real property to which this section is applicable.

Section 32. KRS 56.465 is amended to read as follows:

In any case where the real property that is proposed to be sold pursuant to KRS 56.463 is in the custody of a state agency, the cabinet may submit to such agency a general description of the intended use of the land, along with such detailed information as the agency may require, but the finding of the cabinet on the question of selling and conveying the real property shall be final. Disposition shall be made in accordance with KRS ***45A.045*** [~~45.360~~].

Section 33. KRS 56.470 is amended to read as follows:

No state agency shall acquire any real property without first meeting the approval of the cabinet. The cabinet may approve, modify or disapprove the proposed acquisition of real estate, and the finding of the cabinet shall be final, except in cases where the issuance and sale of bonds is proposed, in which cases the cabinet shall submit its findings to the commission for approval, modification or disapproval. If a proposed acquisition of real property is approved as provided in this section, either in whole or in part, the cabinet shall make the acquisition. Acquisition shall be made in accordance with KRS ***45A.045*** [~~45.360~~].

Section 34. KRS 56.491 is amended to read as follows:

(1) No state agency shall have power or authority to make plans and specifications, advertise for bids, let contracts or incur any financing commitments, either in the way of a charge against public funds or in the way of negotiations for issuance of revenue bonds, for any capital construction projects involving the improvement of lands or the construction, alteration, reconstruction, or major repair of any building or other structure, or sewage disposal or water supply system, requiring the expenditure of more than one hundred thousand dollars ($100,000) without first securing the approval of the Finance and Administration Cabinet.

(2) The state agency seeking such approval shall submit to the Finance and Administration Cabinet a general description of the proposed project, with such detailed information as the cabinet may require. Review of construction plans for conformance with the uniform state building code shall be conducted by the Department of Housing, Buildings and Construction. The Finance and Administration Cabinet shall not approve any such project requiring its approval in any instance where it finds that the project is not needed, or that the proposed method of financing is not sound, or in cases where the project will exceed the amount of the funds available therefor, or the work contemplated will be insufficient to accomplish the purpose of the project, or that after providing for the ordinary recurring expenses of government and debt service and for payments under existing allotments for extraordinary expenses and capital outlay, cash will not be available in the State Treasury to promptly pay for the work during the biennium, or except as provided in subsection (5) of this section that the work is to be done by employees of the agency.

(3) The finding of the Finance and Administration Cabinet shall be final, except in cases where the issuance and sale of bonds is proposed, in which cases the cabinet shall submit its findings to the commission for final approval, modification, or disapproval.

(4) Any capital construction project, the total cost of completion of which the Finance and Administration Cabinet determines will exceed one hundred thousand dollars ($100,000), shall be contracted for on a competitive bid basis, and the execution of such contracts must be approved and authorized by the cabinet. When a capital construction project has been approved as provided in this section, in whole or in part, the cabinet shall prepare the plans and specifications, advertise for bids, award the contracts, supervise the construction and handle the financial negotiations on behalf of the requesting state agency, or with prior written approval, the cabinet may authorize a state agency to do so with delegated authority of the cabinet.

(5) A capital construction project, the total cost of completion of which the Finance and Administration Cabinet determines will not exceed one hundred thousand dollars ($100,000), may be performed by the employees of the requesting agency or by individuals hired specifically for the project who shall be exempt from the requirements of KRS Chapter 18A; provided, however, that the project must be approved and authorized by the cabinet. Necessary materials and supplies shall be procured in accordance with the standard purchasing procedures and policies of the cabinet as defined in KRS Chapter 45***A***.

(6) This section does not apply to capital outlays to the Department of Highways for roads and bridges.

(7) This section shall not apply to capital outlays by the Corrections Cabinet for repair, maintenance, improvement, or expansion of present correctional facilities on which projects inmates are used. Any capital construction project to be performed by the corrections cabinet shall be approved and authorized by the Finance and Administration Cabinet.

Section 35. KRS 56.500 is amended to read as follows:

No state agency, except as provided in this chapter, shall have power or authority:

(1) To acquire by purchase, lease, condemnation or other means, any real property, including any interest in real property, except as provided by this chapter and KRS ***45A.045*** [~~45.360~~];

(2) To lease, sell or convey any real property, including any interest in real property, belonging to the state or to any state agency, except as provided by this chapter and KRS ***45A.045*** [~~45.360~~].

Section 36. KRS 57.051 is amended to read as follows:

The specifications for all printing, binding, and paper shall be governed by the provisions of KRS Chapter 45***A***.

Section 37. KRS 57.061 is amended to read as follows:

The solicitation and advertisement for bids concerning state printing needs shall be governed by the provisions of KRS Chapter 45***A***, any other provisions of the laws of the Commonwealth to the contrary notwithstanding.

Section 38. KRS 57.111 is amended to read as follows:

(1) The purchase of paper and other printing supplies shall be governed by the provisions of KRS Chapter 45***A***.

(2) Paper supplies for the first and second-class printing contracts with the Commonwealth of Kentucky and its agencies shall be furnished by the printer.

(3) Each bill for paper or stationery furnished by the Commonwealth or work done by any contractor under KRS 57.011 to 57.151 shall be in itemized form so that it can be readily compared with the contract. Other particulars relative to such bills may be required by the Finance and Administration Cabinet. Each bill presented to the Finance and Administration Cabinet shall be carefully examined and compared with the vouchers and orders relating to it. The cabinet shall correct any error found in the bill, and shall notify the contractor of any such corrections. After the bill has been examined, and necessary corrections made thereon, the Finance and Administration Cabinet shall indorse it, and draw a warrant upon the Treasurer in favor of the contractor for the amount due.

Section 39. KRS 61.645 is amended to read as follows:

(1) The County Employees Retirement System, Kentucky Employees Retirement System and State Police Retirement System shall be administered by the board of trustees of the Kentucky Retirement Systems composed of nine (9) members, who shall be selected as follows:

(a) The commissioner of personnel shall serve as trustee for as long as he occupies the position of commissioner under KRS 18A.015, except as provided under subsections (5) and (6) of this section;

(b) Two (2) trustees, who must be members or retired from the County Employees Retirement System, elected by the members and retired members of the County Employees Retirement System;

(c) One (1) trustee, who must be a member or retired from the State Police Retirement System, elected by the members and retired members of the State Police Retirement System;

(d) Two (2) trustees, who must be members or retired from the Kentucky Employees Retirement System, elected by the members and retired members of the Kentucky Employees Retirement System; and

(e) Three (3) trustees, appointed by the Governor of the Commonwealth.

(2) The board is hereby granted the powers and privileges of a corporation including, but not limited to the following powers:

(a) To sue and be sued in its corporate name;

(b) To make bylaws not inconsistent with the law;

(c) To conduct the business and promote the purposes for which it was formed;

(d) To contract for investment counseling, actuarial, auditing and other professional services as its statutory purpose may require without limitations of KRS ***45A.045*** [~~45.360~~];

(e) To purchase fiduciary liability insurance;

(f) To acquire, hold, sell, dispose of, pledge, lease or mortgage any such property as its purpose may require, notwithstanding the limitations of KRS Chapters 45***, 45A*** and 56; and

(g) The board shall reimburse any trustee or officer for any legal expense resulting from a civil action arising out of the performance of his official duties.

(3) (a) Notwithstanding the provisions of subsection (1) of this section, each trustee shall serve a term of four (4) years or until his successor is duly qualified except as otherwise provided in this section;

(b) The trustee to be elected by the members of the County Employees Retirement System who replaces the Attorney General on the board shall have an initial term expiring on March 31, 1977, and nominations for this position and the election process shall take place within ninety (90) days after March 26, 1974, with the Attorney General serving until such elected member has been duly qualified and administered the oath of office;

(c) The term of office of the trustee elected by the membership of the Kentucky Employees Retirement System which now expires on December 10, 1975, shall be succeeded by a term expiring on March 31, 1978.

(4) (a) The trustees selected by the membership of each of the various retirement systems shall be elected by ballot. For each trustee to be elected, the board shall nominate not less than six (6) months before a term of office of a trustee is due to expire at least three (3) constitutionally eligible individuals;

(b) Individuals may be nominated by the retirement system members which are to elect the trustee by presenting to the general manager not less than four (4) months before a term of office of a trustee is due to expire, a petition, bearing the name, social security number, and signature of no less than one-tenth (1/10) of the number voting in the last election by said retirement system members;

(c) Within three (3) months of the nominations made in accordance with paragraphs (a) and (b) of this subsection, the general manager shall cause to be prepared an official ballot. The ballot shall carry the name, address, and position title of each individual nominated by the board and by petition. Provisions shall also be made for write-in votes;

(d) The ballots shall be distributed to the eligible voters by mail to their last known residence address;

(e) The ballots shall be addressed to the tabulating committee in care of a predetermined box number at the United States Post Office, Frankfort, Kentucky. Access to this post office box shall be limited to the tabulating committee consisting of three (3) discreet persons appointed by the general manager to count the ballots and tabulate the votes. The individual receiving a plurality of votes shall be declared elected;

(f) The eligible voter shall cast his ballot by checking a square opposite the name of the candidate of his choice. He shall record his social security number, sign, and mail the ballot at least thirty (30) days prior to the date the term to be filled is due to expire. The latest mailing date shall be printed on the ballot;

(g) The tabulating committee shall report in writing the outcome to the chairman of the board of trustees. Cost of an election shall be payable from the funds of the system for which the trustee is elected.

(5) Any vacancy which may occur in an appointed position shall be filled in the same manner which provides for the selection of the particular trustee, and any vacancy which may occur in an elected position shall be filled by appointment by a majority vote of the remaining trustees, and should the commissioner of personnel resign his position as trustee, it shall be filled by appointment made by the Governor; however, any vacancy shall be filled only for the duration of the unexpired term.

(6) Membership on the board of trustees shall not be incompatible with any other office unless a constitutional incompatibility exists. No trustee may serve in more than one (1) position as trustee on the board and should a trustee be in more than one (1) position as trustee on the board, he is hereby permitted a choice of resigning any position. No trustee shall be subject to removal from office except upon conviction of a felony or of a misdemeanor involving moral turpitude.

(7) Trustees who do not otherwise receive a salary from the State Treasury shall receive a per diem of sixty dollars ($60) for each day they are in session or on official duty, and they shall be reimbursed for their actual and necessary expenses in accordance with normal state administrative regulations and standards.

(8) The board shall meet at least once in each quarter of the year and may meet in special session upon the call of the chairman or the general manager. It shall elect a chairman and a vice-chairman. A majority of the trustees shall constitute a quorum and all actions taken by the board shall be by affirmative vote of a majority of the trustees present.

(9) The board shall:

(a) Appoint or contract for the services of a general manager and fix his compensation without limitation by the provisions of KRS Chapter 18A and KRS 64.640. The general manager shall be the chief administrative officer of the board;

(b) Authorize the general manager to appoint such employees as he deems necessary. Appointees deemed to be in a policy making position shall be unclassified and their salaries shall be determined by the board. Other appointees shall be subject to the personnel classification system and salaries shall be subject to the commissioner of personnel;

(c) Require the general manager and such employees as it thinks proper to execute bonds for the faithful performance of their duties notwithstanding the limitations of KRS Chapter 62;

(d) Establish a system of accounting; and

(e) Do all things, take all actions and make all administrative regulations, not inconsistent with the provisions of KRS 61.515 to 61.705, 16.510 to 16.652 and 78.520 to 78.852, that it deems necessary or proper in order to carry out the provisions of KRS 61.515 to 61.705, 16.510 to 16.652 and 78.520 to 78.852. Notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that if any of the provisions of KRS 61.515 to 61.705, 16.510 to 16.652 and 78.520 to 78.852 are in conflict with federal statute or regulation, such provisions shall not be available to the member and the board shall have the authority to adopt alternative administrative regulations that are in conformance with federal statute and regulation.

(10) All employees of said board shall serve during its will and pleasure.

(11) The Attorney General, or an assistant designated by him, may attend each meeting of the board and shall receive the agenda, board minutes and other information distributed to trustees of the board and the Attorney General may act as legal adviser and attorney for the board and the board is hereby authorized to contract for legal services notwithstanding the limitations of KRS Chapter 12.

(12) The board shall prepare and publish an annual financial report showing all receipts, disbursements, assets and liabilities. The annual report shall include a copy of an audit conducted in accordance with generally accepted auditing standards. The board may select an independent certified public accountant or the Auditor of Public Accounts to perform the audit. If the audit is performed by an independent certified public accountant, the Auditor of Public Accounts shall not be required to perform an audit pursuant to KRS 43.050(2)(a), but may perform an audit at his discretion. All proceedings and records of the board shall be open for inspection by the public. The board shall make copies of the audit required by this subsection available for examination by any member, retiree or beneficiary in the office of the general manager of the Kentucky Retirement Systems and in such other places as may be necessary to make the audit available to all members, retirees and beneficiaries. A copy of the annual audit shall be sent to the Legisltive Research Commission no later than ten (10) days after receipt by the board.

(13) All expenses incurred by or on behalf of the board in the administration of the system during a fiscal year shall be paid from the retirement allowance account. The expenses incurred by the board in the administration of the system during any fiscal year shall not exceed two percent (2%) of the total employer and member contributions during such fiscal year.

(14) Any person adversely affected by a decision of the board involving KRS 16.510 to 16.652, 61.515 to 61.705 and 78.520 to 78.852, may appeal the decision of the board to the Franklin Circuit Court within one hundred twenty (120) days of the board action.

(15) (a) A trustee shall discharge his duties as a trustee, including his duties as a member of a committee:

1. In good faith;

2. On an informed basis; and

3. In a manner he honestly believes to be in the best interest of the Kentucky Retirement Systems.

(b) A trustee discharges his duties on an informed basis if, when he makes an inquiry into the business and affairs of the Kentucky Retirement Systems or into a particular action to be taken or decision to be made, he exercises the care an ordinary prudent person in a like position would exercise under similar circumstances.

(c) In discharging his duties, a trustee may rely on information, opinions, reports, or statements, including financial statements and other financial data, if prepared or presented by:

1. One (1) or more officers or employeees of the Kentucky Retirement Systems whom the trustee honestly believes to be reliable and competent in the matters presented;

2. Legal counsel, public accountants, actuaries or other persons as to matters the trustee honestly believes are within the person's professional or expert competence; or

3. A committee of the board of trustees of which he is not a member if the trustee honestly believes the committee merits confidence.

(d) A trustee shall not be considered as acting in good faith if he has knowledge concerning the matter in question that makes reliance otherwise permitted by subsection (c) of this section unwarranted.

(e) Any action taken as a trustee, or any failure to take any action as a trustee, shall not be the basis for monetary damages or injunctive relief unless:

1. The trustee has breached or failed to perform the duties of the trustee's office in compliance with this section; and

2. In the case of an action for monetary damages, the breach or failure to perform constitutes willful misconduct or wanton or reckless disregard for human rights, safety or property.

(f) A person bringing an action for monetary damages under this section shall have the burden of proving by clear and convincing evidence the provisions of paragraphs (e)1. and (e)2. of this section, and the burden of proving that the breach or failure to perform was the legal cause of damages suffered by the Kentucky Retirement Systems.

(g) Nothing in this section shall eliminate or limit the liability of any trustee for any act or omission occurring prior to July 15, 1988.

Section 40. KRS 148.021 is amended to read as follows:

(1) The Department of Parks shall exercise all administrative functions of the state relating to the operation of state parks, shrines, monuments, and museums except those allocated to the historical society.

(2) The department may request acquisition, subject to the provisions of KRS Chapters 42, 45, ***45A,*** 56, and the provisions made in this chapter, of lands by purchase, lease or otherwise, on which to operate state parks.

(3) The department may improve said parks by constructing and equipping improvements or facilities in said parks.

(4) The department may operate said parks, and fix fees and charges for the use of said parks and the improvements and facilities constructed therein, and provide for the collection of said fees and charges and the proper accounting therefor.

(5) The Department of Parks is authorized to enter into any agreement with the breaks interstate park commission for the operation of any facilities in the breaks interstate park.

(6) The Department of Parks is authorized to accept, for deposit in a trust and agency fund account in accordance with KRS 45.253, on behalf of the state any grant or contribution, federal or otherwise, to assist in meeting the cost of carrying out the functions assigned to the Department of Parks.

(7) Notwithstanding any provision in KRS Chapter 41, 45, ***45A,*** or 47 to the contrary, there may be established separate cash funds and depositories at each state park from which immediate payment of refunds may be made to a patron or guest of such state park of any unearned money advanced or paid by such guest or patron. The department may accept from a guest or patron an amount which includes the fee for the service rendered plus a gratuity for the waitress or other designated person and remit the gratuity directly from the depository or cash fund to the designated recipient thereof. Such funds or depositories shall be governed by regulations established by the Department of Parks and approved by the Finance and Administration Cabinet.

Section 41. KRS 149.020 is amended to read as follows:

(1) The Natural Resources and Environmental Protection Cabinet may receive by donation, purchase, or lease lands for forestry purposes, and may convey, exchange or lease said lands and may sell timber or other forest products thereon. In exercising this function the cabinet shall be exempted from any provision of KRS 42.301 or ***45A.045*** [~~45.360~~], except with respect to the purchase, conveyance, exchange or inventory of lands.

(2) No land shall be purchased, leased or received as a donation unless the title thereto is merchantable and has been approved by the Attorney General.

Section 42. KRS 149.050 is amended to read as follows:

(1) The cabinet may lease or rent portions of lands acquired by it to responsible persons, for cultivation and grazing, but in no event shall it lease or rent lands the use of which would be detrimental to the growth of timber or destructive of game or wild animal life. Proceeds resulting from the leasing of such lands shall be deposited into the State Treasury.

(2) The cabinet may, with the consent of the owner of lands leased to it, sublease or rent any of the leased lands in a manner that will not interfere with the growth of timber or the propagation of game and wild animal life. If the lands are subleased or rented under these conditions, the cabinet and the owner shall divide the proceeds arising from the use of the lands, on a fifty-fifty basis, the cabinet's one-half (1/2) shall be deposited into the State Treasury.

(3) In exercising the functions of this section the cabinet shall be exempted from any provision of KRS 42.030 or ***45A.045*** [~~45.360~~].

Section 43. KRS 150.021 is amended to read as follows:

(1) The Department of Fish and Wildlife Resources constitutes a department of state government within the meaning of KRS Chapter 12. The department consists of a commissioner, a fish and wildlife resources commission and the conservation officers and other agents and employees provided for in this chapter. The department shall enforce the laws and regulations adopted under this chapter relating to wildlife and shall exercise all powers necessarily incident thereto.

(2) Any powers conferred by this chapter upon the Department of Fish and Wildlife Resources, the fish and wildlife resources commission, or the commissioner of the Department of Fish and Wildlife Resources shall be exercised subject to the provisions of KRS Chapters 42, 45, ***45A***, 56 and 64, which chapters in all respects are controlling.

Section 44. KRS 151.720 is amended to read as follows:

The Kentucky River Authority is authorized and empowered, subject to KRS 151.700 and 151.710(1), to:

(1) Construct, reconstruct, provide for the major maintenance, or repair the locks and dams on the Kentucky River and all real and personal property pertaining thereto, as well as maintain the channel;

(2) Acquire by purchase, exercise of the rights of eminent domain, grant, gift, devise or otherwise, the fee simple title to or any acceptable lesser interest in any real or personal property and by lease or other conveyance, contract for the right to use and occupy any real or personal property selected in the discretion of the authority as constituting necessary, desirable, or acceptable sites to fulfill its statutory authority and power;

(3) Lease its real or personal property to other state agencies, political subdivisions of the Commonwealth, corporations, partnerships, associations, foundations, or persons as the authority deems necessary to carry out the purposes of this section;

(4) Sell or otherwise dispose of its real or personal property in accordance with KRS 56.463 and ***45A.045*** [~~45.360~~];

(5) Issue revenue bonds, in accordance with KRS 151.730, payable from fees collected from all facilities using water from the Kentucky River or its tributaries, except those facilities using water primarily for agricultural purposes. Facilities charged such a fee may pass on all or any part of the fee;

(6) Contract for services with other state agencies, political subdivisions of the Commonwealth, corporations, partnerships, associations, foundations, or persons to perform its duties;

(7) Issue administrative regulations providing for clean water; and

(8) Exercise all other powers necessary to perform its public purpose.

Section 45. KRS 154A.060 is amended to read as follows:

(1) The corporation shall conduct and administer lottery games which will result in maximization of revenues to the Commonwealth of Kentucky while at the same time provide entertainment to its citizens. It shall be the duty of the corporation, its employees and the members of the board to provide for the effective operation of lottery games which insure the integrity of the lottery and maintain the dignity of the Commonwealth and the general welfare of its citizens. The corporation, in pursuit of the attainment of the objectives and the purposes of this chapter, may:

(a) Sue and be sued in its corporate name;

(b) Adopt a corporate seal and a symbol;

(c) Hold copyrights, trademarks, and service marks and enforce its rights with respect thereto;

(d) Appoint agents upon which process may be served;

(e) Enter into written agreements with one (1) or more other states for the operation, marketing and promotion of a joint lottery or joint lottery games;

(f) Acquire real property and make improvements thereon. Such acquisitions shall be reported to the Capital Projects and Bond Oversight Committee for its review and determination in accordance with KRS 45.750 to 45.810; and

(g) Make, execute and effectuate any and all agreements or contracts including:

1. Contracts for the purchase of such goods and services as are necessary for the operation and promotion of the state lottery, provided that proposed purchases of major items of equipment estimated to cost fifty thousand dollars ($50,000) or more shall be reported to the Capital Projects and Bond Oversight Committee for its review and determination in accordance with the provisions of KRS 45.750 to 45.810, and contracts for personal service shall be reviewed in accordance with ***Sections 14 through 21 of this Act*** [~~KRS 45.700 to 45.720~~]; however, the corporation shall not be required to include purchases of equipment in the executive branch budget recommendations and the draft budget resolution submitted to each Regular Session of the General Assembly pursuant to KRS 48.130.

2. Contracts to incur debt in its own name and enter into financing agreements with the Commonwealth, its own agencies, or with a commercial bank, excluding the authority to issue bonds.

(2) The corporation shall:

(a) Supervise and administer the lottery in accordance with the provisions of this chapter and the administrative regulations adopted by the board;

(b) Submit monthly and annual reports to the Governor, the President Pro Tempore of the Senate, and the Speaker of the House of Representatives containing financial statements which include, but are not limited to, disclosure of gross revenues, expenses, and net proceeds for the period;

(c) Adopt by administrative regulation a system of continuous internal audits;

(d) Maintain weekly or more frequent records of lottery transactions, including distribution of tickets to lottery retailers, revenues received, claims for prizes, prizes paid, and all other financial transactions of the corporation; and

(e) Adopt by administrative regulation a code of ethics for officers and employees of the corporation to carry out the standards of conduct established by the provisions of this chapter.

Section 46. KRS 154A.070 is amended to read as follows:

(1) The president, as chief executive officer of the corporation, shall direct and supervise all administrative and technical activities in accordance with the provisions of this chapter and with the administrative regulations adopted by the board. It shall be his duty to:

(a) Supervise and administer the operation of the lottery games;

(b) Employ and direct such personnel as may be necessary to carry out the purposes of this chapter and utilize such services, personnel or facilities of the corporation as he may deem necessary. He may employ by personal service contract pursuant to ***Sections 14 through 21 of this Act*** [~~KRS 45.700 to 45.720~~] and compensate such consultants and technical assistants as may be required to carry out the provisions of this chapter. The president may, by agreement, secure information and services as he may deem necessary from any department, agency, or unit of state government, and shall compensate such department, agency or unit of state government for its services. Such agencies, departments or units of state government shall cooperate with the corporation and provide such information and services as may be required by the corporation to assure the integrity of the lottery and the effective operation of the lottery games;

(c) Contract in accordance with the administrative regulations of the corporation with persons to sell lottery tickets at retail. The president shall require a bond or bank letter of credit from lottery retailers in such amount as provided by KRS 154A.410 or by administrative regulations issued by the board;

(d) Make available for inspection by the board or any member of the board, upon request, all books, records, files, and other information and documents of his office and to advise the board and recommend such administrative regulations and other matters he deems necessary and advisable to improve the operation and administration of the lottery;

(e) Enter into any contract pursuant to KRS Chapters 45 and 45A and KRS 154A.120 with any person, firm or corporation for the promotion and any operation of the lottery, or for the performance of any of the functions as provided in this chapter or administrative regulations adopted by the board;

(f) Attend meetings of the board or appoint a designee to attend on his behalf; and

(g) On the first day of the Regular Session of the General Assembly in 1990 and biennially thereafter, submit the proposed biennial budget of the corporation to the Appropriations and Revenue Committee of the House of Representatives for review and comment. The budget shall be submitted to the Director of the Legislative Research Commission within five (5) days of adoption by the board for distribution to the Appropriations and Revenue Committee of the House of Representatives for review.

(2) The president, with the approval of the board, may amend or modify the budget at any time in any manner deemed necessary for the proper operation of the corporation; however, each change shall be reported in writing to the board and to the Director of the Legislative Research Commission, who shall transmit a copy of the change to the Appropriations and Revenue Committee of the House of Representatives.

(3) Following his confirmation, and during his entire term of office, the president shall reside in Kentucky.

(4) The president, and the board, may conduct an ongoing study of the operation and administration of lotteries in other states or countries, of available literature on the subject, of federal laws and regulations which may affect the operation of the lottery and of the reaction of citizens of this state to existing or proposed features of lottery games, with a view toward implementing improvements that will tend to serve the purposes of this chapter.

(5) The president also may:

(a) Require bond from corporate employees with access to corporate funds or lottery funds, in such an amount as provided in the administrative regulations of the board. The president may also require bond from other employees as he deems necessary; and

(b) For good cause, suspend, revoke or refuse to renew any contract entered into in accordance with the provisions of this chapter or the administrative regulations of the board.

Section 47. KRS 154A.120 is amended to read as follows:

(1) The corporation shall enter into its contracts after competitive negotiation, bidding or other procedure authorized pursuant to KRS ***Chapter*** [~~Chapters 45 and~~] 45A, or the corporation shall adopt administrative regulations pursuant to KRS Chapter 13A which are consistent with KRS ***Chapter*** [~~Chapters 45 and~~] 45A providing procurement procedures for any class of procurement, including authority to negotiate a reduced price. Such procedures shall be designed to allow the selection of proposals that provide the greatest long term benefit to the state, the greatest integrity for the corporation, and the best service and products, for the public.

(2) In its bidding and negotiation processes the corporation may do its own bidding and procurement, or may utilize the services of the Finance and Administration Cabinet, or a combination thereof. The president of the corporation may, in lieu of the secretary of finance, declare an emergency for purchasing purposes.

Section 48. KRS 156.253 is amended to read as follows:

(1) The Superintendent of Public Instruction may enter into agreement to train workers for new manufacturing jobs in new or expanding industries characterized by one (1) or more of the following criteria: a high average skill, a high average wage, rapid national growth, or jobs feasible and desirable for location in rural regions. Such agreements shall be subject to review and approval by the State Board for Vocational-Technical, Adult Education and Vocational Rehabilitation Services at its next regularly scheduled meeting and shall not be subject to the requirements of KRS ***45A.045*** [~~45.360~~] and ***Sections 14 through 21 of this Act*** [~~45.700 to 45.720~~] when awarded on the basis of a detailed training plan approved by the Superintendent of Public Instruction. Reimbursement to the industry shall be made upon submission of documents validating actual training expenditure not to exceed the amount approved by the training plan.

(2) The Superintendent of Public Instruction may approve authorization for the Department of Education to enter into agreement with industries whereby the industry may be reimbursed directly for the following services:

(a) The cost of instructors' salaries when the instructor is an employee of the industry to be served;

(b) Cost of only those supplies, materials, and equipment used exclusively in the training program; and

(c) Cost of leasing a training facility should a vocational education school or the industrial plant not be available.

Section 49. KRS 164.270 is amended to read as follows:

Whenever any real estate held by the Commonwealth for the use or benefit of the University or the Kentucky agricultural experiment station is, in the opinion of the board of trustees of the University, no longer necessary for the purpose of the University or more suitable for some other use consistent with the interests of the University, the board of trustees may, with the approval of the Governor, sell or otherwise dispose of such real estate. Such disposition shall be made in accordance with KRS ***45A.045*** [~~45.360~~]. This section does not authorize the sale of any real estate situated in the city of Lexington within the area bounded by Winslow Street or Euclid Avenue on the north, Rose Street on the east, Graham Avenue, Graham Avenue extended, and Washington Avenue on the south, and Limestone Street on the west.

Section 50. KRS 164A.575 is amended to read as follows:

(1) The governing boards of each institution may elect to purchase interest in real property, contractual services, rentals of all types, supplies, materials, equipment, printing, and services, except that competitive bids may not be required for:

(a) Contractual services where no competition exists, such as telephone service, electrical energy, and other public utility services;

(b) Food, clothing, equipment, supplies, or other materials to be used in laboratory and experimental studies;

(c) Instructional materials available from only one (1) source;

(d) Where rates are fixed by law or ordinance;

(e) Library books;

(f) Commercial items that are purchased for resale;

(g) Professional, technical, scientific or artistic services, but contracts shall be submitted in accordance with ***Sections 14 through 21 of this Act*** [~~KRS 45.700 and 45.720~~];

(h) All other commodities, equipment and services which, in the reasonable discretion of the board, are available from only one (1) source; and

(i) Interests in real property.

(2) Nothing in this section shall deprive the boards from negotiating with vendors who maintain a general service administration price agreement with the United States of America or any agency thereof, provided, however, that no contract executed under this provision shall authorize a price higher than is contained in the contract between general service administration and the vendor affected.

(3) The governing board shall require the institution to take and maintain inventories of plant and equipment.

(4) The governing board shall establish procedures to identify items of common general usage among all departments to foster volume purchasing. It shall establish and enforce schedules for purchasing supplies, materials, and equipment.

(5) The governing board shall have power to salvage, to exchange, and to condemn supplies, equipment, and real property.

(6) Upon the approval of the secretary of ***the*** Finance and Administration Cabinet, the governing board may purchase or otherwise acquire all real property determined to be needed for the institution's use. The amount paid shall not exceed the appraised value as determined by a qualified appraiser or the value set by the eminent domain procedure.

(7) The governing board shall sell or otherwise dispose of all real or personal property of the institution which is not needed or has become unsuitable for public use, or would be more suitable consistent with the public interest for some other use, as determined by the board. The determination of the board shall be set forth in an order, and shall be reached only after review of a written request by the institution desiring to dispose of the property. Such request shall describe the property and state the reasons why the institution believes disposal should be effected. All instruments required by law to be recorded which convey any interest in any such real property so disposed of shall be executed and signed by the appropriate officer of the board. Unless the board deems it in the best interest of the institution to proceed otherwise, all such real or personal property shall be sold either by invitation of sealed bids or by public auction, provided, however, that the selling price of any interest in real property shall not be less than the appraised value thereof as determined by the Finance and Administration Cabinet or the Transportation Cabinet for such requirements of that department.

(8) Real property or any interest therein may, subject to the provisions of KRS Chapter 45A, be purchased, leased, or otherwise acquired from any officer or employee of any board of the institution, based upon a written application by the grantor or leasor approved by the board, that the employee has not either himself or through any other person influenced or attempted to influence either the board requesting the purchase of the property. In any case in which such an acquisition is consummated, the said request and finding shall be recorded and kept by the Secretary of State along with the other documents recorded pursuant to the provisions of KRS Chapter 56.

(9) For capital construction projects, the bidding may be on a total design-bid basis, a package system commonly referred to as "turnkey," or construction management, whichever in the judgment of the board offers the lowest real cost to the taxpayer. Bids shall be reviewed by the institution's engineering staff to assure quality and value, and compliance with bid procedures. All specifications shall be written to promote competition.

(10) The governing board shall attempt in every practicable way to insure the institution's supplying its real needs at the lowest possible cost. To accomplish this the board may enter into cooperative agreements with other public or private institutions of education or health care.

(11) The governing board shall have control and supervision over all purchases of energy consuming equipment, supplies and related equipment purchased or acquired by the institution, and shall designate by regulation the manner in which an energy consuming item will be purchased so as to promote energy conservation and acquisition of energy efficient products.

(12) The governing board may negotiate directly for the purchase of contractual services, supplies, materials, or equipment in bona fide emergencies regardless of estimated costs. The existence of the emergency must be fully explained, in writing, by the vice president responsible for business affairs and such explanation must be approved by the university president. The letter and approval shall be filed with the record of all such purchases. Where practical, standard specifications shall be followed in making emergency purchases. A good faith effort shall be made to effect a competitively established price for emergency purchases.

Section 51. KRS 164A.605 is amended to read as follows:

Subject to the provisions of KRS 45.750 to 45.800 and KRS 56.870 to 56.874, the governing boards may issue, under the provisions of KRS 162.340 to 162.380, consolidated educational building revenue bonds, housing bonds, or bond anticipation notes. The board of the institution shall submit to the State Property and Buildings Commission a request for approval of the project before any financial commitment of any sort may be made in connection therewith, including employment of architects, engineers, fiscal agents or attorneys. Personal service contracts for fiscal agents and bond counsel shall be subject to ***Sections 14 through 21 of this Act*** [~~KRS 45.700 to 45.720~~] and architects and engineers shall be selected as provided in KRS 164A.590. After approval by the commission, the governing board shall appoint fiscal agents, bond counsel and architects and engineers as may be required to make plans and specifications or financial arrangements for the project. The date of sale on such issues shall be coordinated with the Finance Administration Cabinet to avoid a conflict with other state bond issues.

Section 52. KRS 167.015 is amended to read as follows:

The Kentucky School for the Blind at Louisville, Kentucky and the Kentucky School for the Deaf at Danville, Kentucky, shall be managed and controlled by the State Board for Elementary and Secondary Education. The board shall have possession and the responsibility and authority for preservation, repair and control of the buildings and grounds belonging to the state and dedicated to the schools. The board may, except as provided in KRS ***45A.045*** [~~45.360~~], sell any property held for the use and benefit of the schools, and purchase other property deemed by the board to be suitably and conveniently located, and erect buildings necessary for carrying out the purposes of the schools. The board may adopt rules and regulations to carry into effect its powers with respect to the schools, and may require from the superintendent of the schools any reports and information it desires as to the condition of the schools.

Section 53. KRS 168.100 is amended to read as follows:

The authority shall have no power of taxation, nor is it vested with the police power of the Commonwealth, except insofar as the exercise of the power of eminent domain may be deemed a part thereof. Otherwise, in general terms, it shall have and is hereby given all such constitutional powers as are necessary to its accomplishment of the purpose and implementation of the public policy set forth in KRS 168.010. Without limiting the generality of the foregoing, but only for assurance to parties from time to time transacting business with the authority, and who may demand and be entitled to assurance, the following specific powers are hereby vested in the authority:

(1) To receive and use in the furtherance of its lawful objectives such state funds as may be appropriated or allotted to it from time to time, any funds received for services rendered under contract or from the sale of property owned by it, and contributions, matching funds, gifts, bequests and devises from any source, whether state or federal, and whether public or private; unless the same be tendered subject to one or more conditions which are inconsistent with KRS 168.010 to 168.100, or otherwise unlawful;

(2) To make contracts and agreements whereunder the authority may undertake to provide educational television facilities and related functions and facilities to or for any public body of the state or federal government in furtherance of educational television or in aid of any other public function; provided, however, it shall

be an express provision of every such contract that the authority will not undertake to transmit or relay, and will not permit any other party to transmit or relay, in the use of the authority's television facilities, any subversive matter, any political propaganda, or any image or message in the interests of any political party or candidate for public office; or be used by, or in aid of, any church, sectarian or denominational school; but this proviso is not intended and shall not be construed to be a limitation upon dissemination by the authority of legitimate objective instructional material which is properly related to the study of history or of current events, or which is no more than factually informative, of current issues of government or of various political ideologies;

(3) To produce, prepare, transmit and relay, either from life or by recording on tape or films, educational television programs and related services not inconsistent with the curricula prescribed or approved for the public schools of the Commonwealth by the department or the board;

(4) To purchase or lease from others, or to contract with others for the use of, or the right to transmit or relay similar educational television programs and related services, whenever in the opinion of the authority the same are suitable and cannot be produced as effectively or economically through the use of its own facilities;

(5) To purchase, lease or otherwise acquire, and to operate, television and related facilities deemed by the authority to be necessary in the furtherance of its lawful objectives; and in this connection to acquire property by the exercise of the power of eminent domain, in the manner authorized for the Departmentof Highways by the Eminent Domain Act of Kentucky, whenever the same cannot be purchased, leased, or otherwise acquired at a reasonable price after reasonable negotiations with the owner or owners. In all such matters, the authority shall be subject to the provisions of KRS Chapters 45*A* and 56;

(6) To prescribe standards for receiving instruments which are purchased in the future for use in the public schools, in order that reception of educational television programs and related services may be acceptable and in conformity with the manner of transmission thereof; and to disseminate such standards together with technical information with regard to installations and use of receiving instruments to all of the public school districts, or to such as may request the same;

(7) In its discretion and within the limitation of availability of funds from any sources, to:

(a) Establish a program of matching funds as an inducement to public school districts to purchase and install proper facilities for receiving and utilizing educational television programs and related services, especially in situations where by reason of topographical difficulties of reception, special antennas or other equipment may be required, and/or

(b) If so requested by the boards of education of a sufficient number of public school districts, to purchase through the Finance and Administration Cabinet, subject to the provisions of KRS Chapter 45*A*, receiving instruments on their behalf on a wholesale basis for the purposes of economy, any such purchases to be on a public competitive basis after due advertisement according to law, but restricted to such receiving instruments as meet the standards prescribed by the authority.

Section 54. KRS 171.381 is amended to read as follows:

(1) The Heritage Council shall be dedicated to the preservation and protection of all meaningful vestiges of Kentucky's heritage for succeeding generations, and in pursuit of this dedication it shall engage in and concern itself with worthy projects and other matters related to the conservation and continuing recognition of buildings, structures, sites, and other landmarks associated with the archaeological, cultural, economic, military, natural, political, or social aspects of Kentucky's history.

(2) The duties and functions of the council shall be to:

(a) Review and recommend appropriate projects and programs to insure the proper recognition, preservation, and protection of matters related to Kentucky's heritage, particularly those in the nature of or associated with real property;

(b) Advise, consult, and cooperate generally with state, local, and national officials and agencies to accomplish the purposes to which the council is dedicated, and specifically with the Kentucky Department of Parks and Historical Society in matters of common concern;

(c) Encourage, promote, and coordinate historic preservation programs being conducted in Kentucky by other agencies or groups, public and private; and

(d) Prepare and maintain an inventory or survey of Kentucky's resource of historic buildings, sites, structures, and other landmarks, and list in an official roll those such landmarks which possess statewide or national significance.

(3) The council may:

(a) Accept grants or other funds or property from any available source, public or private;

(b) Employ, with the approval of the Governor, such staff as may be necessary. Any member of such staff shall be entitled to compensation under KRS Chapter 18A, and may be reimbursed for necessary and actual expenses in accordance with the provisions of KRS Chapters 44 and 45;

(c) Enter into such contractual relationships as may be necessary;

(d) Acquire real property, by gift or devise or by purchase pursuant to the provisions of KRS ***45A.045*** [~~45.360~~], and hold the same in the name of the Commonwealth for the use and benefit of the council;

(e) Initiate its own projects of an appropriate nature, and undertake or otherwise engage in joint projects with other agencies or groups, public or private; and

(f) Adopt such rules and regulations as may be necessary and incidental to the performance of the council's duties and functions.

(4) The receipt, control, and expenditure of funds shall be subject to the general provisions of the Kentucky Revised Statutes governing financial administration of all state agencies.

(5) No provision of this section shall be construed as repealing any of the laws of the Commonwealth relating to the preservation, protection, and recognition of historical matters, but shall be held and construed as ancillary and supplemental thereto.

(6) The council shall receive applications, interview and recommend to the Governor three (3) persons as nominees for appointment as the Director of the Heritage Division, Education and Humanities Cabinet. The Director of the Heritage Division shall be the state historic preservation officer.

(7) The responsibilities of the state historic preservation officer shall include:

(a) Development for the state historic preservation program;

(b) Direction of a comprehensive statewide survey of historic properties;

(c) Nomination of historic properties to the national register of historic places;

(d) Cooperation in the development of effective working relationships with federal, state, and local agencies that participate in the management of historic properties and in project planning that may affect historic properties;

(e) Cooperation in the integration of historic preservation planning with all levels of planning;

(f) Cooperation in the development and maintenance of a review procedure for publicly funded, assisted, and licensed undertakings that may affect historic properties within the state;

(g) Participation in the review of federal, federally assisted, and federally licensed undertakings that may affect historic properties included in or eligible for inclusion in the national register under Section 106 of the National Historic Preservation Act and Executive Order 11593;

(h) Assisting federal agencies in fulfilling their historic preservation responsibilities under federal law and regulations;

(i) Liaison with organizations of professional archaeologists, historians, architects, architectural historians, planners, and others concerned with historic preservation;

(j) Development and operation of a program of public information and education concerning the preservation program;

(k) Administration of the grants program within the state; and

(l) Preparation and maintenance of a comprehensive statewide historic preservation plan.

Section 55. KRS 176.410 is amended to read as follows:

(1) Except as provided by KRS 176.400, at the request of citizens or organizations of a county or multi-county region, the Heritage Division shall certify to the Governor the creation of a county or multi-county covered wooden bridge authority for that county or multi-county region.

(2) An authority shall consist of five (5) members to be appointed by the Governor. The members of an authority shall hold office for terms of four (4) years and until their successors are appointed and qualify except that the terms of office of the members first appointed shall be as follows: two (2) members shall be nominated and appointed for two (2) years, and three (3) members shall be nominated and appointed for four (4) years. An authority may elect by majority voice officers deemed necessary by its members. A majority of the members shall constitute a quorum. An authority shall meet at the call of its chairman, but at least twice during each calendar year.

(3) An authority shall be dedicated to the preservation, restoration and maintenance of all covered wooden bridges not open to vehicular traffic in the county or multi-county region for which it is created. The duties and functions of an authority shall be to:

(a) Review, recommend and administer projects and programs to insure the proper preservation, restoration and maintenance of covered wooden bridges in the county or multi-county region for which it is created.

(b) Advise, consult and cooperate with state, local and national officials and agencies, and with the Heritage Division as provided by KRS 176.400 and 176.410, to accomplish the purposes for which the authority is established.

(4) An authority may:

(a) Accept grants or other funds or property from any source, public or private;

(b) Enter into such contractual relationships as may be necessary;

(c) Acquire real property, by gift or devise or by purchase pursuant to the provisions of KRS ***45A.045*** [~~45.360~~], and hold the same in the name of the Commonwealth for the use and benefit of the authority;

(d) Adopt rules and regulations necessary to the performance of its duties and functions.

(5) Members of an authority may be reimbursed in accordance with the provisions of KRS Chapters 44 and 45 for actual and reasonable expenses incurred in the furtherance of the authority's activities.

(6) The receipt, control and expenditure of funds shall be subject to the general provisions of the Kentucky Revised Statutes governing financial administration of state agencies.

(7) Each authority shall develop a program for the preservation, restoration and maintenance of covered wooden bridges in the county or multi-county region for which it was established. It shall select the bridges to be preserved, restored or maintained within a biennium and shall prepare estimates of the cost of preservation, restoration or maintenance within that biennium.

(8) The program developed by an authority shall be submitted to the Heritage Division. Upon approval by the division, the authority shall submit its program as its biennial budget request.

(9) When an appropriation is made to an authority to fund its program for the preservation, restoration and maintenance of covered wooden bridges, title to all covered wooden bridges to be preserved, restored or maintained under its authority shall be transferred to the authority. Preservation, restoration and maintenance of covered wooden bridges shall comply with the program approved by the division and shall be administered by the authority. Each authority is authorized to enter into any agreement or contract necessary to implement an approved and funded program.

(10) There is established the Covered Wooden Bridge Authority for the counties of Bracken, Fleming, Lewis, Mason and Robertson as a pilot project.

Section 56. KRS 224.2203 is amended to read as follows:

(1) There is hereby created the Kentucky Regional Integrated Waste Treatment and Disposal Facility Siting Board consisting of nine (9) permanent members and three (3) temporary members. All members shall be residents of the Commonwealth of Kentucky. The secretary of the Cabinet for Human Resources or his designated representative shall be a permanent member of the board.

(2) The other eight (8) permanent members of the board shall be appointed by the Governor. Except for initial appointments, board members shall be appointed for a term of four (4) years. Of the initial appointments, one (1) shall be appointed for a term of one (1) year, two (2) for a term of two (2) years, two (2) for a term of three (3) years and three (3) for a term of four (4) years. Each of the members appointed by the Governor shall hold office for the term for which he was appointed and until his successor shall have been appointed and taken office in his stead or until he shall resign or be removed in a manner provided by law.

(3) The permanent membership of the board shall be composed of members having the following qualifications:

(a) Two (2) members having a demonstrated experience in hazardous waste management;

(b) Two (2) members from the Kentucky General Assembly;

(c) Two (2) members chosen from the science and engineering faculties of the institutions of higher education in Kentucky;

(d) One (1) member having demonstrated experience in industrial development planning;

(e) One (1) member representative of the general public.

(4) Three (3) temporary members of the board shall be appointed each time that an application for a certificate of environmental safety and public necessity is submitted. The temporary members of the board shall be appointed by the county judge/executive of the county in which a regional integrated waste treatment and disposal demonstration facility is proposed to be located and shall be bona fide residents of the county. The temporary members of the board shall be appointed within thirty (30) days of the declaration of intent required by KRS 224.2205 and 224.2207; however, failure of the appropriate appointing authority to appoint temporary members of the board within thirty (30) days shall not preclude the board from acting upon applications for certificates of environmental safety and public necessity. Temporary members of the board shall have all the rights and privileges of membership on the board while acting upon those applications for certificates for which they were appointed, but shall not participate in the transaction of other business by the board.

(5) The permanent members of the board shall choose from among their membership a chairperson of the board.

(6) Members of the board shall be reimbursed for actual and necessary expenses incurred in the performance of their duties.

(7) Staff services for the board shall be provided to the extent practicable by personnel of the cabinet; however, the board may request and receive the assistance of any state or municipal educational institution, experiment station, laboratory, or other agency and arrange by contract for governmental and non-governmental assistance as necessary in the performance of its duties, including expenses for administrative start-up costs incidental to the organization of the board. Services provided by state and municipal agencies shall be reimbursed at cost.

(8) The cabinet shall not provide legal representation to the board. The board may enter into personal service contracts pursuant to KRS Chapter 45*A* to obtain legal counsel for representation on appeals to Franklin circuit court and in other legal matters.

(9) The board shall meet as necessary for the performance of its duties, upon the call of the chairperson or upon the request of seven (7) members of the board by delivery of written notice of the meeting to each member of the board at least five (5) days prior to the meeting.

(10) Seven (7) members of the board shall constitute a quorum for the transaction of business of the board and all actions by the board shall require the affirmative vote of seven (7) members of the board.

Section 57. KRS 224.876 is amended to read as follows:

(1) The General Assembly declares that it is the purpose of this section to promote the development of statewide programs, under the responsibility of a single agency, which are intended to protect the health of the citizens and the environment of the Commonwealth from present and future threats associated with the management of hazardous wastes, including disposal, treatment, recycling, storage, and transportation. The intent of the General Assembly is to add to and coordinate, and not replace, existing efforts and responsibilities in the areas of hazardous waste management and to leave the primary burden and responsibility for hazardous waste management on private industry; and further to finance assistance and coordination by imposing assessments on the generators of hazardous waste. The assessments are intended to produce a reduction in waste generated; to promote the use of new techniques in recycling, treatment, and alternatives other than land disposal; and to place the burden of financing additional hazardous waste management activities necessarily undertaken by state agencies on the users of those products associated with hazardous waste generation.

(2) The Natural Resources and Environmental Protection Cabinet is given the authority to administer the provisions and programs of this section and the responsibility to achieve the purposes of this section.

(3) In addition to all specific responsibilities contained elsewhere in this chapter, the cabinet shall:

(a) Respond effectively and in a timely manner to emergencies created by the release of hazardous substances as defined in KRS 224.877 into the environment. The cabinet shall provide for adequate containment and removal of the hazardous substances in order that the threat of a release or actual release of the substance may be abated and resultant harm to the environment minimized. The provisions of ***Sections 15 through 21 of this Act*** [~~KRS 45.705 to 45.720~~] may be suspended by the cabinet if necessary to respond to an environmental emergency.

(b) Provide for post-closure monitoring and maintenance of hazardous waste disposal sites upon termination of post-closure monitoring and maintenance responsibilities by persons permitted to operate the facility pursuant to this chapter.

(c) Identify, investigate, classify, contain, or clean up any release, threatened release, or disposal of a hazardous substance where responsible parties are economically or otherwise unavailable to properly address the problem and the problem represents an imminent danger to the health of the citizens and the environment of the Commonwealth.

(4) The cabinet shall have the authority to finance the non-federal share of the cost for clean up of sites under the Comprehensive Environmental Response, Compensation and Liability Act of 1980, (Public Law 96-510).

(5) The cabinet shall recover, when possible, actual and necessary expenditures incurred in carrying out the duties under this section. Any expenditures recovered shall be placed in the hazardous waste management fund.

(6) It is the expressed purpose of this section to accomplish effective hazardous waste management that results in a reduction of the generation of hazardous wastes within the Commonwealth; further, it is a purpose of this chapter to allocate a portion of the cost of administering necessary governmental programs related to hazardous waste management to those industries whose products are reasonably related to the production of hazardous waste.

(7) There is hereby imposed upon every person engaged within this state in the generation of hazardous waste an annual hazardous waste management assessment to be determined pursuant to this section according to the quantity by volume of hazardous waste generated, except that no assessment shall be levied against generators for any quantity of "special wastes" or waste oil. The assessment shall be reported and paid to the Revenue Cabinet on a quarterly basis on or before the twentieth (20th) day of the month after the end of each quarter. The payment shall be accompanied by a report or return in such form as the Revenue Cabinet may prescribe. If a federal law is enacted which accomplishes or purports to accomplish the purposes set forth in this section and which levies an assessment or tax upon any business assessed pursuant to this section, the amount of the assessment to be levied upon said business under this section shall be reduced by the amount of the federal assessment or tax upon said business; provided, however, that the reduction shall only be authorized when funds raised by the federal assessment or tax are made available to the state for any of the activities to be funded under this section. If federal moneys are available to carry out the duties imposed by subsection (3) of this section the assessment shall cease to be levied and collected until such time as federal moneys are no longer available to the Commonwealth for said purposes. The assessment shall be charged against generators of hazardous waste until June 30, 1990, and after such date no further hazardous waste management assessment shall be charged against generators.

(8) The assessment on generators shall be determined according to the following criteria for off-site treatment and disposal; the assessment for onsite treatment and disposal shall be one-half (1/2) of the amount as would be assessed for off-site treatment and disposal, except that onsite waste disposal facilities that incinerate, detoxify, solidify, neutralize or recycle hazardous waste shall be exempt unless the process involves the landfilling of hazardous waste.

(a) When the waste is destined for long-term containment without treatment, the assessment shall be two cents (2) per gallon initially, and shall increase by one cent (1) annually up to five cents (5) per gallon in 1983 and remain at five cents (5) thereafter if the waste is liquid, or two dollars and fifty cents ($2.50) per cubic yard if the waste is solid. Long-term containment includes disposal in a landfill, long-term storage, and other types of disposal specified by the cabinet;

(b) When a waste not suitable for a long-term containment is chemically treated, resulting in a material which is suitable for long-term containment but is still hazardous, the assessment shall be one cent (1) per gallon if the waste is a liquid or one dollar ($1) per cubic yard if the waste is solid;

(c) When the waste is destined for chemical treatment resulting in a material which is not hazardous as determined by testing criteria promulgated by the cabinet, the assessment shall be five mills ($.005) per gallon if the waste is liquid or fifty cents (50) per cubic yard if the waste is solid; and

(d) When the waste is destined for destructive treatment by incineration or other means, the assessment shall be five mills ($.005) per gallon if the waste is liquid or fifty cents (50) per cubic yard if the waste is solid.

(9) Except for waste brought into the state by a company to an affiliated manufacturing facility of the company receiving the waste, any person who transports hazardous waste into the state for land disposal or treatment which is generated outside of the state shall pay an assessment to the hazardous waste facility which first receives the waste for storage, treatment, or land disposal. The assessment rate shall be identical to the rate described in subsection (8)(a) to (d) of this section. The facility shall remit the assessment to the Revenue Cabinet on a quarterly basis on or before the twentieth (20th) day of the month after the end of each quarter. The payment shall be accompanied by a return as the Revenue Cabinet shall prescribe.

(10) If any generator or hazardous waste facility subject to the provisions of subsection (8) or (9) of this section fails or refuses to file a return or furnish any information requested in writing by the cabinet, the Revenue Cabinet may, from any information in its possession, make an estimate and issue an assessment against such generator or hazardous waste facility and add a penalty of ten percent (10%) of the amount of the assessment so determined. This penalty shall be in addition to all other applicable penalties in this chapter.

(11) If any generator or hazardous waste facility subject to the provisions of subsection (8) or (9) of this section fails to make and file a return required by this chapter on or before the due date of the return or the due date as extended by the Revenue Cabinet, then, unless it is shown to the satisfaction of the Revenue Cabinet, that the failure is due to reasonable cause, five percent (5%) of the assessment found to be due by the Revenue Cabinet shall be added to the assessment for each thirty (30) days or fraction thereof elapsing between the due date of the return and the date on which filed, but the total penalty shall not exceed twenty-five percent (25%) of the assessment.

(12) If the assessment imposed by this chapter, whether assessed by the Revenue Cabinet, or the generator, or any installment or portion of the assessment is not paid on or before the date prescribed for its payment, there shall be collected, as a part of the assessment, interest upon the unpaid amount at the rate of eight percent (8%) per annum from the date prescribed for its payment until payment is actually made to the Revenue Cabinet.

(13) There is hereby created within the State Treasury a trust and agency fund which shall not lapse to be known as the hazardous waste management fund. The fund shall be deposited in an interest-bearing account. The Revenue Cabinet shall be responsible for collecting and receiving funds as provided in this section, and all such assessments collected or received by the State Treasury shall be deposited in the hazardous waste management fund. When the State Treasurer certifies to the cabinet that the balance of the hazardous waste management fund exceeds six million dollars ($6,000,000), assessments shall not be collected until the State Treasurer certifies to the Revenue Cabinet that the balance in the hazardous waste management fund is less than three million dollars ($3,000,000).

(14) Upon request of the secretary, moneys accumulated in the hazardous waste management fund shall be released in amounts necessary to accomplish the performance of the duties imposed by subsection (3) of this section. However, moneys from the fund shall not be used when federal moneys are available to carry out said duties except when immediate action is required to protect public health or the environment in which case the cabinet shall actively pursue reimbursement of the fund by any available federal moneys.

(15) If any person, responsible for a release or threatened release of a hazardous substance, fails to take response actions or to make reasonable progress in completing response actions ordered by the cabinet, then the cabinet may bring an action to compel performance or may take appropriate response actions and order the responsible person to reimburse the cabinet for the actual costs incurred by the cabinet.

(16) If disposal activities have occurred at a hazardous waste site, then the cabinet shall record in the office of the county clerk in the county in which a waste site is situated a notice containing a legal description of the property that discloses to any potential transferee that the land was used to dispose hazardous waste and that further information on the hazardous waste site may be obtained from the cabinet.

(17) No person shall affect the integrity of the final cover, liners, or any other components of any containment system after closure of a hazardous waste site on or in which hazardous waste remains without prior written approval of the cabinet.

Section 58. KRS 247.170 is amended to read as follows:

The sum appropriated by the General Assembly for premiums alone shall be paid to the State Fair Board and be disbursed by its agent as a petty cash fund in accordance with the provisions of ***Section 6 of this Act*** [~~KRS 45.410~~].

Section 59. KRS 262.610 is amended to read as follows:

(1) The Soil and Water Conservation Commission as referred to in KRS Chapter 146, subject to the supervision of the commissioner of natural resources, to the restrictions provided in KRS 262.610 to 262.660, and to the requirements of KRS Chapters 42 and 45***A***, is hereby authorized to acquire and to make available, or to assist in acquiring or making available to soil and water conservation districts, heavy or specialized machinery or equipment which an individual district cannot itself economically obtain.

(2) When the commission acquires or makes available to any district the machinery or equipment above referred to, it shall require said district to fully amortize, in the form of rentals, to the Division of Soil and Water Conservation, as referred to in KRS Chapter 146, any amount so expended by the commission for such assistance. The amount and method of amortization for each piece of heavy or specialized machinery or equipment shall be determined by the commission, subject to approval of the commissioner of natural resources, on the basis of a rental to be charged by the district to the user of such machinery or equipment sufficient (a) to fully amortize to the division the capital outlay for the machinery itself over the period of its reasonably anticipated full usefulness; (b) to cover the cost of operation, maintenance and repairs; (c) to pay the usual cost of providing an operator; (d) to compensate the district for the usual costs of transportation from one job to another.

(3) In giving effect to all of the foregoing, the commission shall estimate the amount of time such equipment would ordinarily be idle.

Section 60. KRS 313.350 is amended to read as follows:

(1) All fees imposed and collected under the provisions of KRS 313.040 to 313.470 shall be paid to the secretary-treasurer of the board and shall be deposited in the State Treasury to the credit of a revolving fund for the exclusive use of the board. All disbursements by the board in the transactions of its business and in the enforcement of the provisions of this chapter shall be paid out of such revolving fund as claims against the state in accordance with the provisions of KRS ***Chapters*** [~~Chapter~~] 45 ***and 45A***.

(2) The board may establish a petty cash fund not to exceed one thousand dollars ($1,000) for the purpose of making disbursements requiring prompt cash outlay, and to carry out the provisions of KRS ***45A.045*** [~~45.360~~] applying to the delegation of authority to purchase.

Section 61. KRS 341.125 is amended to read as follows:

(1) It shall be the duty of the secretary to administer this chapter; and he shall have power and authority to make such expenditures, require such reports, make such investigations, and take such other action, not specifically assigned to the Cabinet for Human Resources, as he deems necessary for the proper administration of this chapter.

(2) The secretary is authorized, subject to the provisions of KRS Chapters 12, 42, [~~and~~] 45 ***and 45A***, to appoint, fix the compensation and prescribe duties and powers of such officers and employees as may be necessary in the performance of his duties under this chapter. All positions shall be filled by persons selected and appointed on a nonpartisan merit basis. The secretary shall not employ or pay any person who is an officer or committee member of any political party organization. The secretary may delegate to any such person so appointed such power and authority as he deems reasonable and proper for the effective administration of this chapter.

(3) The salary and expenses of the secretary and his staff shall be considered a proper cost of the administration of this chapter, to be charged to the Unemployment Compensation Administration Fund in that proportion which the cost of such services rendered in the administration of this chapter bears to the overall cost of the services rendered in the administration of the cabinet.

(4) The secretary shall submit to the Governor an annual report covering the administration and operation of this chapter and make such recommendations for amendments to this chapter as he deems proper.

(5) In the administration of this chapter the secretary shall cooperate to the fullest extent possible with any agency of this state or any other state or of the United States and shall take such action, through the adoption of appropriate rules, regulations, administrative methods and standards, as may be necessary to secure for this state and its citizens all the advantages available under the provisions of the Social Security Act, as amended, that relate to unemployment compensation, the Federal Unemployment Tax Act, as amended, the Wagner-Peyser Act, as amended, and the Federal-State Extended Unemployment Compensation Act of 1970.

Section 62. KRS 342.1223 is amended to read as follows:

(1) The Kentucky Workers' Compensation Funding Commission is created as an agency of the

Commonwealth for the public purpose of controlling, investing, and managing the funds collected pursuant to KRS 342.122.

(2) The commission shall:

(a) Hold, administer, invest and reinvest the funds collected pursuant to KRS 342.122 and its other funds separate and apart from all "state funds" or "public funds" as defined in KRS Chapter 446;

(b) Act as a fiduciary, as defined in KRS Chapter 386, in exercising its power over the funds collected pursuant to KRS 342.122, and may invest association funds through one or more banks, trust companies, or other financial institutions with offices in Kentucky in good standing with the Department of Financial Institutions, in investments described in KRS Chapter 386. Provided, however, the commission shall not invest any of the funds collected pursuant to KRS 342.122 in any corporation, company, partnership or other business entity, or any bank, investment service firm or other financial entity which directly or indirectly maintains operations or has financial dealings with the Republic of South Africa;

(c) Report to the General Assembly at each regular session the actuarial soundness and adequacy of the funding mechanism for the special fund and other programs supported by such mechanism, including detailed information on the investment of funds and yields thereon;

(d) Recommend to the General Assembly not later than October 31 of the year prior to each regular legislative session, changes deemed necessary in the level of the assessments imposed in KRS 342.122;

(e) In conjunction with the Labor Cabinet, submit to the General Assembly not later than October 31 of the year prior to each regular legislative session, a proposed budget for the biennium beginning July 1 following the regular session of the General Assembly;

(f) In conjunction with the Labor Cabinet, provide to the Interim Joint Committee on Appropriations and Revenue an annual budget and detailed quarterly financial reports;

(g) Conduct periodic audits independently or in cooperation with the Labor Cabinet or the Revenue Cabinet of all entities subject to the assessments imposed in KRS 342.122; and

(h) Report monthly to the Committee on Appropriations and Revenue its monthly expenditures of restricted agency funds and the nature of such expenditures.

(3) The commission shall have all of the powers necessary or convenient to carry out and effectuate the purposes for which it was established including, but not limited to the power:

(a) To sue and be sued, complain or defend, in its name;

(b) To elect, appoint or hire officers, agents and employees, and define their duties and fix their compensation within the limits of its budget approved by the General Assembly;

(c) To contract for investment counseling, legal, actuarial, auditing, and other professional services in accordance with the provisions relating to personal service contracts contained in KRS Chapter 45A;

(d) To appoint, hire, and contract with banks, trust companies, and other entities to serve as depositories and custodians of its investment receipts and other funds;

(e) To take any and all other actions consistent with the purposes of the commission and the provisions of this chapter.

(4) Notwithstanding the provisions of KRS Chapter 342 to the contrary, the Kentucky workers' compensation funding commission shall utilize the investment expertise and advice of the office for investment and debt management rather than entering into a consulting contract for investment counseling. The fees charged by financial institutions for managing the investments of the funds of the funding commission shall be paid from the investment earnings of such funds.

(5) The commission shall be attached to the Revenue Cabinet for administrative purposes only.

Section 63. KRS 344.520 is amended to read as follows:

The duties and functions of the commission shall be to:

(1) Promote, encourage and provide advisory assistance in the establishment of local volunteer community improvement programs for, and of interest to, women;

(2) Conduct programs, studies, seminars and conferences, and encourage state and local women's business, professional and civic organizations to do likewise, to educate the public to the problems of women;

(3) Consult with and advise the Governor and the agencies, departments, boards and commissions of the state and local and municipal governments on matters pertaining to women;

(4) Cooperate with the federal government and with the governments of other states in programs relating to women; and

(5) Contract from time to time as may be appropriate with experts and consultants who may be utilized as deemed necessary and make other purchases and expenditures, all in accordance with the provisions of KRS Chapter 45***A***, and make such other agreements, subject to the provisions of KRS Chapter 45 ***and 45A***, and perform any acts that may be necessary to carry out the purposes of KRS 344.510 to 344.530.

Section 64. KRS 350.570 is amended to read as follows:

(1) If the cabinet makes a finding of fact pursuant to the abandoned mine lands program that:

(a) Land or water resources have been adversely affected by past coal mining practices; and

(b) The adverse effects are at a stage where, in the public interest, action to restore, reclaim, abate, control, or prevent should be taken; and

(c) The owners of the land or water resources where entry must be made to restore, reclaim, abate, control, or prevent the adverse effects of past coal mining practices are not known or readily available; or

(d) The owners will not give permission for the United States, the Commonwealth, political subdivisions, or their agents, employees, or contractors to enter upon such property to restore, reclaim, abate, control, or prevent the adverse effects of past coal mining practices; then, upon giving notice by mail to the owners if known or if not known, by posting notice upon the premises and advertising once in a newspaper of general circulation in the municipality or county in which the land lies, the cabinet and its authorized representatives, agents, and contractors shall have the right to enter upon the property adversely affected by past coal mining practices, and any other property to have access to such property to do all things necessary or expedient to restore, reclaim, abate, control, or prevent the adverse effects. Such entry shall be construed as an exercise of the police power for the protection of public health, safety, and general welfare and shall not be construed as an act of condemnation of property nor of trespass thereon. The moneys expended for such work and the benefits accruing to any such premises so entered upon shall be chargeable against such land and shall mitigate or offset any claim in or any action brought by any owner of any interest in such premises for any alleged damages by virtue of such entry: provided, however, that this provision is not intended to create new rights of action or eliminate existing immunities.

(2) The cabinet and its authorized representatives, agents, and contractors shall have the right to enter upon any property for the purpose of conducting studies or exploratory work to determine the existence of adverse effects of past coal mining practices and to determine the feasibility of restoration, reclamation, abatement, control, or prevention of such adverse effects. Such entry shall be construed as an exercise of the police power for the protection of public health, safety, and general welfare, and shall not be construed as an act of condemnation of property nor trespass thereon.

(3) The Commonwealth shall have the power to acquire, by purchase, donation, devise, or condemnation, any land which is adversely affected by past coal mining practices if acquisition of such land is necessary for successful reclamation and that:

(a) The acquired land, after restoration, reclamation, abatement, control, or prevention of the adverse effects of past coal mining practices, will serve recreation and historic purposes, conservation and reclamation purposes or provide open space benefits; or

(b) Permanent facilities such as a treatment plant or a relocated stream channel will be constructed on the land for the restoration, reclamation, abatement, control, or prevention of the adverse effects of past coal mining practices; or

(c) Acquisition of coal refuse disposal sites and all coal refuse thereon will serve the purposes of this chapter or that public ownership is desirable to meet emergency situations and prevent recurrences of the adverse effects of past coal mining practices.

(4) Title to all lands acquired pursuant to this section shall be in the name of the Commonwealth. The price paid for the land acquired under this section shall reflect the market value of the land as adversely affected by past coal mining practices. The Commonwealth may exercise the power of eminent domain against such land by filing a condemnation suit under the procedure of the eminent domain act of Kentucky. Provided, that when the Commonwealth acquires land adversely affected by past coal mining practices pursuant to the abandoned mine lands program and when such abandoned mine reclamation fund moneys are less than the purchase price, the Commonwealth shall be authorized to use whatever funds are available pursuant to KRS 350.156(3).

(5) The Natural Resources and Environmental Protection Cabinet may receive any federal, state, or other funds for the purpose of reclaiming lands affected by past coal mining practices, including federal funds made available to it pursuant to title IV of the surface mining control and reclamation act of 1977 (P.L. 95-87). The cabinet may avail itself of any services which may be provided by other state agencies or the federal government, and may compensate them for such services.

(6) The cabinet shall have the power to backfill, grade, revegetate, and perform other acts of restoration and reclamation on lands acquired pursuant to this section. The cabinet may cause the reclamation work to be done by its own employees or by employees of other governmental agencies or soil conservation districts, or through contracts with qualified persons. Such contracts shall be awarded pursuant to regulations promulgated by the cabinet. The cabinet and any other agency and any contractor under a contract with the cabinet shall have the right of access to the land affected to carry out such reclamation.

(7) Where land acquired pursuant to this section is deemed to be suitable for industrial, commercial, residential, or recreational development, the Commonwealth shall have the power to sell such land by public sale under a system of competitive bidding, at not less than fair market value and under such regulations as may be promulgated to insure that such lands are put to proper use consistent with local and state land use plans, if any. The proceeds of any such sale shall be credited to the abandoned mine reclamation fund. The cabinet, when requested after appropriate public notice, shall hold a public hearing, with the appropriate notice, in the county or counties in which lands acquired pursuant to this section are located. The hearings shall be held at a time which shall afford local citizens and governments the maximum opportunity to participate in the decision concerning the use or disposition of the lands after restoration, reclamation, abatement, control, or prevention of the adverse effects of past coal mining practices.

(8) In addition to the authority to acquire and reclaim land for the purposes set forth in subsection (3) of this section, the Commonwealth is given authority to use money in the fund to acquire land by purchase, donation, devise, or condemnation and to reclaim such land and to transfer it to any political subdivision of the Commonwealth or to any person, firm, association, or corporation, if such is an integral and necessary element of an economically feasible plan for a project to construct or rehabilitate housing for persons disabled as the result of employment in the mines or work incidental thereto, persons displaced by acquisition of land pursuant to this section, persons dislocated as the result of adverse effects of coal mining practices which constitute an emergency as provided in KRS 350.585, or persons dislocated as the result of natural disasters or catastrophic failures from any cause, or any related commercial, industrial, agricultural, recreational, or governmental use of facilities. Such activities shall be accomplished under such terms and conditions as the Commonwealth shall require, which may include transfers of land with or without monetary consideration. Provided, that to the extent that the consideration is below the fair market value of the land transferred, no portion of the difference between the fair market value and the consideration shall accrue as a profit to such persons, firm, association, or corporation. No part of the funds provided under the abandoned mine reclamation fund may be used to pay the actual construction costs of housing.

(9) All acquisitions and disposals of land or any interests therein pursuant to the authority granted by this section shall be governed by the applicable provisions of KRS Chapters 45***A*** and 56.

Section 65. KRS 350.710 is amended to read as follows:

The bond pool commission shall:

(1) Review, in accordance with the applicable administrative regulations of the cabinet, all applications for membership in the bond pool and assign a rating to each applicant for membership. The commission shall deny membership to any applicant who fails to satisfy the eligibility criteria set forth in KRS 350.720;

(2) Review all applications by bond pool members and recommendations by the bond pool administrator for revision of an assigned rating. Such review shall include evaluation of the bond pool member's performance of reclamation requirements as set forth in this chapter and the administrative regulations promulgated pursuant thereto and consideration of the member's payment of fees and penalties assessed pursuant to KRS 350.725;

(3) Notify bond pool members of suspension or reinstatement of the tonnage fee required by KRS 350.725(2);

(4) Revoke or reinstate memberships in the bond pool and notify any member of the bond pool whose membership is revoked or reinstated;

(5) Employ, in accordance with ***Section 14 of this Act*** [~~KRS 45.700~~], a certified public accountant to perform an audit of the bond pool fund for each of the first two (2) years after July 15, 1986. After the initial two (2) years, an audit shall be made no less than biennially. Audit results shall be reported to the bond pool commission and to the Governor;

(6) Employ, in accordance with ***Section 14 of this Act*** [~~KRS 45.700~~], a qualified actuary to perform an actuarial study no less than every three (3) years;

(7) Authorize expenditures from the bond pool necessary to carry out the purposes of KRS 350.700 to 350.755, including the procurement of legal services for the commission;

(8) Report to the Governor no later than December 31 of each year as to the financial status of the bond pool; and

(9) Determine the amount of coverage provided for properties in the abandoned mine land enhancement program under KRS 350.595.

Section 66. KRS 441.690 is amended to read as follows:

Nothing in KRS 56.440 to 56.540 and KRS ***45A.045*** [~~45.360~~] shall be construed to apply to any project undertaken by the authority pursuant to KRS 441.625 to 441.695.

Section 67. The following KRS sections are repealed:

45.360 Finance and administration cabinet — Powers and duties.

45.365 Central purchasing.

45.400 Emergency purchases, procedure.

45.410 Purchases under fifty dollars — Petty cash account.

45.420 Imprest cash funds — Establishment — Replenishment.

45.430 Waiver of law on purchases from government.

45.470 Definitions.

45.480 Standards, classifications and definitions fixed by regulations.

45.490 Procedures, qualifications for bidding.

45.500 Rejection of bids.

45.510 Title.

45.700 Definitions for KRS 45.705 to 45.720.

45.705 Copies of personal service contracts to be filed.

45.710 Copies to be filed with legislative research commission — Other documentation — File open to public inspection — Conditions for payment.

45.712 Personal service contracts exempt from review — Filing for informational purposes — Effect of amendments on exempt contracts.

45.715 Personal service contract review subcommittee — Objections or disapproval of contracts to be reviewed by secretary of finance and administration — Monthly report.

45.716 Personal service contract prohibited for advertising, promotional or public relations service — When — Review and determination by commissioner of arts.

45.717 Limitation on personal service contracts.

45.718 Identity of executioner to be confidential.

45.720 Duty of legislative research commission.

The Committee Amendment No. 1 to **SB 310** is as follows:

Amended printed copy of **SB 310** on page 24, by inserting the following between lines 3 and 4:

"***6. Agreements between the State Fair Board and judges, officials and entertainers contracted for events promoted by the State Fair Board.***"

SB 355, AN ACT relating to reorganization.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 12.028 is amended to read as follows:

(1) Recognizing the necessity for grouping related functions of organizational units and administrative bodies in order to promote greater economy, efficiency and improved administration, the Governor and other elected state executive officers may propose to the General Assembly, for its approval, changes in the state government organizational structure which may include the creation, alteration or abolition of any organizational unit or administrative body and the transfer of functions, personnel, funds, equipment, facilities and records from one (1) organizational unit or administrative body to another.

(2) Recognizing that changes in the state government organizational structure may need to be made as rapidly as possible to achieve greater economy, efficiency and improved administration as the needs of government dictate, the Governor and other elected state executive officers may, between sessions of the General Assembly, temporarily effect a change in the state government organizational structure as described in subsection (1) of this section if such temporary reorganization plan is first reviewed by the interim joint legislative committee with appropriate jurisdiction. The Governor may not effect a temporary reorganization plan under this subsection that would change the organizational structure of an organizational unit or administrative body headed by another elected state executive officer unless requested in writing by that officer. An elected state executive officer other than the Governor may only change the organizational structure of an organizational unit or administrative body that he heads.

(3) Any reorganization proposed under subsection (1) or (2) of this section shall be set forth in a reorganization plan which shall be filed with the Legislative Research Commission. The plan shall include:

(a) An explanation of each proposed change, including the need for the change;

(b) An estimate of any reduction or increase in expenditures, itemized as far as practicable, which the promulgating officer expects will result from the reorganization;

(c) A description of any improvements in the management, delivery of state services, and efficiency of state government operations which the promulgating officer expects will be realized as a result of the reorganization; and

(d) Specification of the effects of the reorganization on the budget and personnel of each affected organizational unit or administrative body, including but not limited to the amount of funds and the number of employees that will be transferred from one (1) organizational unit or administrative body to another, any reductions in the state work force resulting from the reorganization, and the methods to be utilized to achieve such reductions.

(4) When a proposed reorganization plan is submitted for review under subsection (2) of this section the presiding co-chairman of the Legislative Research Commission shall determine which interim joint legislative committee has appropriate jurisdiction and shall refer the plan to such committee within ten (10) days after the Director of the Legislative Research Commission receives the proposal. The interim joint legislative committee to which it is referred shall review the plan to determine whether the plan can reasonably be expected to achieve greater economy, efficiency or improved administration in state government ***and whether it complies with the requirements of subsection (3) of this section***. The committee shall report its findings to the Legislative Research Commission. The committee shall review and report on the plan within sixty (60) days after it is filed with the Legislative Research Commission. If the committee does not report on a proposed plan within the time specified in this subsection, the plan shall be considered reviewed by the interim joint legislative committee with appropriate jurisdiction.

(5) A temporary reorganization effected under subsections (2) to (4) of this section shall be terminated ninety (90) days after sine die adjournment of the next Regular Session of the General Assembly unless otherwise specified by the General Assembly. The Governor or other officer who promulgated a temporary reorganization plan under this section shall recommend legislation to the General Assembly to confirm the temporary reorganization plan. The subject matter of each executive order relating to reorganization shall be presented to the General Assembly in a separate bill. ***The House and Senate standing committees to which is referred legislation confirming a temporary reorganization plan shall take into consideration whether the plan when presented for review to an interim joint committee complied with the requirements of subsection (3) of this section. The committees shall not give favorable recommendation to, nor shall the General Assembly enact, a temporary reorganization plan, until the committees have determined that the plan meets the requirements of subsection (3) of this section.*** If the General Assembly fails to enact the temporary reorganization plan or an alternative to such plan, the organizational structure that existed immediately prior to the implementation of the temporary plan shall be reinstated upon the termination of the temporary plan. If the General Assembly fails to enact a temporary reorganization plan, the Governor and other elected state executive officers shall not effect the plan prior to the next succeeding session of the General Assembly.

(6) The Legislative Research Commission or the Legislative Program Review and Investigations Committee may monitor the implementation of any reorganization plan to determine the extent to which the anticipated improvements in economy, efficiency or administration have been realized as a result of the reorganization and shall report its findings to the General Assembly.

(7) Funds transferred due to reorganization shall be maintained in separately designated accounts. Any excess funds resulting from a reorganization shall lapse to the general fund surplus account.

Section 2. KRS 12.027 is amended to read as follows:

When the Governor or another elected official effects a temporary reorganization under KRS 12.028, he shall do so by executive order filed with the Legislative Research Commission and the Secretary of State, and he shall clearly designate the order as one relating to reorganization. The Secretary of State shall keep a copy of all executive orders relating to organization. ***Each executive order filed with the Legislative Research Commission under this section shall have its complete text printed in The Administrative Register.***

Section 3. KRS 13A.050 is amended to read as follows:

(1) The Legislative Research Commission shall compile, publish and distribute the administrative regulations filed by administrative bodies. This compilation shall be known as the Kentucky Administrative Regulations Service and shall constitute the official state publication of administrative regulations.

(2) There is hereby created a publication known as "The Administrative Register" to be printed and published on a monthly basis by the Legislative Research Commission for the purpose of giving notice of proposed administrative regulations filed in accordance with this chapter ***and notice of executive orders filed in accordance with KRS 12.027***. Every administrative regulation ***and executive order effecting a temporary reorganization*** forwarded to the Legislative Research Commission shall have its complete text printed in The Administrative Register along with the accompanying statements required by KRS 13A.190 and 13A.210 through 13A.250.

(3) The Administrative Register shall be published the first day of each month and shall include all proposed administrative regulations***, and all executive orders effecting a temporary reorganization,*** received by the Legislative Research Commission by 12:00 noon, eastern time, on the fifteenth day of the preceding month. When the fifteenth day falls on a Saturday, Sunday, or holiday the deadline is the working day which immediately precedes the Saturday, Sunday, or holiday.

(4) The compiler shall cause to be prepared a certificate to the effect that the text of the administrative regulations as printed in this service is correct. One (1) copy of the Kentucky administrative regulations service with the original certificate therein shall be maintained in the Office of the Secretary of State. All other copies shall contain a printed copy of the certificate and shall constitute prima facie evidence of the law in all courts and proceedings.

(5) The commission shall prescribe reasonable fees for subscription to the Kentucky administrative regulations service and The Administrative Register. All fees paid to the commission for these publications shall be placed in the State Treasury to the credit of a revolving, trust or agency fund account, for use by the Legislative Research Commission in carrying out the provisions of this section.

(6) Copies of regulatory impact analysis shall be made available to any interested party upon request to the Legislative Research Commission. The commission may prescribe reasonable fees for duplication services and all fees paid to the commission for duplication services shall be placed in the state treasury to the credit of a revolving trust or agency fund account, for use by the Legislative Research Commission in carrying out the provisions of this subsection.

Section 4. KRS 12.060 is amended to read as follows:

(1) The heads of statutory departments, with the approval of the secretary of the Finance and Administration Cabinet, may establish such subordinate positions as may be necessary and make appointments thereto, within the limitations of their appropriations, and removals therefrom. All appointees to such positions shall be under the supervision, direction and control of the heads of the respective departments and shall perform such duties as the heads of the departments prescribe. The appointment of all employees not otherwise provided for shall be made by the heads of the departments.

(2) The head of any department, with the approval of the secretary of the Finance and Administration Cabinet, may abolish unnecessary [~~offices and~~] positions, transfer officers and employees between positions, and change the duties, titles and compensation of existing [~~offices and~~] positions, subject to any provision of law in relation thereto.

Section 5. KRS 194.040 is amended to read as follows:

(1) [~~The secretary shall, subject to the provisions of KRS Chapter 12, establish the internal organization of the offices and bureaus not established in 1974 Acts ch. 74, Art. VI, and shall organize the cabinet into such offices, divisions, regions, districts, and other administrative units as the secretary deems necessary to perform the functions, exercise the powers, and fulfill the duties of the cabinet.~~

~~(2) The secretary shall have any and all necessary powers and authority subject to appropriate provisions of the statutes to create such positions and employ the necessary personnel in such positions to enable the cabinet to fulfill all functions assigned to it.~~] The secretary shall designate a person to act as deputy for him in the exercise of his duties in his absence.

(2)[~~(3)~~] The secretary shall with the approval of the Governor elect coverage for employees of the cabinet under the unemployment insurance law when required by federal law.

Section 6. KRS 216.593 is amended to read as follows:

The provisions of KRS 12.028 [~~and 194.040(1)~~] shall not apply to KRS 216.537 to 216.590.

Section 7. The following KRS sections are repealed:

15A.090 Internal organization.

174.035 Internal organization — Divisions.

224.014 Organization of cabinet.

SCR 1, A CONCURRENT RESOLUTION condemning the recent U. S. Supreme Court decision relative to desecration of the flag.

WHEREAS, the stars and stripes have long stood as a symbol of freedom in the United States and as a banner of hope to repressed peoples around the world; and

WHEREAS, countless individuals have fought and died so that the flag and the principles of democratic government which it represents might live; and

WHEREAS, there are those who would bring shame to our nation by desecrating the flag; and

WHEREAS, the United States Supreme Court has, in a recent decision, extended the First Amendment protection of free speech to protesters who burn the flag;

NOW, THEREFORE,

Be it resolved by the Senate of the General Assembly of the Commonwealth of Kentucky, the House of Representatives concurring therein:

Section 1. That the General Assembly express profound concern over this court decision.

Section 2. That the General Assembly call for Congress to continue the commitment to preserve the honor and integrity of the flag as a living symbol of our nation.

SCR 11, A CONCURRENT RESOLUTION requesting the United States Congress, the President of the United States and the United States Secretary of Defense to replace certain aircraft of the 123rd Tactical Airlift Wing of the United States National Guard with more modern aircraft.

WHEREAS, the 123rd Tactical Airlift Wing of the United States Air National Guard based at Standiford Field, Louisville, Kentucky, is operating in and over the Commonwealth of Kentucky, accomplishing its principal military training and total force missions in the defense of the United States and in the humanitarian service of its people; and

WHEREAS, the General Assembly of the Commonwealth of Kentucky supports the efforts of the 123rd Tactical Airlift Wing to improve and update their aircraft fleet through assignment of newer C-130H model aircraft to replace the present 30 year old C-130B aircraft; and

WHEREAS, the 123rd Tactical Airlift Wing has a consistent record of excellence in flight operations, aircraft maintenance and unselfish service to the United States and its allies; and

WHEREAS, the members of the 123rd Tactical Airlift Wing are largely citizens of the Commonwealth of Kentucky and represent an important segment of this state's community; and

WHEREAS, it is in the best interest of this state and the 123rd Tactical Airlift Wing, and its members, that the C-130B model aircraft now being flown be replaced with C-130H model aircraft to ensure the continued safe operations of the 123rd Tactical Airlift Wing;

NOW, THEREFORE,

Be it resolved by the Senate of the General Assembly of the Commonwealth of Kentucky, the House of Representatives concurring therein:

Section 1. That the United States Congress, the President of the United States and the United States Secretary of Defense are requested to take the appropriate procurement action in fiscal year 1991 to replace the C-130B model aircraft now being flown by the 123rd Tactical Airlift Wing with C-130H model aircraft.

Section 2. That the Clerk of the Senate shall send a copy of this resolution to the President of the United States, the Secretary of the United States Department of Defense, the President pro tempore of the United States Senate, the Speaker of the United States House of Representatives, the Chairmen of the House and Senate Armed Services and Appropriation Committees, and each member of the United States congressional delegation from Kentucky.

SCR 71, A CONCURRENT RESOLUTION recognizing April 22, 1990, to be "Earth Day" in the Commonwealth of Kentucky.

"We do not inherit the earth from our parents, we borrow it from our children."

WHEREAS, almost twenty years ago, more than twenty million Americans joined together on Earth Day in a demonstration of concern for the environment; and

WHEREAS, this environmental event increased public awareness of the Earth's deterioration and resulted in the creation of new legislation protecting the Earth's air, water, and land; and

WHEREAS, despite environmental improvements, the health of the planet continues to be threatened by human activities; and

WHEREAS, Earth Day 1990 activities and events will educate citizens on the importance of acting in an environmentally sensitive fashion by recycling, conserving energy and water, using efficient transportation, and adopting more ecologically sound lifestyles; and

WHEREAS, Earth Day 1990 has more than a thousand affiliated organizations planning activities in more than 120 countries; and

WHEREAS, Earth Day 1990 is a call to action for all citizens to join in a global effort to better understand the planet in order to make wise decisions for the future;

NOW, THEREFORE,

Be it resolved by the Senate of the General Assembly of the Commonwealth of Kentucky, the House of Representatives concurring therein:

Section 1. That April 22, 1990, is recognized as "Earth Day" in the Commonwealth of Kentucky.

Section 2. That all state parks, state universities, and state agencies are encouraged to provide assistance in programs to improve environmental awareness and understanding of the planet.

Section 3. That all citizens of the Commonwealth of Kentucky are urged to join in a monumental, cooperative effort to look deeply at their own lives and ask whether their values, habits, and attitudes are compatible with the sustainable future we need to build.

Section 4. That copies of this resolution be transmitted to all Cabinet Secretaries and state universities of the Commonwealth of Kentucky, and to Earth Day 1990, P.O. Box AA, Stanford University, Stanford, California 94305.

SJR 110, A JOINT RESOLUTION directing the Cabinet for Economic Development, in conjunction with the Finance and Administration Cabinet and the Transportation Cabinet, to consider and develop plans for implementing a state administered surety bonding program in this Commonwealth.

WHEREAS, the small businesses of this Commonwealth are the backbone of Kentucky's economy; and

WHEREAS, small businesses that are unable to obtain surety bonds often experience business failure; and

WHEREAS, it falls to the state to establish an effective program to assist small businesses in their effort to obtain surety bonds; and

WHEREAS, once a small business is able to establish a record of successfully completing projects, they will then become more bondable in the private sector;

NOW, THEREFORE,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Cabinet for Economic Development, in conjunction with the Finance and Administration Cabinet and the Transportation Cabinet, shall consider and develop plans for implementing a state administered surety bonding program in this Commonwealth.

Section 2. That the Cabinet for Economic Development, in conjunction with the Finance and Administration Cabinet and the Transportation Cabinet, shall report their findings and recommendations to the Legislative Research Commission by July 15, 1991, for review by the appropriate interim joint committee or committees of jurisdiction.

The Committee on State Government reported **SB 89** with Committee Substitute attached thereto, **SB 90, SB 91, SB 92, SB 95, SB 97, SB 112** and **SB 314** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Consent Calendar.

SB 89, AN ACT relating to economic development.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 12.020 is amended to read as follows:

Departments, program cabinets (and their departments) and the respective major administrative bodies that they include are enumerated in this section. It is not intended that this enumeration of administrative bodies be all-inclusive. Every authority, board, bureau, interstate compact, commission, committee, conference, council, office or any other form of organization shall be included in or attached to the department or program cabinet in which they are included or to which they are attached by statute or statutorily authorized executive order; provided, however, in the case of the Personnel Board, and where the attached department or administrative body is headed by a constitutionally elected officer, such attachment shall be solely for the purpose of dissemination of information and coordination of activities and shall not include any authority over the functions, personnel, funds, equipment, facilities, or records of such department or administrative body.

I. Cabinet for General Government - Departments headed by elected officers:

1. The Governor.

2. Lieutenant Governor.

3. Department of State.

(a) Secretary of State.

(b) Board of Elections.

4. Department of Law.

(a) Attorney General.

5. Department of the Treasury.

(a) Treasurer.

6. Department of Agriculture.

(a) Commissioner of Agriculture.

(b) Kentucky Council on Agriculture.

7. Department of Education.

(a) Superintendent of Public Instruction.

(b) State Board of Education.

8. Auditor of Public Accounts.

9. Railroad Commission.

II. Program cabinets headed by appointed officers:

1. Justice Cabinet:

(a) Department of State Police.

(b) Department of Criminal Justice Training.

(c) Office of Administration.

2. Education and Humanities Cabinet:

(a) Department for the Blind.

(b) Department of Education.

(c) Department for Libraries and Archives.

(d) Governor's Council on Vocational Education.

(e) Kentucky Industries for the Blind.

(f) Kentucky Educational Television.

(g) Kentucky Historical Society.

(h) Kentucky Teachers' Retirement System Board of Trustees.

(i) Kentucky School Building Authority.

3. Natural Resources and Environmental Protection Cabinet:

(a) Environmental Quality Commission.

(b) Kentucky Nature Preserves Commission.

(c) Department for Environmental Protection.

(d) Department for Natural Resources.

(e) Department for Surface Mining Reclamation and Enforcement.

(f) Office of General Counsel.

(g) Office of Communications and Community Affairs.

4. Transportation Cabinet:

(a) Department of Highways.

(b) Department of Vehicle Regulation.

(c) Department of Administrative Services.

(d) Department of Fiscal Management.

(e) Department of Rural and Municipal Aid.

(f) Office of Aeronautics.

(g) Office of General Counsel.

(h) Office of Public Relations.

(i) Office of Personnel Management.

(j) Office of Minority Affairs.

5. Cabinet for Economic Development:

(a) Department ***for Existing Business and Industry*** [~~of Business Development~~].

(b) Department of the Arts.

(c) Tobacco Research Board.

(d) Kentucky Development Finance Authority.

(e) Office of Business and Technology.

(f) Office of Industrial Development.

6. Public Protection and Regulation Cabinet:

(a) Public Service Commission.

(b) Department of Insurance.

(c) Department of Housing, Buildings, and Construction.

(d) Department of Financial Institutions.

(e) Department of Mines and Minerals.

(f) Department of Public Advocacy.

(g) Department of Alcoholic Beverage Control.

(h) Kentucky Harness Racing Commission.

(i) Kentucky State Racing Commission.

(j) Registry of Election Finance.

(k) Board of Claims.

(l) Crime Victims Compensation Board.

(m) Kentucky Board of Tax Appeals.

(n) Backside Improvement Commission.

7. Cabinet for Human Resources:

(a) Department for Health Services.

(b) Department for Employment Services.

(c) Department for Social Insurance.

(d) Department for Social Services.

(e) Department for Medicaid Services.

(f) Department for Mental Health and Mental Retardation Services.

(g) Unemployment Insurance Commission.

(h) Commission for Handicapped Children.

(i) Public Assistance Appeals Board.

(j) Office of Administrative Services.

(k) Office of Communications and Council Affairs.

(l) Office of General Counsel.

(m) Office of Inspector General.

(n) Office of Policy and Budget.

(o) Office of the Ombudsman.

8. Finance and Administration Cabinet:

(a) Office of Legal and Legislative Services.

(b) Office of Management Services.

(c) Office of Historic Properties.

(d) Department for Administration.

(e) Department of Facilities Management.

(f) Department of Information Systems.

(g) State Property and Buildings Commission.

(h) Kentucky Pollution Abatement Authority.

(i) Kentucky Savings Bond Authority.

(j) Deferred Compensation Systems.

(k) Office of Equal Employment Opportunity Contract Compliance.

(l) Capital Plaza Authority.

(m) County Officials Compensation Board.

(n) Financial Disclosure Review Commission.

(o) Kentucky Employees Retirement Systems.

(p) Commonwealth Credit Union.

(q) State Investment Commission.

(r) Kentucky Housing Corporation.

(s) Governmental Services Center.

(t) Kentucky Local Correctional Facilities Construction Authority.

(u) Kentucky Turnpike Authority.

(v) Historic Properties Advisory Commission.

9. Energy Cabinet:

(a) Department of Energy Production and Utilization.

(b) Department of Energy Research and Development.

(c) Office of Administration.

(d) Office of Energy Policy and Evaluation.

10. Corrections Cabinet:

(a) Parole Board.

(b) Commission on Corrections and Community Services.

(c) Department of Adult Correctional Institutions.

(d) Department of Community Services and Facilities.

(e) Office of Administrative Services.

(f) Office of Corrections Training.

(g) Office of General Counsel.

11. Labor Cabinet:

(a) Department of Workplace Standards.

(b) Department of Workers' Claims.

(c) Kentucky Labor-Management Advisory Council.

(d) Occupational Safety and Health Standards Board.

(e) Prevailing Wage Review Board.

(f) Workers' Compensation Board.

(g) Kentucky Employees Insurance Association.

(h) Apprenticeship and Training Council.

(i) State Labor Relations Board.

(j) Kentucky Occupational Safety and Health Review Commission.

(k) Office of Administrative Services.

(l) Office of Labor-Management Relations.

(m) Office of General Counsel.

12. Revenue Cabinet:

(a) Department of Property Taxation.

(b) Department of Processing and Enforcement.

(c) Department of Professional and Support Services.

(d) Office of Revenue Estimating and Economic Analysis.

13. Tourism Cabinet:

(a) Department of Travel Development.

(b) Department of Parks.

(c) Department of Fish and Wildlife Resources.

(d) Kentucky Horse Park Commission.

(e) State Fair Board.

(f) Office of Administrative Services.

(g) Office of General Counsel.

III. Other departments headed by appointed officers:

1. Department of Military Affairs.

2. Department of Personnel.

3. Council on Higher Education.

4. Department of Local Government.

5. Kentucky Commission on Human Rights.

6. Kentucky Commission on Women.

Section 2. KRS 152.010 is amended to read as follows:

As used in this chapter, unless the context requires otherwise:

(1) "Commissioner" means commissioner of the Department ***for Existing Business and Industry*** [~~of Business Development~~];

(2) "Department" means Department ***for Existing Business and Industry*** [~~of Business Development~~].

Section 3. KRS 152.020 is amended to read as follows:

(1) There is hereby created an agency of the state government to be known as the Department ***for Existing Business and Industry*** [~~of Business Development~~], which shall constitute a department of the state government within the meaning of KRS Chapter 12. The department shall consist of a commissioner and such administrative bodies and employees as are provided by law.

(2) The department, subject to the provisions of KRS 12.010 to 12.130, shall be organized into a Division of Research and Planning, a Division of Minority Business, a Division of Small Business Assistance, a Division ***for Existing Industries*** [~~of Industrial Development~~], a Business Information Clearinghouse and such other divisions and sections as are from time to time deemed necessary for the proper and efficient operation of the department.

(3) The executive officer of the department shall be the commissioner of the Department ***for Existing Business and Industry*** [~~of Business Development~~]. The commissioner shall be appointed by the Governor and shall serve at the pleasure of the Governor. The commissioner shall have general supervision and direction over all activities and functions of the department and its employees, and shall be responsible for carrying out the programs and policies of the department. The commissioner shall be the chief executive officer of the department and, as such, shall have authority to enter into contracts, subject to the approval of the secretary of the Cabinet for Economic Development and the secretary of the Finance and Administration Cabinet, when such contracts are deemed necessary to implement and carry out the program of the department.

(4) The Division of Research and Planning, the Division of Minority Business, the Division of Small Business Assistance and the Division ***for Existing Industries*** [~~of Industrial Development~~] shall each be headed by directors appointed pursuant to KRS 12.050.

(5) The Office of Administrative Services shall be headed by an executive director appointed by the secretary, with the approval of the Governor, pursuant to KRS 12.050 and shall provide administrative and fiscal service support and perform all personnel functions for both the department and the Office of the Secretary of the Commerce Cabinet.

(6) The Business Information Clearinghouse shall be an independent branch attached to the office of the commissioner and shall be headed by a manager appointed pursuant to KRS 12.050. The branch shall provide comprehensive information on all state business licenses and requirements, and shall develop and administer a master application and licensure program for grocery stores.

Section 4. KRS 152.025 is amended to read as follows:

(1) There is hereby created in the Cabinet for Economic Development an Office of Business and Technology. The office shall:

(a) Be headed by an executive director who shall be appointed by the secretary of the Cabinet for Economic Development pursuant to KRS 12.050;

(b) Be attached to the office of the secretary of the Cabinet for Economic Development and shall report directly to the secretary;

(c) Be responsible for coordinating and monitoring the various activities being carried out in the Commonwealth by state agencies that relate to adapting advanced technologies to the work place; and

(d) Review and analyze the possibility of establishing research and technology centers in the Commonwealth.

(2) ***There is created in the Cabinet for Economic Development an Office of Industrial Development. The office shall be headed by an executive director who shall be appointed by the secretary of the Cabinet for Economic Development pursuant to KRS 12.050.***

(3) The cost of administrative facilities and services for the Office of Business and Technology ***and the Office of Industrial Development*** shall be paid by the Cabinet for Economic Development.

Section 5. KRS 103.2101 is amended to read as follows:

(1) ***In addition to the duties specified in KRS 103.286,*** [~~The industrial revenue bond oversight committee is hereby established and shall consist of eight (8) members, who shall be appointed as follows for a term of four (4) years:~~

~~(a) One (1) member shall be a member of the house of representatives, appointed by the speaker of the house of representatives;~~

~~(b) One (1) member shall be a senator, appointed by the president pro tempore of the senate;~~

~~(c) One (1) member shall be appointed by the governor from a list of two (2) nominees submitted by the Kentucky association of counties;~~

~~(d) One (1) member shall be appointed by the governor from a list of two (2) nominees submitted by the Kentucky municipal league;~~

~~(e) One (1) member shall be appointed by the governor from a list of two (2) nominees submitted by the Kentucky chamber of commerce;~~

~~(f) One (1) member shall be appointed by the governor from a list of two (2) nominees submitted by the Kentucky AFL-CIO;~~

~~(g) One (1) member shall be a citizen at large who is not associated with or financially interested in the business regulated;~~

~~(h) The secretary of the commerce cabinet, or his designee, shall be a member of the committee.~~

~~(2) The industrial revenue bond oversight committee is attached to the commerce cabinet for administrative and support purposes.~~

~~(3) The committee shall adopt a monthly meeting schedule and shall meet at least monthly and a majority of the members of the committee shall constitute a quorum.~~

~~(4)~~] it shall be the duty of the ***Kentucky Private Activity Bond Allocation*** Committee to review only those projects authorized by paragraphs (k), (l), (m) and (n) of KRS 103.200(1), and only off-street parking facilities, cable television and mass communication facilities as authorized by paragraph (b) of KRS 103.200(1), whether by cities, counties, urban-county governments, air boards, riverport authorities, or the Kentucky Industrial Development Finance Authority. Such review shall include, but need not be limited to, the following:

(a) The economic need for the project in the area.

(b) Whether the project places an unjustified competitive disadvantage on existing business in the area.

(c) If normal commercial financing is unavailable for this project or if available at what rates it must be secured and under what terms and conditions.

(d) If the project is in accord with the intent of KRS 103.200 to 103.285, this section, and KRS 103.2451.

(e) The project's economic soundness.

(2)[~~(5)~~] If the committee finds that the project does not meet all of the above listed criteria, it shall deny approval of the project until the objections thereto have been met.

[~~(6) Members of the committee shall receive seventy-five dollars ($75) per diem and their actual and necessary expenses incurred in the performance of their duties.~~]

(3)[~~(7)~~] The committee may require the submission of testimony, project data, or any other information deemed appropriate with regard to any project submitted to it for approval.

(4)[~~(8)~~] The committee, within fourteen (14) days of receiving application, shall notify the agency or unit of government proposing the issuance of bonds and the developers of the project of the date on which the project will be considered by the committee at a public hearing. Any person may attend the hearing and may personally, or through counsel, address the committee with regard to the project and make recommendations to the committee thereon. Notice shall be given to the agency or unit of government proposing to issue the bonds and the developers of the project not less than forty-five (45) days before the date the committee has set for the hearing on the project. The agency or unit of government proposing the issuance of the bonds shall, not less than thirty (30) days before the date of the hearing, publish notice of the hearing in the manner required by KRS Chapter 424. The agency or unit of government proposing the issuance of the bonds shall require the developer of the project (if it is other than the agency or unit of government) to reimburse the agency or unit of government for the cost of the advertising required herein.

(5)[~~(9)~~] The committee shall have the right to approve or disapprove any project submitted to it, and over which it has jurisdiction as described in subsection ***(1)*** [~~(4)~~] of this section, and no bonds or other evidence of indebtedness for any such project shall be issued until ***the*** [~~such~~] project has been approved by the committee.

Section 6. KRS 103.286 is amended to read as follows:

(1) The Kentucky Private Activity Bond Allocation Committee is established. The purpose of the committee shall be to ensure compliance by the Commonwealth, its political subdivisions, and other authorized issuers within the Commonwealth of Kentucky, of private activity bonds, as defined in the Internal Revenue Code of the United States, with the state ceiling on the issuance of the bonds imposed by the Tax Reform Act of 1986, 26 U.S.C. sec. 146. The committee shall be attached to the Finance and Administration Cabinet for administrative purposes and staff services. The committee shall be composed of the secretary of finance, who shall be chairman of the committee; the secretary of the [~~Commerce~~] Cabinet ***for Economic Development***; the state budget director; ***and*** the executive director of the Office for Program Administration[~~; and the chairman of the industrial Revenue bond oversight committee~~], or their respective designees.

(2) The committee shall attempt to allocate the state ceiling of Kentucky in order to best effectuate the issuance of such bonds, foster economic development within the Commonwealth, and promote the general welfare of its citizens and the public purposes of the Commonwealth.

(a) During the period of January 1 to September 30 of each year, the committee shall provide that no less than sixty percent (60%) of the private activity cap be reserved for local bond issuance authorities.

(b) As of October 1 of each calendar year, the remaining unallocated cap shall revert to a single pool to be allocated on a first-come, first-serve basis to state and local governments.

(3) The secretary of finance shall promulgate regulations in accordance with KRS Chapter 13A, to provide for the allocation of the state ceiling on private activity bonds among all issuers of the bonds within the Commonwealth of Kentucky.

(4) No bonds governed by KRS 103.286 shall be issued that are not in compliance with the state ceiling, subsections (2)(a) and (b) of this section or with the allocation, application or review procedures established by the secretary of finance.

Section 7. KRS 153.240 is amended to read as follows:

(1) There is hereby created within the [~~Commerce~~] Cabinet ***for Economic Development*** a Department of the Arts, to be headed by a commissioner to be appointed by the Governor. The department's functions shall include the development, marketing and promotion of Kentucky's arts, crafts and film industry. The commissioner may appoint such deputy commissioners and principal assistants as may be necessary to carry out the functions of the office.

(2) The department shall consist of the following divisions:

(a) [~~A Division of Administrative Services, which duties shall include overseeing the general management, fiscal, personnel and grants activities of the department;~~

~~(b)~~] A Division of ***Special Arts Projects*** [~~Crafts~~], which duties shall include coordination of development, marketing and promotion of the crafts industry in Kentucky ***and promoting development of the film production industry in Kentucky***;

(b)[~~(c)~~] A Division of Arts, which duties shall include directing the development, marketing and promoting of a comprehensive program for support of the arts in Kentucky and providing staff services needed by the Arts Council in order to perform its duties under KRS 153.220; ***and***

(c)[~~(d)~~] A Division of Creative Services, which duties shall include providing photography, multi-media and graphic arts services to state government[~~; and~~

~~(e) A Film Division, which duties shall include promoting development of the film production industry in Kentucky~~].

(3) The Division of the Arts shall be headed by a director appointed by the Governor from a list of three (3) nominees submitted by the Arts Council.

(4) There may be established within the Department of the Arts a citizens advisory board. The board may be composed of up to seventeen (17) members, representing different geographic regions of the Commonwealth, to be appointed by the Governor.

Section 8. KRS 154.325 is amended to read as follows:

(1) The commission may appoint an executive director to be the chief administrative officer of the commission, and to assist in carrying out the functions and purposes of KRS 65.510 to 65.530, 139.483, 154.310 to 154.345. The executive director and other employees of the commission shall, for administrative purposes, be attached to the Department ***for Existing Business and Industry*** [~~of Business Development~~], under the supervision and control of the commissioner ***for existing business and industry*** [~~of business development~~]. The Department ***for Existing Business and Industry*** [~~of Business Development~~] shall furnish office space.

(2) The executive director shall be entitled to compensation set by the commission and shall be allowed travel, subsistence, and other expenses incurred in the performance of his duties as may be provided from time to time for other employees of the Commonwealth.

Section 9. KRS 154.375 is amended to read as follows:

(1) The commission may appoint an executive director to be the chief administrative officer of the commission and to assist in carrying out the functions and purposes of KRS 154.360 to 154.385. The executive director and other employees of the commission shall, for administrative purposes, be attached to the Department ***for Existing Business and Industry*** [~~of Business Development~~], under the supervision and control of the commissioner ***for existing business and industry*** [~~of business development~~]. The Department ***for Existing Business and Industry*** [~~of Business Development~~] shall furnish office space.

(2) The executive director shall be entitled to compensation set by the commission and shall be allowed travel, subsistence and other expenses incurred in the performance of his duties as are provided from time to time for other employees of the Commonwealth.

Section 10. The General Assembly confirms Executive Order 89-494, relating to the Cabinet for Economic Development, to the extent it is not otherwise confirmed by this Act.

The Committee Substitute to **SB 89** is as follows:

SB 89, AN ACT relating to economic development.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 12.020 is amended to read as follows:

Departments, program cabinets (and their departments) and the respective major administrative bodies that they include are enumerated in this section. It is not intended that this enumeration of administrative bodies be all-inclusive. Every authority, board, bureau, interstate compact, commission, committee, conference, council, office or any other form of organization shall be included in or attached to the department or program cabinet in which they are included or to which they are attached by statute or statutorily authorized executive order, provided, however, in the case of the Personnel Board, and where the attached department or administrative body is headed by a constitutionally elected officer, such attachment shall be solely for the purpose of dissemination of information and coordination of activities and shall not include any authority over the functions, personnel, funds, equipment, facilities, or records of such department or administrative body.

I. Cabinet for General Government - Departments headed by elected officers:

1. The Governor.

2. Lieutenant Governor.

3. Department of State.

(a) Secretary of State.

(b) Board of Elections.

4. Department of Law.

(a) Attorney General.

5. Department of the Treasury.

(a) Treasurer.

6. Department of Agriculture.

(a) Commissioner of Agriculture.

(b) Kentucky Council on Agriculture.

7. Department of Education.

(a) Superintendent of Public Instruction.

(b) State Board of Education.

8. Auditor of Public Accounts.

9. Railroad Commission.

II. Program cabinets headed by appointed officers:

1. Justice Cabinet:

(a) Department of State Police.

(b) Department of Criminal Justice Training.

(c) Office of Administration.

2. Education and Humanities Cabinet:

(a) Department for the Blind.

(b) Department of Education.

(c) Department for Libraries and Archives.

(d) Governor's Council on Vocational Education.

(e) Kentucky Industries for the Blind.

(f) Kentucky Educational Television.

(g) Kentucky Historical Society.

(h) Kentucky Teachers' Retirement System Board of Trustees.

(i) Kentucky School Building Authority.

3. Natural Resources and Environmental Protection Cabinet:

(a) Environmental Quality Commission.

(b) Kentucky Nature Preserves Commission.

(c) Department for Environmental Protection.

(d) Department for Natural Resources.

(e) Department for Surface Mining Reclamation and Enforcement.

(f) Office of General Counsel.

(g) Office of Communications and Community Affairs.

4. Transportation Cabinet:

(a) Department of Highways.

(b) Department of Vehicle Regulation.

(c) Department of Administrative Services.

(d) Department of Fiscal Management.

(e) Department of Rural and Municipal Aid.

(f) Office of Aeronautics.

(g) Office of General Counsel.

(h) Office of Public Relations.

(i) Office of Personnel Management.

(j) Office of Minority Affairs.

5. Cabinet for Economic Development:

(a) Department ***for Existing Business and Industry*** [~~of Business Development~~].

(b) Department of the Arts.

(c) Tobacco Research Board.

(d) Kentucky Development Finance Authority.

(e) Office of Business and Technology.

(f) Office of Industrial Development.

6. Public Protection and Regulation Cabinet:

(a) Public Service Commission.

(b) Department of Insurance.

(c) Department of Housing, Buildings, and Construction.

(d) Department of Financial Institutions.

(e) Department of Mines and Minerals.

(f) Department of Public Advocacy.

(g) Department of Alcoholic Beverage Control.

(h) Kentucky Harness Racing Commission.

(i) Kentucky State Racing Commission.

(j) Registry of Election Finance.

(k) Board of Claims.

(l) Crime Victims Compensation Board.

(m) Kentucky Board of Tax Appeals.

(n) Backside Improvement Commission.

7. Cabinet for Human Resources:

(a) Department for Health Services.

(b) Department for Employment Services.

(c) Department for Social Insurance.

(d) Department for Social Services.

(e) Department for Medicaid Services.

(f) Department for Mental Health and Mental Retardation Services.

(g) Unemployment Insurance Commission.

(h) Commission for Handicapped Children.

(i) Public Assistance Appeals Board.

(j) Office of Administrative Services.

(k) Office of Communications and Council Affairs.

(l) Office of General Counsel.

(m) Office of Inspector General.

(n) Office of Policy and Budget.

(o) Office of the Ombudsman.

8. Finance and Administration Cabinet:

(a) Office of Legal and Legislative Services.

(b) Office of Management Services.

(c) Office of Historic Properties.

(d) Department for Administration.

(e) Department of Facilities Management.

(f) Department of Information Systems.

(g) State Property and Buildings Commission.

(h) Kentucky Pollution Abatement Authority.

(i) Kentucky Savings Bond Authority.

(j) Deferred Compensation Systems.

(k) Office of Equal Employment Opportunity Contract Compliance.

(l) Capital Plaza Authority.

(m) County Officials Compensation Board.

(n) Financial Disclosure Review Commission.

(o) Kentucky Employees Retirement Systems.

(p) Commonwealth Credit Union.

(q) State Investment Commission.

(r) Kentucky Housing Corporation.

(s) Governmental Services Center.

(t) Kentucky Local Correctional Facilities Construction Authority.

(u) Kentucky Turnpike Authority.

(v) Historic Properties Advisory Commission.

9. Energy Cabinet:

(a) Department of Energy Production and Utilization.

(b) Department of Energy Research and Development.

(c) Office of Administration.

(d) Office of Energy Policy and Evaluation.

10. Corrections Cabinet:

(a) Parole Board.

(b) Commission on Corrections and Community Services.

(c) Department of Adult Correctional Institutions.

(d) Department of Community Services and Facilities.

(e) Office of Administrative Services.

(f) Office of Corrections Training.

(g) Office of General Counsel.

11. Labor Cabinet:

(a) Department of Workplace Standards.

(b) Department of Workers' Claims.

(c) Kentucky Labor-Management Advisory Council.

(d) Occupational Safety and Health Standards Board.

(e) Prevailing Wage Review Board.

(f) Workers' Compensation Board.

(g) Kentucky Employees Insurance Association.

(h) Apprenticeship and Training Council.

(i) State Labor Relations Board.

(j) Kentucky Occupational Safety and Health Review Commission.

(k) Office of Administrative Services.

(l) Office of Labor Management Relations.

(m) Office of General Counsel.

12. Revenue Cabinet:

(a) Department of Property Taxation.

(b) Department of Processing and Enforcement.

(c) Department of Professional and Support Services.

(d) Office of Revenue Estimating and Economic Analysis.

13. Tourism Cabinet:

(a) Department of Travel Development.

(b) Department of Parks.

(c) Department of Fish and Wildlife Resources.

(d) Kentucky Horse Park Commission.

(e) State Fair Board.

(f) Office of Administrative Services.

(g) Office of General Counsel.

III. Other departments headed by appointed officers:

1. Department of Military Affairs.

2. Department of Personnel.

3. Council on Higher Education.

4. Department of Local Government.

5. Kentucky Commission on Human Rights.

6. Kentucky Commission on Women.

Section 2. KRS 152.010 is amended to read as follows:

As used in this chapter, unless the context requires otherwise:

(1) "Commissioner" means commissioner of the Department ***for Existing Business and Industry*** [~~of Business Development~~];

(2) "Department" means Department ***for Existing Business and Industry*** [~~of Business Development~~].

Section 3. KRS 152.020 is amended to read as follows:

(1) There is hereby created an agency of the state government to be known as the Department ***for Existing Business and Industry*** [~~of Business Development~~], which shall constitute a department of the state government within the meaning of KRS Chapter 12. The department shall consist of a commissioner and such administrative bodies and employees as are provided by law.

(2) The department, subject to the provisions of KRS 12.010 to 12.130, shall be organized into a Division of Research and Planning, a Division of Minority Business, a Division of Small Business Assistance, a Division ***for Existing Industries*** [~~of Industrial Development~~], a Business Information Clearinghouse and such other divisions and sections as are from time to time deemed necessary for the proper and efficient operation of the department.

(3) The executive officer of the department shall be the commissioner of the Department ***for Existing Business and Industry*** [~~of Business Development~~]. The commissioner shall be appointed by the Governor and shall serve at the pleasure of the Governor. The commissioner shall have general supervision and direction over all activities and functions of the department and its employees, and shall be responsible for carrying out the programs and policies of the department. The commissioner shall be the chief executive officer of the department and, as such, shall have authority to enter into contracts, subject to the approval of the secretary of the Cabinet for Economic Development and the secretary of the Finance and Administration Cabinet, when such contracts are deemed necessary to implement and carry out the program of the department.

(4) The Division of Research and Planning, the Division of Minority Business, the Division of Small Business Assistance and the Division ***for Existing Industries*** [~~of Industrial Development~~] shall each be headed by directors appointed pursuant to KRS 12.050.

(5) The Office of Administrative Services shall be headed by an executive director appointed by the secretary, with the approval of the Governor, pursuant to KRS 12.050 and shall provide administrative and fiscal service support and perform all personnel functions for both the department and the Office of the Secretary of the Commerce Cabinet.

(6) The Business Information Clearinghouse shall be an independent branch attached to the office of the commissioner and shall be headed by a manager appointed pursuant to KRS 12.050. The branch shall provide comprehensive information on all state business licenses and requirements, and shall develop and administer a master application and licensure program for grocery stores.

Section 4. KRS 152.025 is amended to read as follows:

(1) There is hereby created in the Cabinet for Economic Development an Office of Business and Technology. The office shall:

(a) Be headed by an executive director who shall be appointed by the secretary of the Cabinet for Economic Development pursuant to KRS 12.050;

(b) Be attached to the office of the secretary of the Cabinet for Economic Development and shall report directly to the secretary;

(c) Be responsible for coordinating and monitoring the various activities being carried out in the Commonwealth by state agencies that relate to adapting advanced technologies to the work place; and

(d) Review and analyze the possibility of establishing research and technology centers in the Commonwealth.

(2) ***There is created in the Cabinet for Economic Development an Office of Industrial Development. The office shall be headed by an executive director who shall be appointed by the secretary of the Cabinet for Economic Development pursuant to KRS 12.050.***

(3) The cost of administrative facilities and services for the Office of Business and Technology ***and the Office of Industrial Development*** shall be paid by the Cabinet for Economic Development.

Section 5. KRS 103.2101 is amended to read as follows:

(1) ***In addition to the duties specified in KRS 103.286,*** [~~The industrial revenue bond oversight committee is hereby established and shall consist of eight (8) members, who shall be appointed as follows for a term of four (4) years:~~

~~(a) One (1) member shall be a member of the house of representatives, appointed by the speaker of the house of representatives;~~

~~(b) One (1) member shall be a senator, appointed by the president pro tempore of the senate;~~

~~(c) One (1) member shall be appointed by the governor from a list of two (2) nominees submitted by the Kentucky association of counties;~~

~~(d) One (1) member shall be appointed by the governor from a list of two (2) nominees submitted by the Kentucky municipal league;~~

~~(e) One (1) member shall be appointed by the governor from a list of two (2) nominees submitted by the Kentucky chamber of commerce;~~

~~(f) One (1) member shall be appointed by the governor from a list of two (2) nominees submitted by the Kentucky AFL-CIO;~~

~~(g) One (1) member shall be a citizen at large who is not associated with or financially interested in the business regulated;~~

~~(h) The secretary of the commerce cabinet, or his designee, shall be a member of the committee.~~

~~(2) The industrial revenue bond oversight committee is attached to the commerce cabinet for administrative and support purposes.~~

~~(3) The committee shall adopt a monthly meeting schedule and shall meet at least monthly and a majority of the members of the committee shall constitute a quorum.~~

~~(4)~~] it shall be the duty of the ***Kentucky Private Activity Bond Allocation*** Committee to review only those projects authorized by paragraphs (k), (l), (m) and (n) of KRS 103.200(1), and only off-street parking facilities, cable television and mass communication facilities as authorized by paragraph (b) of KRS 103.200(1), whether by cities, counties, urban-county governments, air boards, riverport authorities, or the Kentucky Industrial Development Finance Authority. Such review shall include, but need not be limited to, the following:

(a) The economic need for the project in the area.

(b) Whether the project places an unjustified competitive disadvantage on existing business in the area.

(c) If normal commercial financing is unavailable for this project or if available at what rates it must be secured and under what terms and conditions.

(d) If the project is in accord with the intent of KRS 103.200 to 103.285, this section, and KRS 103.2451.

(e) The project's economic soundness.

(2)[~~(5)~~] If the committee finds that the project does not meet all of the above listed criteria, it shall deny approval of the project until the objections thereto have been met.

[~~(6) Members of the committee shall receive seventy-five dollars ($75) per diem and their actual and necessary expenses incurred in the performance of their duties.~~]

(3)[~~(7)~~] The committee may require the submission of testimony, project data, or any other information deemed appropriate with regard to any project submitted to it for approval.

(4)[~~(8)~~] The committee, within fourteen (14) days of receiving application, shall notify the agency or unit of government proposing the issuance of bonds and the developers of the project of the date on which the project will be considered by the committee at a public hearing. Any person may attend the hearing and may personally, or through counsel, address the committee with regard to the project and make recommendations to the committee thereon. Notice shall be given to the agency or unit of government proposing to issue the bonds and the developers of the project not less than forty-five (45) days before the date the committee has set for the hearing on the project. The agency or unit of government proposing the issuance of the bonds shall, not less than thirty (30) days before the date of the hearing, publish notice of the hearing in the manner required by KRS Chapter 424. The agency or unit of government proposing the issuance of the bonds shall require the developer of the project (if it is other than the agency or unit of government) to reimburse the agency or unit of government for the cost of the advertising required herein.

(5)[~~(9)~~] The committee shall have the right to approve or disapprove any project submitted to it, and over which it has jurisdiction as described in subsection ***(1)*** [~~(4)~~] of this section, and no bonds or other evidence of indebtedness for any such project shall be issued until ***the*** [~~such~~] project has been approved by the committee.

Section 6. KRS 103.286 is amended to read as follows:

(1) The Kentucky Private Activity Bond Allocation Committee is established. The purpose of the committee shall be to ensure compliance by the Commonwealth, its political subdivisions, and other authorized issuers within the Commonwealth of Kentucky, of private activity bonds, as defined in the Internal Revenue Code of the United States, with the state ceiling on the issuance of the bonds imposed by the Tax Reform Act of 1986, 26 U.S.C. sec. 146. The committee shall be attached to the Finance and Administration Cabinet for administrative purposes and staff services. The committee shall be composed of the secretary of finance, who shall be chairman of the committee; the secretary of the [~~Commerce~~] Cabinet ***for Economic Development***; the state budget director; ***and*** the executive director of the Office for Program Administration[~~; and the chairman of the industrial Revenue bond oversight committee~~], or their respective designees.

(2) The committee shall attempt to allocate the state ceiling of Kentucky in order to best effectuate the issuance of such bonds, foster economic development within the Commonwealth, and promote the general welfare of its citizens and the public purposes of the Commonwealth.

(a) During the period of January 1 to September 30 of each year, the committee shall provide that no less than sixty percent (60%) of the private activity cap be reserved for local bond issuance authorities.

(b) As of October 1 of each calendar year, the remaining unallocated cap shall revert to a single pool to be allocated on a first-come, first-serve basis to state and local governments.

(3) The secretary of finance shall promulgate regulations in accordance with KRS Chapter 13A, to provide for the allocation of the state ceiling on private activity bonds among all issuers of the bonds within the Commonwealth of Kentucky.

(4) No bonds governed by KRS 103.286 shall be issued that are not in compliance with the state ceiling, subsections (2)(a) and (b) of this section or with the allocation, application or review procedures established by the secretary of finance.

Section 7. KRS 153.240 is amended to read as follows:

(1) There is hereby created within the [~~Commerce~~] Cabinet ***for Economic Development*** a Department of the Arts, to be headed by a commissioner to be appointed by the Governor. The department's functions shall include the development, marketing and promotion of Kentucky's arts, crafts and film industry. The commissioner may appoint such deputy commissioners and principal assistants as may be necessary to carry out the functions of the office.

(2) The department shall consist of the following divisions:

(a) [~~A Division of Administrative Services, which duties shall include overseeing the general management, fiscal, personnel and grants activities of the department;~~

~~(b)~~] A Division of ***Special Arts Projects*** [~~Crafts~~], which duties shall include coordination of development, marketing and promotion of the crafts industry in Kentucky ***and promoting development of the film production industry in Kentucky***;

(b)[~~(c)~~] A Division of Arts, which duties shall include directing the development, marketing and promoting of a comprehensive program for support of the arts in Kentucky and providing staff services needed by the Arts Council in order to perform its duties under KRS 153.220; ***and***

(c)[~~(d)~~] A Division of Creative Services, which duties shall include providing photography, multi-media and graphic arts services to state government[~~; and~~

~~(e) A Film Division, which duties shall include promoting development of the film production industry in Kentucky~~].

(3) The Division of the Arts shall be headed by a director appointed by the Governor from a list of three (3) nominees submitted by the Arts Council.

(4) There may be established within the Department of the Arts a citizens advisory board. The board may be composed of up to seventeen (17) members, representing different geographic regions of the Commonwealth, to be appointed by the Governor.

Section 8. KRS 154.325 is amended to read as follows:

(1) The commission may appoint an executive director to be the chief administrative officer of the commission, and to assist in carrying out the functions and purposes of KRS 65.510 to 65.530, 139.483, 154.310 to 154.345. The executive director and other employees of the commission shall, for administrative purposes, be attached to the Department ***for Existing Business and Industry*** [~~of Business Development~~], under the supervision and control of the commissioner ***for existing business and industry*** [~~of business development~~]. The Department ***for Existing Business and Industry*** [~~of Business Development~~] shall furnish office space.

(2) The executive director shall be entitled to compensation set by the commission and shall be allowed travel, subsistence, and other expenses incurred in the performance of his duties as may be provided from time to time for other employees of the Commonwealth.

Section 9. KRS 154.375 is amended to read as follows:

(1) The commission may appoint an executive director to be the chief administrative officer of the commission and to assist in carrying out the functions and purposes of KRS 154.360 to 154.385. The executive director and other employees of the commission shall, for administrative purposes, be attached to the Department ***for Existing Business and Industry*** [~~of Business Development~~], under the supervision and control of the commissioner ***for existing business and industry*** [~~of business development~~]. The Department ***for Existing Business and Industry*** [~~of Business Development~~] shall furnish office space.

(2) The executive director shall be entitled to compensation set by the commission and shall be allowed travel, subsistence and other expenses incurred in the performance of his duties as are provided from time to time for other employees of the Commonwealth.

Section 10. During the 1990-92 fiscal biennium, the Kentucky Arts Council shall allocate to each congressional district a percentage of the funds appropriated for development grants, less the amount necessary to fund regional coordinators, so that the funds allocated to each congressional district from the beginning of the development grant program through June 30, 1992, shall be equalized. If, however, there are insufficient qualified applicants for development grants within any congressional district, the Arts Council may use the excess funds to award grants to qualified applicants in other congressional districts.

Section 11. The General Assembly confirms Executive Order 89-494, relating to the Cabinet for Economic Development, to the extent it is not otherwise confirmed by this Act.

SB 90, AN ACT relating to the reorganization of the Revenue Cabinet.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 131.020 is amended to read as follows:

(1) The Revenue Cabinet shall be headed by the secretary of revenue, who shall be the executive officer and shall have sole charge of the administration of the cabinet, and shall perform all functions of the cabinet.

(2) The Revenue Cabinet shall be organized into the following functional units:

(a) Office of the Secretary. The Office of the Secretary shall include such principal assistants and personnel appointed by the secretary pursuant to KRS Chapter 12 as are necessary to enable the secretary to perform functions of his office;

(b) Department of Property Taxation. The Department of Property Taxation shall be headed by a commissioner. The functions and duties of the department shall include mapping, providing assistance to property valuation administrators, supervising the property valuation process throughout the Commonwealth, valuating the property of public service companies, and administering intangible taxes;

(c) Department of ***Tax Compliance*** [~~Processing and Enforcement~~]. The Department of ***Tax Compliance*** [~~Processing and Enforcement~~] shall be headed by a commissioner. The functions and duties of the department shall include recordkeeping, providing data services, conducting audits, providing liaison with federal and state agencies, rendering taxpayer assistance, [~~and~~] collecting delinquent taxes ***and providing word processing services***;

(d) Department of ***Administrative*** [~~Professional and Support~~] Services. The Department of ***Administrative*** [~~Professional and Support~~] Services shall be headed by a commissioner. The functions and duties of the department shall include reviewing audits, conducting conferences, issuing final rulings, administering taxpayer protests, establishing Revenue Cabinet tax policies, representing the Revenue Cabinet in legal and administrative actions, providing management analysis, preparing publications, and providing personnel ***and***[~~,~~] fiscal [~~and word processing~~] services.

(3) The Revenue Cabinet shall be organized for administrative convenience into divisions in accordance with KRS Chapter 12.

(4) The Revenue Cabinet shall fully cooperate with and make information on tax receipts available to the Finance and Administration Cabinet's Office of Revenue Estimating and Economic Analysis as necessary for the office to perform its duties.

Section 2. KRS 12.020 is amended to read as follows:

Departments, program cabinets (and their departments) and the respective major administrative bodies that they include are enumerated in this section. It is not intended that this enumeration of administrative bodies be all-inclusive. Every authority, board, bureau, interstate compact, commission, committee, conference, council, office or any other form of organization shall be included in or attached to the department or program cabinet in which they are included or to which they are attached by statute or statutorily authorized executive order, provided, however, in the case of the Personnel Board, and where the attached department or administrative body is headed by a constitutionally elected officer, such attachment shall be solely for the purpose of dissemination of information and coordination of activities and shall not include any authority over the functions, personnel, funds, equipment, facilities, or records of such department or administrative body.

I. Cabinet for General Government - Departments headed by elected officers:

1. The Governor.

2. Lieutenant Governor.

3. Department of State.

(a) Secretary of State.

(b) Board of Elections.

4. Department of Law.

(a) Attorney General.

5. Department of the Treasury.

(a) Treasurer.

6. Department of Agriculture.

(a) Commissioner of Agriculture.

(b) Kentucky Council on Agriculture.

7. Department of Education.

(a) Superintendent of Public Instruction.

(b) State Board of Education.

8. Auditor of Public Accounts.

9. Railroad Commission.

II. Program cabinets headed by appointed officers:

1. Justice Cabinet:

(a) Department of State Police.

(b) Department of Criminal Justice Training.

(c) Office of Administration.

2. Education and Humanities Cabinet:

(a) Department for the Blind.

(b) Department of Education.

(c) Department for Libraries and Archives.

(d) Governor's Council on Vocational Education.

(e) Kentucky Industries for the Blind.

(f) Kentucky Educational Television.

(g) Kentucky Historical Society.

(h) Kentucky Teachers' Retirement System Board of Trustees.

(i) Kentucky School Building Authority.

3. Natural Resources and Environmental Protection Cabinet:

(a) Environmental Quality Commission.

(b) Kentucky Nature Preserves Commission.

(c) Department for Environmental Protection.

(d) Department for Natural Resources.

(e) Department for Surface Mining Reclamation and Enforcement.

(f) Office of General Counsel.

(g) Office of Communications and Community Affairs.

4. Transportation Cabinet:

(a) Department of Highways.

(b) Department of Vehicle Regulation.

(c) Department of Administrative Services.

(d) Department of Fiscal Management.

(e) Department of Rural and Municipal Aid.

(f) Office of Aeronautics.

(g) Office of General Counsel.

(h) Office of Public Relations.

(i) Office of Personnel Management.

(j) Office of Minority Affairs.

5. Cabinet for Economic Development:

(a) Department of Business Development.

(b) Department of the Arts.

(c) Tobacco Research Board.

(d) Kentucky Development Finance Authority.

(e) Office of Business and Technology.

6. Public Protection and Regulation Cabinet:

(a) Public Service Commission.

(b) Department of Insurance.

(c) Department of Housing, Buildings, and Construction.

(d) Department of Financial Institutions.

(e) Department of Mines and Minerals.

(f) Department of Public Advocacy.

(g) Department of Alcoholic Beverage Control.

(h) Kentucky Harness Racing Commission.

(i) Kentucky State Racing Commission.

(j) Registry of Election Finance.

(k) Board of Claims.

(l) Crime Victims Compensation Board.

(m) Kentucky Board of Tax Appeals.

(n) Backside Improvement Commission.

7. Cabinet for Human Resources:

(a) Department for Health Services.

(b) Department for Employment Services.

(c) Department for Social Insurance.

(d) Department for Social Services.

(e) Department for Medicaid Services.

(f) Department for Mental Health and Mental Retardation Services.

(g) Unemployment Insurance Commission.

(h) Commission for Handicapped Children.

(i) Public Assistance Appeals Board.

(j) Office of Administrative Services.

(k) Office of Communications and Council Affairs.

(l) Office of General Counsel.

(m) Office of Inspector General.

(n) Office of Policy and Budget.

(o) Office of the Ombudsman.

8. Finance and Administration Cabinet:

(a) Office of Legal and Legislative Services.

(b) Office of Management Services.

(c) Office of Historic Properties.

(d) Department for Administration.

(e) Department of Facilities Management.

(f) Department of Information Systems.

(g) State Property and Buildings Commission.

(h) Kentucky Pollution Abatement Authority.

(i) Kentucky Savings Bond Authority.

(j) Deferred Compensation Systems.

(k) Office of Equal Employment Opportunity Contract Compliance.

(l) Capital Plaza Authority.

(m) County Officials Compensation Board.

(n) Financial Disclosure Review Commission.

(o) Kentucky Employees Retirement Systems.

(p) Commonwealth Credit Union.

(q) State Investment Commission.

(r) Kentucky Housing Corporation.

(s) Governmental Services Center.

(t) Kentucky Local Correctional Facilities Construction Authority.

(u) Kentucky Turnpike Authority.

(v) Historic Properties Advisory Commission.

9. Energy Cabinet:

(a) Department of Energy Production and Utilization.

(b) Department of Energy Research and Development.

(c) Office of Administration.

(d) Office of Energy Policy and Evaluation.

10. Corrections Cabinet:

(a) Parole Board.

(b) Commission on Corrections and Community Services.

(c) Department of Adult Correctional Institutions.

(d) Department of Community Services and Facilities.

(e) Office of Administrative Services.

(f) Office of Corrections Training.

(g) Office of General Counsel.

11. Labor Cabinet:

(a) Department of Workplace Standards.

(b) Department of Workers' Claims.

(c) Kentucky Labor-Management Advisory Council.

(d) Occupational Safety and Health Standards Board.

(e) Prevailing Wage Review Board.

(f) Workers' Compensation Board.

(g) Kentucky Employees Insurance Association.

(h) Apprenticeship and Training Council.

(i) State Labor Relations Board.

(j) Kentucky Occupational Safety and Health Review Commission.

(k) Office of Administrative Services.

(l) Office of Labor Management Relations.

(m) Office of General Counsel.

12. Revenue Cabinet:

(a) Department of Property Taxation.

(b) Department of ***Tax Compliance*** [~~Processing and Enforcement~~].

(c) Department of ***Administrative*** [~~Professional and Support~~] Services.

[~~(d) Office of Revenue Estimating and Economic Analysis.~~]

13. Tourism Cabinet:

(a) Department of Travel Development.

(b) Department of Parks.

(c) Department of Fish and Wildlife Resources.

(d) Kentucky Horse Park Commission.

(e) State Fair Board.

(f) Office of Administrative Services.

(g) Office of General Counsel.

III. Other departments headed by appointed officers:

1. Department of Military Affairs.

2. Department of Personnel.

3. Council on Higher Education.

4. Department of Local Government.

5. Kentucky Commission on Human Rights.

6. Kentucky Commission on Women.

Section 3. The General Assembly hereby confirms Executive Order 89-207 to the extent it is not otherwise confirmed by this Act.

SB 91, AN ACT relating to the reorganization of the Corrections Cabinet.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 197.010 is amended to read as follows:

Definitions as used in this chapter, unless the context otherwise requires:

(1) "State agency" means any department, board, commission or agency of the state government;

(2) "Cabinet" means the Corrections Cabinet;

(3) "Penitentiaries" includes the state penal institutions for males at Eddyville and LaGrange, the Luther Luckett Correctional Complex, ***the Eastern Kentucky Correctional Complex,*** the institution for women located in Shelby County, and the minimum security facilities including, but not limited to, the Western Kentucky Farm Center, Roderer Farm Center, Frankfort Career Development Center, Blackburn Correctional Complex, and Bell County Forestry Camp, together with the branches thereof and any other similar institutions hereafter established. Northpoint Training Center shall be a temporary penitentiary.

Section 2. KRS 196.070 is amended to read as follows:

The secretary of the Corrections Cabinet shall:

(1) Supervise and administer the Kentucky State Reformatory, the Kentucky Correctional Institution for Women, the Kentucky State Penitentiary, Northpoint Training Center, the Luther Luckett Correctional Complex, ***the Eastern Kentucky Correctional Complex,*** other minimum security correctional institutions established and operated by the cabinet, or any divisions of those institutions, and the prison industry program within those institutions.

(2) Supervise the employment of prisoners who have not been paroled or conditionally released, either within or without the walls or enclosures of these institutions.

(3) Have the authority to transfer, with the approval of the secretary and the secretary of the Finance and Administration Cabinet, appropriated funds from the budget of one (1) penal institution to another.

(4) Determine minimum, maximum and conditional release dates of prisoners in accordance with KRS 197.045.

(5) Authorize the transfer of prisoners between institutions.

(6) Approve the forfeiture or restoration of good time earned by prisoners during their term of confinement.

Section 3. The General Assembly hereby confirms Executive Order 89-224 to the extent it is not otherwise confirmed in this Act.

SB 92, AN ACT relating to the reorganization of the Labor Cabinet.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. The General Assembly confirms the reorganization of the Labor Cabinet by Executive Order 89-727 as follows:

(1) Creating the Office of Administrative Services within the Department of Workers' Claims of the Labor Cabinet. The Office of Administrative Services shall be headed by an executive director appointed by the Workers' Compensation Board with the approval of the Governor pursuant to KRS 12.050. The executive director shall be directly responsible to the Commissioner of the Board. The office shall be responsible for coordinating activities with the Office of Administrative Services in the Labor Cabinet.

(2) Abolishing the Division of Workers' Compensation within the Department of Workers' Claims and transferring all functions, funds, personnel, equipment, records and facilities to the Office of Administrative Services within the Department of Workers' Claims.

(3) Creating the Office of General Counsel within the Department of Workers' Claims, provided an appointment is made pursuant to KRS 12.210. The Office of General Counsel shall provide legal services for the Department of Workers' Claims and shall be directly responsible to the Commissioner and Workers' Compensation Board.

(4) The General Assembly hereby confirms Executive Order 89-727 to the extent it is not otherwise confirmed by this Act.

SB 95, AN ACT relating to reorganization.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 152.264 is amended to read as follows:

(1) There is hereby created and established an agency and instrumentality and political subdivision of the Commonwealth and a public body corporate and politic to be known as the Kentucky ***Rural*** [~~depressed counties~~] Economic Development Authority, to perform essential governmental and public functions and purposes in improving and otherwise promoting the general welfare and material well-being of the people of the Commonwealth by the promotion, support and financing of economic development projects in qualified counties.

(2) The authority shall be governed by a board of directors consisting of seven (7) members, two (2) of whom shall be the secretary of the Economic Development Cabinet and the secretary of the Finance and Administration Cabinet, as ex officio public directors and five (5) of whom shall be private directors.

(3) Upon organization of the authority, the Governor of the Commonwealth shall appoint five (5) private directors to take office and to exercise all powers thereof immediately. Any appointee as private director shall serve until a qualified successor is appointed. In the case of a vacancy in the office of a private director, the Governor may appoint a person to hold office during the remainder of the term. The Governor may remove any private director in case of incompetency, neglect of duty, gross immorality or malfeasance in office; declare the office of the private director vacant; and appoint a person for the vacancy to hold office during the remainder of the term.

(4) The private directors of the authority shall each serve a term of four (4) years, except that the terms of the first appointments will be made as follows: two (2) private directors shall serve for a term of two (2) years, two (2) private directors shall serve for a term of three (3) years, and one (1) private director shall serve for a term of four (4) years.

(5) The secretary of the Finance and Administration Cabinet shall serve as the chairman and presiding officer of the authority and the secretary of the Economic Development Cabinet shall serve as the vice chairman of the authority and shall serve as presiding officer of the authority in the absence of its chairman. The authority may elect a secretary and treasurer, who are not required to be directors of the authority, each of whom shall serve at the pleasure of the authority and shall receive compensation to be paid from funds appropriated for the purpose. Any treasurer elected by the authority shall deliver to the authority and the Commonwealth a bond for his faithful accounting of all funds coming into his custody, from time to time, in the amount the authority shall prescribe. The bond shall be given by a corporate surety qualified to do business in the Commonwealth and the premium shall be paid by the authority.

(6) Each public director of the authority may designate an alternate to attend meetings and participate in the consideration of and voting upon business and transactions, in the same manner and subject to the same procedures as are set forth in KRS 56.450(5) for members and alternates of the State Property and Buildings Commission. Private directors shall not designate alternates.

(7) A majority of the board of directors of the authority, determined by excluding any existing vacancies from the total number of directors, shall constitute a quorum for the purposes of conducting its business and exercising its powers and for all other purposes.

(8) Action shall be taken by the authority upon a vote of a majority of the directors present at a meeting, at which a quorum shall exist, called upon three (3) days' written notice to each director or upon the concurrence of any six (6) directors.

(9) The directors shall receive no compensation for their services in that capacity, but shall be entitled to their reasonable and necessary expenses actually incurred in discharging their duties as directors under KRS 152.262 to 152.298.

Section 2. KRS 152.260 is amended to read as follows:

The following words and terms, unless the context clearly indicates a different meaning, shall have the following respective meanings:

(1) "Approved company" means any eligible company seeking to locate an economic development project in a qualified county, which eligible company is approved by the authority pursuant to KRS 152.262 to 152.298.

(2) "Approved costs" means:

(a) Obligations incurred for labor and to contractors, subcontractors, builders and materialmen in connection with the acquisition, construction and installation of an economic development project;

(b) The cost of acquiring land or rights in land and any cost incidental thereto, including recording fees;

(c) The cost of contract bonds and of insurance of all kinds that may be required or necessary during the course of acquisition, construction and installation of an economic development project which is not paid by the contractor or contractors or otherwise provided for;

(d) All costs of architectural and engineering services, including test borings, surveys, estimates, plans and specifications, preliminary investigations, and supervision of construction, as well as for the performance of all the duties required by or consequent upon the acquisition, construction and installation of an economic development project;

(e) All costs which shall be required to be paid under the terms of any contract or contracts for the acquisition, construction and installation of an economic development project; and

(f) All other costs of a nature comparable to those described above.

(3) "Assessment" means the job development assessment fee authorized by KRS 152.262 to 152.298.

(4) "Authority" means the Kentucky ***Rural*** [~~depressed counties~~] Economic Development Authority created by KRS 152.262 to 152.298.

(5) "Bonds" means the revenue bonds, notes or other debt obligations of the authority authorized to be issued by the authority, eligible companies or other state agency.

(6) "Commonwealth" means the Commonwealth of Kentucky.

(7) "Economic development project" means and includes the acquisition of any real estate in a qualified county and the construction and installation thereon, and with respect thereto, of improvements and facilities necessary or desirable for improvement of the real estate, including surveys, site tests and inspections, subsurface site work, excavation, removal of structures, roadways, cemeteries and other surface obstructions, filling, grading and provision of drainage, storm water detention, installation of utilities such as water, sewer, sewage treatment, gas, electricity, communications and similar facilities, off-site construction of utility extensions to the boundaries of the real estate, and the acquisition and installation of manufacturing facilities on the real estate, for lease by the authority to an approved company for use and occupancy by the approved company or its affiliates for manufacturing purposes.

(8) "Eligible company" means any corporation, partnership, sole proprietorship, business trust or other entity engaged in manufacturing which meets the standards promulgated by the authority pursuant to KRS 152.262 to 152.298.

(9) "Financing agreement" means any agreement entered into, pursuant to KRS 152.262 to 152.298, on behalf of the authority or other lenders or both and an approved company with respect to an economic development project.

(10) "Manufacturing" means any activity involving the manufacturing, processing, assembling or production of any property, including the processing resulting in a change in the conditions of the property and any activity functionally related thereto, together with the storage, warehousing, distribution and related office facilities in respect thereof; however, in no event shall "manufacturing" include mining, coal or mineral processing, or extraction of minerals.

(11) "Qualified county" means any county certified as such by the authority pursuant to KRS 152.262 to 152.298.

(12) "State agency" shall have the meaning assigned to the term in KRS 56.440(8).

(13) "Revenues" shall not be considered state funds.

Section 3. The General Assembly hereby confirms Executive Order 88-648 to the extent it is not otherwise confirmed by this Act.

SB 97, AN ACT relating to reorganization.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 11 IS CREATED TO READ AS FOLLOWS:

(1) The Governor's Office for Coal and Energy Policy is created as a major organizational unit within the Governor's office. The office shall be headed by an executive director appointed pursuant to KRS 12.050. The executive director shall be a special assistant to the Governor for coal and energy policy, and shall report to the Governor through the secretary of the cabinet.

(2) The executive director shall maintain staff employed pursuant to KRS Chapter 18A sufficient to carry out the functions of the office.

SECTION 2. KRS 152A.090 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

[~~The department of energy research and development shall be headed by a commissioner, appointed by and directly responsible to the secretary in accordance with KRS 12.050.~~] The ***Governor's Office for Coal and Energy Policy*** [~~department of energy research and development~~] shall be responsible for conducting and coordinating energy related research and development activities in Kentucky concerning coal ***and***[;] other fossil fuels [~~and other organic fuels as well as solar and other renewable energy resources~~]. The ***office*** [~~department~~] shall ***encourage*** [~~have the responsibility for encouraging~~] demonstration projects of promising technologies and processes for the direct utilization of coal, as well as for converting coal into environmentally acceptable fuels in liquid, gaseous, and solid forms. The ***office*** [~~department~~] shall ***provide*** [~~have responsibility for providing~~] technical assistance to encourage the commercial application of new energy technologies by industries and others in Kentucky***, and analyze the economic and technological feasibility of coal conversion processes and other technologies for energy development***. The ***office*** [~~department~~] shall have additional ***responsibilities*** [~~responsibility~~] as assigned by the ***Governor.*** [~~secretary. The department shall consist of the following organizational units which are hereby created:~~

~~(1) Division of demonstration projects. The division of demonstration projects within the department of energy research and development shall be headed by a director, appointed by the secretary upon recommendation from the commissioner. The division of demonstration projects shall advise the commissioner of the department of energy research and development and the energy research board on all matters relative to the energy research and demonstration trust fund.~~

~~(2) Division of technology assessment. The division of technology assessment within the department of energy research and development shall be headed by a director appointed by the secretary upon recommendation of the commissioner. The division shall analyze the economic and technological feasibility of coal conversion processes and other technologies for energy development.~~]

SECTION 3. KRS 152A.100 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

The ***Governor's Office for Coal and Energy Policy*** [~~department of energy research and development~~] shall execute a research program designed to develop new and more effective and environmentally acceptable uses for coal and improve existing uses for Kentucky's fossil fuels and other natural resources. The ***office*** [~~Energy Cabinet~~] may enter into contractual relationships with the ***Center for Applied Energy*** [~~Institute of Mining and Minerals~~] Research at the University of Kentucky and [~~such~~] other research organizations [~~as~~] deemed appropriate to carry out ***the*** [~~such~~] research.

SECTION 4. KRS 152A.125 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

[~~The department of energy production and utilization shall be headed by a commissioner appointed by and directly responsible to the secretary in accordance with KRS 12.050.~~] The ***Governor's Office for Coal and Energy Policy*** [~~department~~] shall ***insure*** [~~have responsibility for insuring~~] the increased production of fossil fuels***,*** ***enhance*** [~~and the wiser utilization of domestic alternate energy sources. The department shall consist of the following organizational units:~~

~~(1) Division of coal development. The division of coal development shall be headed by a director appointed by the secretary, upon recommendation from the commissioner. The division shall be responsible for enhancing~~] the markets for Kentucky coal, ***implement*** [~~implementing~~] solutions for improving Kentucky coal production and transportation, ***provide*** [~~providing~~] basic assistance to small coal operators and ***coordinate*** [~~coordinating~~] assistance to Kentucky's coal operators.

[~~(2) Division of alternate energy development. The division of alternate energy development shall be headed by a director appointed by the secretary, upon recommendation from the commissioner. The division shall be responsible for providing for the application of appropriate technologies, including the development of solar and other renewable energy resources and small scale hydroelectric plants. The division shall also be responsible for promoting, when feasible, the production of energy from other resources such as solid waste and biomass.~~

~~(3) The division of conservation. The division of conservation shall be headed by a director appointed by the secretary, upon recommendation from the commissioner. The division of conservation shall have responsibility for conducting energy audits of educational facilities, state-owned buildings, and implementation of the Kentucky state energy conservation plans.~~]

SECTION 5. KRS 152A.170 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

Except as otherwise provided by law, the ***Governor's Office for Coal and Energy Policy*** [~~cabinet~~] shall administer all state programs and all state and federally funded grant programs related to ***coal and fossil fuels*** [~~energy~~] except those conducted by institutions of higher education.

SECTION 6. KRS 152A.180 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

The ***Governor's Office for Coal and Energy Policy*** [~~secretary~~] may promulgate administrative regulations consistent with the provisions of ***Section 1 to Section 6 of this Act*** [~~KRS 152A.011 to 152A.180~~].

SECTION 7. KRS 152A.210 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

As used in ***Section 8 to Section 13 of this Act, and Section 3 of this Act*** [~~KRS 152A.220 to 152A.280, and KRS 152A.100~~] unless the context requires otherwise, the term "research" includes scientific, technical, and economic research and the practical application of that research; the term ***"special assistant"*** [~~"secretary"~~] shall mean the ***special assistant to the Governor for coal and energy policy*** [~~secretary of the Kentucky department of energy; the term "board" shall mean the board for energy research~~].

SECTION 8. KRS 152A.220 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

The ***special assistant*** [~~secretary~~] shall formulate and execute an extensive overall research program designed to develop new and more effective uses for fossil fuels, hydrocarbons and other natural resources and to improve and expand existing uses for fossil fuels, hydrocarbons and other natural resources.

SECTION 9. KRS 152A.230 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

The ***special assistant*** [~~secretary~~] shall:

(1) Contract for, sponsor, cosponsor, and promote the coordination of research projects conducted by the federal government and its agencies, industrial associations, educational institutions, qualified nonprofit organizations, qualified private consulting firms, private industry, and other agencies. In this phase of the program, the ***special assistant*** [~~secretary~~] shall attempt to make use of every existing suitable research facility in Kentucky;

(2) Collect and promote the coordination of all available research information on the production, preparation, distribution, and uses of fossil fuels, hydrocarbons and other natural resources;

(3) Make available to the public generally all information, uses, products, processes, patents, and other developments resulting from research authorized by ***Section 9 to Section 13 of this Act*** [~~KRS 152A.220 to 152A.280~~];

(4) Cooperate to the fullest extent possible with all state government agencies, federal government agencies, departments, independent establishments, and all other interested agencies, governmental and nongovernmental, public and private, domestic and foreign. Before the ***special assistant*** [~~secretary~~] initiates any research under the authority of ***Section 9 to Section 13 of this Act*** [~~KRS 152A.220 to 152A.280~~] he shall first consult with such departments, agencies, or independent establishments of the federal government and of state governments in order to avoid duplication of effort and expense; ***and***

(5) Conduct research projects only when he is unable to contract or otherwise provide for the desired research to be conducted by any other qualified organization or medium on reasonable terms and conditions.

SECTION 10. KRS 152A.240 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

(1) ***When*** [~~Whenever~~] in the estimation of the ***special assistant*** [~~secretary~~] the purposes of ***Section 9 to Section 13 of this Act*** [~~KRS 152A.220 to 152A.280~~] would be furthered through the use of patented processes or equipment, the ***special assistant may*** [~~secretary is authorized to~~] enter into [~~such~~] agreements [~~as he deems necessary~~] for the acquisition or use of ***the*** [~~such~~] patents on reasonable terms and conditions.

(2) The ***special assistant may*** [~~secretary is authorized to~~] acquire by condemnation, purchase, options to purchase, lease, or otherwise [~~such~~] real property [~~as may be necessary~~] to enable him to carry out his duties under ***Section 9 to Section 13 of this Act*** [~~KRS 152A.220 to 152A.280~~].

(3) The ***special assistant*** [~~secretary~~] may accept funds that are donated or otherwise made available to him, and spend them in the program established by ***Section 9 to Section 13 of this Act*** [~~KRS 152A.220 to 152A.280~~].

SECTION 11. KRS 152A.260 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

The ***special assistant*** [~~secretary~~] may finance studies by academic institutions or academic persons under the program established by ***Section 9 to Section 13 of this Act*** [~~KRS 152A.220 to 152A.280~~]. The ***special assistant*** [~~secretary~~] shall recommend to the Governor the institutions and persons to which and the specific purposes for which study grants should be made, and grants shall be made by the Governor. In making his recommendations, the ***special assistant*** [~~secretary~~] may call special attention to institutions or persons that have developed or promise to develop a new chemical, a new by-product, or another derivative from fossil fuels, hydrocarbons or other natural resources.

SECTION 12. KRS 152A.270 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

The Governor ***may*** [~~is authorized to~~] further the program established by ***Section 9 to Section 13 of this Act*** [~~KRS 152A.220 to 152A.280~~] by entering into appropriate agreements with the federal government and with other states.

SECTION 13. KRS 152A.280 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 11 AND AMENDED TO READ AS FOLLOWS:

In cooperation with the Superintendent of Public Instruction, the Council on Higher Education and the governing bodies of the state institutions of higher learning, the ***special assistant*** [~~secretary~~] shall, ***if*** [~~wherever~~] feasible, make plans and provisions for extending the program established by ***Section 9 to Section 13 of this Act*** [~~KRS 152A.220 to 152A.280~~] into the regular courses of instruction in chemistry in the public high schools and junior colleges, and state universities and colleges.

Section 14. The General Assembly confirms Executive Order 89-396 as amended by Executive Order 89-656 as follows:

(1) The Division of Conservation and the Division of Alternate Energy Development within the Energy Cabinet are hereby transferred to a newly created Division of Energy within the Department for Natural Resources, Natural Resources and Environmental Protection Cabinet. The division shall be headed by a director appointed pursuant to KRS 12.050. All functions, funds, personnel and equipment assigned to the transferred divisions shall be assigned to the newly created division. The division shall be responsible for subsections (28) and (29) of Section 15 of this Act.

(2) The Division of Abandoned Lands, assigned to the Department for Natural Resources within the Natural Resources and Environmental Protection Cabinet by Executive Order 80-724 is hereby transferred to the Department for Surface Mining Reclamation and Enforcement within the cabinet.

(3) The Department of Mines and Minerals is hereby moved from the old Mineral Industries Building on the University of Kentucky campus in Lexington to the Energy Complex at the Spindletop Center on Iron Works Road, Lexington, Kentucky.

Section 15. KRS 224.033 is amended to read as follows:

In addition to any other powers and duties vested in it by law, the cabinet shall have the authority, power, and duty to:

(1) Exercise general supervision of the administration and enforcement of this chapter, and all rules, regulations and orders promulgated thereunder;

(2) Prepare and develop a comprehensive plan or plans related to the environment of the Commonwealth;

(3) Encourage industrial, commercial, residential and community development which provides the best usage of land areas, maximizes environmental benefits and minimizes the effects of less desirable environmental conditions;

(4) Develop and conduct a comprehensive program for the management of water, land, and air resources to assure their protection and balance utilization consistent with the environmental policy of the Commonwealth;

(5) Provide for the prevention, abatement, and control of all water, land, and air pollution including but not limited to that related to particulates, pesticides, gases, dust, vapors, noise, radiation, odor, nutrients, heated liquid, or other contaminants;

(6) Provide for the control and regulation of surface coal mining and reclamation in a manner to accomplish the purposes of KRS Chapter 350;

(7) Secure necessary scientific, technical, administrative, and operational services, including laboratory facilities, by contract or otherwise;

(8) Collect and disseminate information and conduct educational and training programs relating to the protection of the environment;

(9) Appear and participate in proceedings before any federal regulatory agency involving or affecting the purposes of the cabinet;

(10) Enter and inspect any property or premises for the purpose of investigating either actual or suspected sources of pollution or contamination or for the purpose of ascertaining compliance or noncompliance with this chapter, or any rule or regulation which may be promulgated thereunder;

(11) Conduct investigations and hold hearings and compel the attendance of witnesses and the production of accounts, books and records by the issuance of subpoenas;

(12) Accept, receive, and administer grants or other funds or gifts from public and private agencies including the federal government for the purpose of carrying out any of the functions of the cabinet. Such funds received by the cabinet shall be deposited in the State Treasury to the account of the cabinet;

(13) Request and receive the assistance of any state or municipal educational institution, experiment station, laboratory, or other agency when it is deemed necessary or beneficial by the cabinet in the performance of its duties;

(14) Advise, consult, and cooperate with other agencies of the Commonwealth, other states, the federal government, and interstate and interlocal agencies, and affected persons, groups and industries;

(15) Formulate guides for measuring presently unidentified environmental values and relationships so they can be given appropriate consideration along with social, economic, and technical considerations in decision making;

(16) Monitor the environment to afford more effective and efficient control practices, to identify changes and conditions in ecological systems and to warn of emergency conditions;

(17) Adopt, modify or repeal with the recommendation of the commission any standard, rule, regulation or plan specified in subsections (5) and (6) of KRS 224.045;

(18) Issue, after hearing, orders abating activities in violation of this chapter, or the provisions of this chapter, or the regulations promulgated pursuant thereto and requiring the adoption of such remedial measures as the cabinet may deem necessary;

(19) Issue, continue in effect, revoke, modify, suspend or deny under such conditions as the cabinet may prescribe and require that applications be accompanied by plans, specifications, and such other information as the cabinet deems necessary for the following permits:

(a) Permits to discharge into any waters of the Commonwealth, and for the installation, alteration, expansion, or operation of any sewage system; however, the cabinet may refuse to issue ***the*** [~~such~~] permits to any person, or any partnership, corporation, etc. of which ***the*** [~~such~~] person owns more than ten percent (10%) interest, who has improperly constructed, operated or maintained a sewage system willfully, through negligence, or because of lack of proper knowledge or qualifications until ***the*** [~~such~~] time [~~as~~] that person demonstrates proper qualifications to the cabinet and provides the cabinet with a performance bond;

(b) Permits for the installation, alteration, or use of any machine, equipment, device or other article that may cause or contribute to air pollution or is intended primarily to prevent or control the emission of air pollution; or

(c) Permits for the establishment or construction and the operation or maintenance of waste disposal sites and facilities.

(20) May establish, by regulation, a fee or schedule of fees for the cost of processing applications for permits authorized by this chapter, and for the cost of processing applications for exemptions or partial exemptions which may include but not be limited to the administrative costs of a hearing held as a result of such exemption application, except that applicants for existing or proposed publicly owned facilities shall be exempt from any such charge;

(21) May require for persons discharging into the waters or onto the land of the Commonwealth, by regulation, order or permit, technological levels of treatment and effluent limitations;

(22) Require, by regulation, that any person engaged in any operation regulated pursuant to this chapter install, maintain, and use at such locations and intervals as the cabinet may prescribe any equipment, device or test and the methodologies and procedures for the use of such equipment, device or test to monitor the nature and amount of any substance emitted or discharged into the ambient air or waters or land of the Commonwealth and to provide any information concerning such monitoring to the cabinet in accordance with the provisions of subsection (23) of this section;

(23) Require by regulation that any person engaged in any operation regulated pursuant to this chapter file with the cabinet reports containing information as to location, size, height, rate of emission or discharge,

and composition of any substance discharged or emitted into the ambient air or into the waters or onto the land of the Commonwealth, and such other information as the cabinet may require;

(24) Promulgate rules, regulations, guidelines, and standards for waste planning and management activities, approve waste management facilities, develop and publish a comprehensive statewide plan for nonhazardous waste management which shall contain, but not be limited to, the provisions set forth in KRS 224.888, and develop and publish a comprehensive statewide plan for hazardous waste management which shall contain, but not be limited to, the following:

(a) A description of current hazardous waste management practices and costs, including treatment and disposal, within the Commonwealth;

(b) An inventory and description of all existing facilities where hazardous waste is being generated, treated, recycled, stored, or disposed of, including an inventory of the deficiencies of present facilities in meeting current hazardous waste management needs and a statement of the ability of present hazardous waste management facilities to comply with state and federal laws relating to hazardous waste;

(c) A description of the sources of hazardous waste affecting the Commonwealth including the types and quantities of hazardous waste currently being generated and a projection of such activities as can be expected to continue for not less than twenty (20) years into the future; and

(d) An identification and continuing evaluation of those locations within the Commonwealth which are naturally or may be engineered to be suitable for the establishment of hazardous waste management facilities, and an identification of those general characteristics, values, and attributes which would render a particular location unsuitable, consistent with the policy of minimizing land disposal and encouraging the treatment and recycling of ***the*** [~~such~~] wastes;

The statewide waste management plans shall be developed consistent with state and federal laws relating to waste;

(25) Perform [~~such~~] other [~~and further~~] acts [~~as may be~~] necessary to carry out the duties and responsibilities [~~herein~~] described ***in this section***;

(26) Preserve existing clean air resources while ensuring economic growth by issuing regulations, which shall be no more stringent than federal requirements, setting maximum allowable increases from stationary sources over baseline concentrations of air contaminants to prevent significant deterioration in areas meeting the state and national ambient air quality standards; [~~and~~]

(27) Promulgate rules and regulations concerning the bonding provisions of subsection (19)(a) of this section, setting forth bonding requirements including, but not limited to, requirements for the amount, duration, release and forfeiture of such bonds. All funds from the forfeiture of bonds required pursuant to this section shall be placed in the state treasury and credited to a special trust and agency account which shall not lapse. Such account shall be known as the "sewage treatment system rehabilitation fund" and all moneys placed in the fund shall be used for the elimination of nuisances and hazards created by sewage systems which were improperly built, operated, or maintained, and insofar as practicable be used to correct the problems at the same site for which the bond or other sureties were originally provided; [~~and~~]

(28) Develop and implement programs for the development, conservation and utilization of energy in a manner to meet essential human needs while maintaining the Kentucky economy at the highest feasible level. The programs shall include:

(a) Central access for collection, maintenance and analysis of data and information on all forms of energy supplies, demand, conservation and related subjects;

(b) Formulation of a contingency plan to cope with any energy shortage which may occur from time to time. The contingency plan shall relate to the curtailment, allocation, planning and management of all forms of energy;

(c) Development and implementation of major energy conservation programs involving all sectors of the Kentucky economy including energy audits of educational facilities and state owned buildings; and

(d) Provision for the application of appropriate technologies with regard to alternate energy development, including the development of solar and other renewable resources and small scale hydroelectric plants, and, promotion, when feasible, of the production of energy from other resources such as solid waste and biomass;

(29) Enter into agreements, administer grant programs and serve as liaison with the federal government and other states regarding the programs mandated by subsection (28) of this section; and

(30)[~~(28)~~] Promulgate administrative regulations not inconsistent with the provisions of law administered by the cabinet.

SECTION 16. KRS 152A.160 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 224 AND AMENDED TO READ AS FOLLOWS:

All rules, regulations, acts, agreements, determinations and decisions of the [~~department of~~] Energy ***Cabinet*** and the Kentucky Center for Energy Research shall remain in effect within the ***Natural Resources and Environmental Protection Cabinet*** [~~department~~] until duly modified or repealed by the secretary.

SECTION 17. KRS 152A.120 IS REPEALED AND RE-ENACTED AS A NEW SECTION OF KRS CHAPTER 224 AND AMENDED TO READ AS FOLLOWS:

The Department of ***Business*** [~~Energy Research and~~] Development shall be responsible for energy resource information. The ***Commerce*** [~~Energy~~] Cabinet may enter into a contractual agreement between the department and the Kentucky Geological Survey and such other organizations deemed necessary in order to perform this function.

Section 18. KRS 351.080 is amended to read as follows:

[~~(1) Adequate offices shall be furnished the department in the Mineral Industries Building on the University of Kentucky campus at Lexington, and its main office shall be located there. Adequate parking space shall be furnished the department immediately behind and adjacent to the Mineral Industries Building and ingress and egress to said parking facilities shall be provided. The department shall have access to the facilities of the Mining Laboratory and the Kentucky Geological Survey. The commissioner shall have full authority over the Mineral Industries Building, a state-owned building.~~

~~(2)~~] The offices of the mine inspectors shall be at such places within their respective districts as the commissioner designates, and each mine inspector shall be provided with a suitable office.

Section 19. KRS 11.065 is amended to read as follows:

(1) The secretaries of the Justice Cabinet, the Education and Humanities Cabinet, the Natural Resources and Environmental Protection Cabinet, the Transportation Cabinet, the Cabinet for Economic Development, the Public Protection and Regulation Cabinet, the Cabinet for Human Resources, the Finance and Administration Cabinet, [~~the Energy Cabinet,~~] the Corrections Cabinet, the Revenue Cabinet, the Tourism Cabinet, the Labor Cabinet, the secretary of the Governor's Executive Cabinet and the Lieutenant Governor shall constitute the Governor's Executive Cabinet. There shall be a vice-chairman appointed by the Governor who shall serve in an advisory capacity to the Executive Cabinet. The Governor shall be the chairman and the secretary of the Finance and Administration Cabinet shall be a second vice-chairman of the Executive Cabinet. The Governor may designate others to serve as vice-chairman.

(2) The cabinet shall meet not less than once every two (2) months and at other times on call of the Governor. The Executive Cabinet shall be a part of the Office of the Governor and shall not constitute a separate department or agency of the state. Members of the cabinet shall be the major assistants to the Governor in the administration of the state government and shall assist the Governor in the proper operation of his office and perform such other duties as the Governor may require of them.

(3) The cabinet shall consider such matters involving policies and procedures as the Governor or any member may place before it. The cabinet shall advise and consult with the Governor on all matters affecting the welfare of the state.

Section 20. KRS 12.020 is amended to read as follows:

Departments, program cabinets (and their departments) and the respective major administrative bodies that they include are enumerated in this section. It is not intended that this enumeration of administrative bodies be all-inclusive. Every authority, board, bureau, interstate compact, commission, committee, conference, council, office or any other form of organization shall be included in or attached to the department or program cabinet in which they are included or to which they are attached by statute or statutorily authorized executive order, provided, however, in the case of the Personnel Board, and where the attached department or administrative body is headed by a constitutionally elected officer, such attachment shall be solely for the purpose of dissemination of information and coordination of activities and shall not include any authority over the functions, personnel, funds, equipment, facilities, or records of such department or administrative body.

I. Cabinet for General Government - Departments headed by elected officers:

1. The Governor.

2. Lieutenant Governor.

3. Department of State.

(a) Secretary of State.

(b) Board of Elections.

4. Department of Law.

(a) Attorney General.

5. Department of the Treasury.

(a) Treasurer.

6. Department of Agriculture.

(a) Commissioner of Agriculture.

(b) Kentucky Council on Agriculture.

7. Department of Education.

(a) Superintendent of Public Instruction.

(b) State Board of Education.

8. Auditor of Public Accounts.

9. Railroad Commission.

II. Program cabinets headed by appointed officers:

1. Justice Cabinet:

(a) Department of State Police.

(b) Department of Criminal Justice Training.

(c) Office of Administration.

2. Education and Humanities Cabinet:

(a) Department for the Blind.

(b) Department of Education.

(c) Department for Libraries and Archives.

(d) Governor's Council on Vocational Education.

(e) Kentucky Industries for the Blind.

(f) Kentucky Educational Television.

(g) Kentucky Historical Society.

(h) Kentucky Teachers' Retirement System Board of Trustees.

(i) Kentucky School Building Authority.

3. Natural Resources and Environmental Protection Cabinet:

(a) Environmental Quality Commission.

(b) Kentucky Nature Preserves Commission.

(c) Department for Environmental Protection.

(d) Department for Natural Resources.

(e) Department for Surface Mining Reclamation and Enforcement.

(f) Office of General Counsel.

(g) Office of Communications and Community Affairs.

4. Transportation Cabinet:

(a) Department of Highways.

(b) Department of Vehicle Regulation.

(c) Department of Administrative Services.

(d) Department of Fiscal Management.

(e) Department of Rural and Municipal Aid.

(f) Office of Aeronautics.

(g) Office of General Counsel.

(h) Office of Public Relations.

(i) Office of Personnel Management.

(j) Office of Minority Affairs.

5. Cabinet for Economic Development:

(a) Department of Business Development.

(b) Department of the Arts.

(c) Tobacco Research Board.

(d) Kentucky Development Finance Authority.

(e) Office of Business and Technology.

6. Public Protection and Regulation Cabinet:

(a) Public Service Commission.

(b) Department of Insurance.

(c) Department of Housing, Buildings, and Construction.

(d) Department of Financial Institutions.

(e) Department of Mines and Minerals.

(f) Department of Public Advocacy.

(g) Department of Alcoholic Beverage Control.

(h) Kentucky Harness Racing Commission.

(i) Kentucky State Racing Commission.

(j) Registry of Election Finance.

(k) Board of Claims.

(l) Crime Victims Compensation Board.

(m) Kentucky Board of Tax Appeals.

(n) Backside Improvement Commission.

7. Cabinet for Human Resources:

(a) Department for Health Services.

(b) Department for Employment Services.

(c) Department for Social Insurance.

(d) Department for Social Services.

(e) Department for Medicaid Services.

(f) Department for Mental Health and Mental Retardation Services.

(g) Unemployment Insurance Commission.

(h) Commission for Handicapped Children.

(i) Public Assistance Appeals Board.

(j) Office of Administrative Services.

(k) Office of Communications and Council Affairs.

(l) Office of General Counsel.

(m) Office of Inspector General.

(n) Office of Policy and Budget.

(o) Office of the Ombudsman.

8. Finance and Administration Cabinet:

(a) Office of Legal and Legislative Services.

(b) Office of Management Services.

(c) Office of Historic Properties.

(d) Department for Administration.

(e) Department of Facilities Management.

(f) Department of Information Systems.

(g) State Property and Buildings Commission.

(h) Kentucky Pollution Abatement Authority.

(i) Kentucky Savings Bond Authority.

(j) Deferred Compensation Systems.

(k) Office of Equal Employment Opportunity Contract Compliance.

(l) Capital Plaza Authority.

(m) County Officials Compensation Board.

(n) Financial Disclosure Review Commission.

(o) Kentucky Employees Retirement Systems.

(p) Commonwealth Credit Union.

(q) State Investment Commission.

(r) Kentucky Housing Corporation.

(s) Governmental Services Center.

(t) Kentucky Local Correctional Facilities Construction Authority.

(u) Kentucky Turnpike Authority.

(v) Historic Properties Advisory Commission.

9. [~~Energy Cabinet:~~

~~(a) Department of Energy Production and Utilization.~~

~~(b) Department of Energy Research and Development.~~

~~(c) Office of Administration.~~

~~(d) Office of Energy Policy and Evaluation.~~

~~10.~~] Corrections Cabinet:

(a) Parole Board.

(b) Commission on Corrections and Community Services.

(c) Department of Adult Correctional Institutions.

(d) Department of Community Services and Facilities.

(e) Office of Administrative Services.

(f) Office of Corrections Training.

(g) Office of General Counsel.

10.[~~11.~~] Labor Cabinet:

(a) Department of Workplace Standards.

(b) Department of Workers' Claims.

(c) Kentucky Labor-Management Advisory Council.

(d) Occupational Safety and Health Standards Board.

(e) Prevailing Wage Review Board.

(f) Workers' Compensation Board.

(g) Kentucky Employees Insurance Association.

(h) Apprenticeship and Training Council.

(i) State Labor Relations Board.

(j) Kentucky Occupational Safety and Health Review Commission.

(k) Office of Administrative Services.

(l) Office of Labor Management Relations.

(m) Office of General Counsel.

11.[~~12.~~] Revenue Cabinet:

(a) Department of Property Taxation.

(b) Department of Processing and Enforcement.

(c) Department of Professional and Support Services.

(d) Office of Revenue Estimating and Economic Analysis.

12.[~~13.~~] Tourism Cabinet:

(a) Department of Travel Development.

(b) Department of Parks.

(c) Department of Fish and Wildlife Resources.

(d) Kentucky Horse Park Commission.

(e) State Fair Board.

(f) Office of Administrative Services.

(g) Office of General Counsel.

III. Other departments headed by appointed officers:

1. Department of Military Affairs.

2. Department of Personnel.

3. Council on Higher Education.

4. Department of Local Government.

5. Kentucky Commission on Human Rights.

6. Kentucky Commission on Women.

Section 21. KRS 12.250 is amended to read as follows:

There are established within state government the following program cabinets:

(1) Justice Cabinet.

(2) Education and Humanities Cabinet.

(3) Natural Resources and Environmental Protection Cabinet.

(4) Transportation Cabinet.

(5) Cabinet for Economic Development.

(6) Public Protection and Regulation Cabinet.

(7) Cabinet for Human Resources.

(8) Finance and Administration Cabinet.

(9) [~~Energy Cabinet.~~

~~(10)~~] Corrections Cabinet.

(10)[~~(11)~~] Tourism Cabinet.

(11)[~~(12)~~] Revenue Cabinet.

(12)[~~(13)~~] Labor Cabinet.

Section 22. KRS 42.540 is amended to read as follows:

Notwithstanding KRS 41.290, every nonprofit fiduciary holding funds for the benefit of any form of state organization*,* including but not limited to*,* Eastern Kentucky University, Kentucky State University, Morehead State University, Murray State University, Northern Kentucky University, University of Kentucky, University of Louisville, Western Kentucky University, *and* the State Fair Board[~~; and the Kentucky department of energy~~] shall make a report according to generally accepted accounting principles of all money received and disbursed during each fiscal year, on or before the 15th of July, showing receipts, expenditures, depositories, rates of interest paid by depositories, investments, and rates of return in investments to the state investment commission. Such fiduciaries include, but are not limited to Eastern Kentucky University Foundation; Kentucky State University Foundation, Inc.; Morehead State University Foundation, Inc.; Morehead Alumni Foundation, Inc.; Eagle Athletic Foundation, Inc.; Murray State University Foundation; Northern Kentucky University Foundation, Inc.; University of Kentucky Research Foundation; University of Kentucky Athletics Association; The Fund for the Advancement of Education and Research in the University of Kentucky Medical Center; Health Care Collection Service, Inc.; McDowell Cancer Network, Inc.; University of Kentucky-Business

Partnership Foundation, Inc.; Kentucky Medical Services Foundation, Inc.; University of Louisville Foundation, Inc.; University of Louisville Hospital, Inc.; University of Louisville Institute of Industrial Research, Inc.; University of Louisville Medical School Fund, Inc.; The College Heights Foundation; KFEC Research and Development Foundation, Inc.; Kentucky Export Resources Authority, Inc. and all similar nonprofit fiduciaries for the benefit of any form of state organization and their successors.

Section 23. KRS 42.566 is amended to read as follows:

(1) The funds appropriated by the General Assembly shall be expended in a manner consistent with the judgments and settlements, as amended, which produced the oil overcharge refunds, as follows:

(a) The sum of five hundred thousand dollars ($500,000) or eight percent (8%) of the amount appropriated each fiscal year, whichever is greater, shall be distributed annually to the ***Natural Resources and Environmental Protection*** [~~Energy~~] Cabinet for expenditure in the institutional conservation program established pursuant to Part G of Title III of the Energy Policy and Conservation Act, 42 U.S.C. Section 6371 et seq. The source of these funds shall be deemed to be the trust funds produced by the Stripper Well litigation, In Re Department of Energy Stripper Well Exemption Litigation, D.C. Kan., M.D.L. No. 378, and the Diamond Shamrock litigation, Diamond Shamrock Refining Co. v. Standard Oil of Indiana, D.C. Ind., Civil Action No. C-84-1432, and interest accumulated thereon.

(b) The balance of the trust funds appropriated for expenditure in any fiscal year shall be distributed to the Cabinet for Human Resources and allocated as follows:

1. Forty percent (40%) of the trust funds received by the cabinet in any fiscal year shall be allocated to the cabinet's program for weatherization of low-income households established pursuant to Part A of the Energy Conservation and Existing Buildings Act of 1976, 42 U.S.C. Section 6861 et seq.; and

2. Sixty percent (60%) of the trust funds received by the cabinet in any fiscal year shall be allocated to the cabinet's program for energy crisis or prevention services for low-income households established pursuant to the Low-Income Home Energy Assistance Act of 1981, 42 U.S.C. Section 8621 et seq.

Section 24. KRS 45.360 is amended to read as follows:

(1) The Finance and Administration Cabinet shall purchase, or shall delegate and control the purchase of, the combined requirements of all spending agencies of the state including, but not limited to, interests in real property, contractual services, rentals of all types, supplies, materials, equipment, and services, except that competitive bids may not be required:

(a) For contractual services where no competition exists, such as telephone service, electrical energy, and other public utility services;

(b) When in the judgment of the Finance and Administration Cabinet, food, clothing, equipment, supplies, or other materials to be used in laboratory and experimental studies can be purchased otherwise to the best advantage of the state; and instructional materials available from only one (1) source;

(c) Where rates are fixed by law or ordinance;

(d) For library books;

(e) For commercial items that are purchased for resale;

(f) For professional, technical, scientific, or artistic services. [~~(~~Contracts exempted by this provision shall be reviewed and approved in accordance with KRS 45.710 to 45.720~~)~~];

(g) For all other commodities, equipment and services which, in the reasonable discretion of the Finance and Administration Cabinet, are available from only one (1) source; and

(h) Interests in real property.

(2) Nothing in this section shall deprive the Finance and Administration Cabinet from negotiating with vendors who maintain a General Service Administration price agreement with the United States of America or any agency thereof, provided, however, that no contract executed under this provision shall authorize a price higher than is contained in the contract between the General Service Administration and the vendor affected.

(3) The Finance and Administration Cabinet shall have supervision over all purchases by the various spending agencies, except as otherwise provided by law, and shall promulgate administrative regulations to govern purchasing by or for all ***the*** [~~such~~] agencies, subject to the approval of the secretary of the Finance and Administration Cabinet, and shall publish a manual of procedures which shall be incorporated by reference

as an administrative regulation pursuant to KRS Chapter 13A to be distributed to agencies and to be revised upon issuance of amendments to such procedures. No purchase or contract shall be binding on the state or any agency thereof unless approved by the cabinet or made under general regulations which the Finance and Administration Cabinet may prescribe.

(4) The Finance and Administration Cabinet shall adopt regulations to require agencies to take and maintain inventories of plant property, buildings, structures, other fixed assets, and equipment. The Finance and Administration Cabinet shall conduct periodic physical audits of inventories.

(5) The Finance and Administration Cabinet shall require all agencies to furnish an estimate of specific needs for supplies, materials, and equipment to be purchased by competitive bidding for the purpose of permitting scheduling of purchasing in large volume. It shall establish and enforce schedules for purchasing supplies, materials, and equipment. In addition, all agencies shall submit to the Finance and Administration Cabinet prior to the beginning of each fiscal year an estimate of all needs for supplies, materials, and equipment during that year which will have to be acquired through competitive bidding.

(6) The Finance and Administration Cabinet shall have power, with the approval of the secretary of the Finance and Administration Cabinet, to transfer between departments, to salvage, to exchange, and to condemn supplies, equipment, and real property.

(7) The Finance and Administration Cabinet shall sell or otherwise dispose of all property***,*** [~~(~~]including any interest in real property***,***[~~)~~] of the state which is not needed or has become unsuitable for public use, or would be more suitable consistent with the public interest for some other use, as determined by the secretary of the Finance and Administration Cabinet. The determination of the secretary of the Finance and Administration Cabinet shall be set forth in an order, and shall be reached only after review of a written request by the agency desiring to dispose of the property. ***The*** [~~Such~~] request shall describe the property and state the reasons why the agency believes disposal should be effected. All instruments required by law to be recorded which convey any interest in any [~~such~~] real property so disposed of shall be executed and signed by the secretary of the Finance and Administration Cabinet and approved by the Governor. Unless the secretary of the Finance and Administration Cabinet deems it in the best interest of the state to proceed otherwise, all such property***,*** [~~(~~]including any interests in real property***,***[~~)~~] shall be sold either by invitation of sealed bids or by public auction, provided, however, that the selling price of any interest in real property shall not be less than the appraised value thereof as determined by the ***cabinet*** [~~department~~], or the [~~department of~~] Transportation ***Cabinet*** for such requirements of that ***cabinet*** [~~department~~].

(8) Except as provided in KRS Chapters 175, 176, 177 and 180, and subject to the provisions of KRS Chapter 45A, the Finance and Administration Cabinet shall purchase or otherwise acquire all real property determined to be needed for state use, upon the approval of the secretary of the Finance and Administration Cabinet as to the determination of need and as to the action of purchase or other acquisition, provided that the amount paid shall not exceed the appraised value as determined by the ***cabinet*** [~~department~~], or the [~~department of~~] Transportation ***Cabinet*** [~~(~~]for such requirements of that ***cabinet*** [~~department)~~], or value set by eminent domain procedure.

(9) Real property or any interest therein may, subject to the provisions of KRS Chapter 45A, be purchased, leased, or otherwise acquired from any officer or employee of any agency of the state upon a finding by the Finance and Administration Cabinet, based upon a written application by the head of the agency requesting the purchase, and approved by the secretary of the Finance and Administration Cabinet and the Governor, that the employee has not either himself or through any other person influenced or attempted to influence either the agency requesting the purchase of the property or the Finance and Administration Cabinet in connection with such acquisition. In any case in which such an acquisition is consummated, the said request and finding shall be recorded and kept by the Secretary of State along with the other documents recorded pursuant to the provisions of KRS Chapter 56.

(10) The Finance and Administration Cabinet shall maintain records of all purchases and sales made under its authority and shall make periodic summary reports of all transactions to the secretary of the Finance and Administration Cabinet, the Governor, and the General Assembly. The Finance and Administration Cabinet shall also report trends in costs and prices, including savings realized through improved practices, to the above authorities.

(11) For capital construction projects, subject to the provisions of KRS Chapter 45A, the bidding may be on a total design-bid basis; a package system commonly referred to as "turnkey"; phase bidding commonly referred to as "fast track"; or construction management, whichever in the judgment of the secretary of the Finance and Administration Cabinet offers the lowest real cost to the taxpayer. Bids shall be reviewed by the engineering staff to assure quality and value, and compliance with bid procedures. All specifications shall be written to promote competition.

(12) The Finance and Administration Cabinet shall attempt in every practicable way to insure the state's supplying its real needs at the lowest possible cost.

(13) The Finance and Administration Cabinet shall have control and supervision over all purchases of energy consuming equipment, supplies and related equipment purchased or acquired by any agency of the state as provided in KRS 45.360 to 45.990, and shall designate by regulation the manner in which an energy consuming item will be purchased so as to promote energy conservation and acquisition of energy efficient products. Major energy components shall be amortized on a seven (7) to ten (10) years recovery basis and shall take into consideration the projected cost of fuel. The ***Governor's Office for Coal and Energy Policy*** [~~Energy Cabinet~~] shall conduct thorough economic feasibility analyses on any major energy using component of at least three million (3,000,000) BTU's per hour heat input and must issue a certificate of economic feasibility prior to the Finance and Administration Cabinet's purchasing or retrofitting any [~~such~~] component that utilizes any fuel other than coal. ***The*** [~~Such~~] economic feasibility analysis shall consist of life-cycle cost comparisons of a component that would utilize coal and ***ones*** [~~one(s)~~] that would utilize any fuel other than coal. For ***the*** [~~such~~] analyses, the Finance and Administration Cabinet shall provide detailed estimates of equipment purchase price, installation cost, annual operation and maintenance costs, and usage patterns of energy-using components.

Section 25. KRS 141.380 is amended to read as follows:

(1) There shall be allowed as a credit against the taxes imposed by KRS 141.020 and 141.040 an amount equal to fifteen percent (15%) of the expenditures, [~~(~~]including installation cost, but excluding any finance charges,[~~)~~] for qualifying energy property installed on premises in Kentucky which are owned or controlled by the taxpayer. The maximum credit which may be claimed by any taxpayer shall be fifteen hundred dollars ($1,500) during the period specified in subsection (13) of this section. [~~In no case shall~~] A system or component or piece of equipment ***shall not*** be eligible more than once for the credit provided in this section.

(2) The credit in this section may be claimed for the taxable year in which the installation is completed. The credit may be claimed only for expenditures made during the taxable year for which the credit is claimed or during the immediately preceding taxable year, but ***not*** [~~in no case~~] for expenditures made before January 1, 1983.

(3) In the case of a husband and wife who file separate returns, the credit may be taken by either, or divided equally, but the combined credit shall not exceed fifteen hundred dollars ($1,500).

(4) In the case of a partnership, of which one (1) or more of the partners are liable for the tax imposed under KRS 141.020, the amount of the credit each partner may claim shall be allocated in the same ratio as profits and losses are shared in the partnership, but the combined credit shall not exceed fifteen hundred dollars ($1,500).

(5) A builder who installs qualifying energy property in a building constructed for resale may elect himself to claim the credit allowed in this section, or may provide the purchaser with necessary documentation or certification so that the purchaser may claim the credit. [~~In no case, however, shall~~] The credit ***shall not*** be claimed by both the builder and the purchaser.

(6) In the case where the credit allowed in this section exceeds the tax due for the taxable year, that portion of the credit which exceeds the tax due may be carried over to the succeeding taxable years until the allowable credit has been fully exhausted, or until the credit has been claimed for three (3) successive years, whichever comes first.

(7) This tax credit shall not apply to trusts or estates.

(8) Before any tax credit can be claimed under the provisions of this section, the ***Natural Resources and Environmental Protection*** [~~energy~~] Cabinet must certify that the taxpayer's system is a viable system for using solar, wind or geothermal energy and documentation must be provided that the system has been completely installed. Any fee charged by the [~~energy~~] cabinet for review and certification of a system shall not exceed ten dollars ($10.00).

(9) The ***Natural Resources and Environmental Protection*** [~~energy~~] Cabinet may promulgate such rules and regulations as necessary to maintain commonly accepted energy equipment standards, to effectively conform to the definition of qualifying energy property in KRS 141.375 and to administer the certification requirements in this section. The regulations, [~~(~~]including those describing the application procedure,[~~)~~] shall be written in nontechnical language understandable to lay citizens untrained in engineering, architecture, or other technical fields.

(10) With the exception of the certification requirements delegated to the ***Natural Resources and Environmental Protection*** [~~energy~~] Cabinet by this section, the Revenue Cabinet may promulgate such rules and regulations as necessary to effectively administer the requirements of KRS 141.375 and this section.

(11) All regulations necessary to implement KRS 141.375 and this section shall be filed with the Legislative Research Commission in accordance with KRS Chapter 13A by September 1, 1984.

(12) The Revenue Cabinet shall report as to the impact of KRS 141.375 and this section to the 1986 General Assembly and to the appropriate interim committee preceding the 1986 General Assembly. ***The*** [~~Such~~] report shall include the number and amount of the qualifying energy credits claimed, an estimate of the distribution by income group, the net revenue gain or loss to the Commonwealth attributable to the credits, and such other information as the Revenue Cabinet deems pertinent to an analysis of KRS 141.375 and this section.

(13) The provisions of KRS 141.375 and this section shall apply to the taxable years beginning on or after January 1, 1984, and ending on or before December 31, 1986, and no credit shall be allowed for any taxable year ending after December 31, 1986.

Section 26. KRS 143.090 is amended to read as follows:

(1) The Transportation Cabinet shall certify to the secretary of the Revenue Cabinet by October 1 of each fiscal year the amount required for lease rental payments to the Kentucky Turnpike Authority for resource recovery road projects.

(2) The ***special assistant to the Governor for coal and energy policy*** [~~secretary of the Kentucky Energy Cabinet~~] shall certify to the secretary of the Revenue Cabinet by October 1 of each year the amount of the annual lease rental payments required to be made for any energy research developmental or demonstration project undertaken by the ***Governor's Office for Coal and Energy Policy*** [~~Energy Cabinet~~]. The amount so certified shall in no case exceed three million dollars ($3,000,000.00) in any one (1) year.

(3) Upon receiving the certifications provided for in subsections (1) and (2) of this section, the secretary of the Revenue Cabinet shall cause the certified amounts to be deposited from the proceeds of the tax levied by KRS 143.020 to the credit of the transportation fund and the ***Governor's Office for Coal and Energy Policy*** [~~Energy Cabinet~~], respectively, unless otherwise provided by the General Assembly in a budget bill, as follows:

(a) An amount equal to the amount certified by the Transportation Cabinet shall be deposited to the transportation fund (road fund); and

(b) An amount equal to the amount certified by the ***special assistant to the Governor for coal and energy policy*** [~~secretary of the Kentucky Energy Cabinet~~] shall be transferred by appropriate interfund transfer procedures to the ***Governor's Office for Coal and Energy Policy*** [~~Kentucky Energy Cabinet~~].

(4) All tax levied by KRS 143.020 collected in excess of the amount required to be deposited to the transportation fund (road fund) or transferred to the ***Governor's Office for Coal and Energy Policy*** [~~Kentucky Energy Cabinet~~] shall be deposited by the Revenue Cabinet to the credit of the general fund.

(5) In the event the proceeds of the tax levied by KRS 143.020 are less than the amounts certified under subsections (1) and (2) of this section, the secretary of revenue shall prorate the proceeds to the transportation fund and the ***Governor's Office for Coal and Energy Policy*** [~~Kentucky Energy Cabinet~~] based upon the ratio of each certified amount to the total of the two (2) certified amounts.

Section 27. KRS 211.392 is amended to read as follows:

(1) Application for a fluidized bed combustion technology tax exemption certificate shall be filed with the Revenue Cabinet in ***the*** [~~such~~] manner and [~~in such~~] form [~~as may be~~] prescribed by regulations issued by the Revenue Cabinet and shall contain plans and specifications of the structure including all materials incorporated and to be incorporated therein and a descriptive list of all equipment acquired or to be acquired by the applicant for the purpose of installing a fluidized bed combustion unit to reduce the sulfur emissions from coal combustion and any additional information deemed useful by the Revenue Cabinet for the proper administration of this section. The ***Governor's Office for Coal and Energy Policy*** [~~Energy Cabinet~~] shall provide technical assistance and factual information as requested in writing by the Revenue Cabinet. If the Revenue Cabinet finds that the facility qualifies as a fluidized bed energy production facility, it shall enter a finding and issue a certificate to that effect. The effective date of ***the*** [~~said~~] certificate shall be the date of issuance of ***the*** [~~said~~] certificate.

(2) Before the issuance or denial of a fluidized bed combustion technology tax exemption certificate, the Revenue Cabinet shall give notice in writing by mail to the ***special assistant to the Governor for coal and energy policy*** [~~secretary of the Energy Cabinet~~] and shall afford to the applicant and to the ***special assistant to the Governor for coal and energy policy*** [~~secretary of the Energy Cabinet~~] an opportunity for a hearing. The hearing shall take place within sixty (60) days following notification. The ***special assistant to the Governor for coal and energy policy*** [~~secretary of the Energy Cabinet~~] along with the applicant shall be notified of the hearing at least two (2) weeks prior to the hearing. On like notice and opportunity for a hearing, the Revenue Cabinet shall on its own initiative revoke ***the*** [~~such~~] certificate ***when*** [~~whenever~~] any of the following appears:

(a) The certificate was obtained by fraud or misrepresentation;

(b) The holder of the certificate has failed substantially to proceed with the construction, reconstruction, installation or acquisition of the fluidized bed combustion unit; or

(c) The structure or equipment or both to which the certificate relates has ceased to be used for the primary purpose of generating energy.

(3) ***If*** [~~Where~~] the circumstances so require, the Revenue Cabinet, in lieu of revoking ***the*** [~~such~~] certificate, may modify ***it*** [~~the same~~].

(4) On mailing of notice of the action of the Revenue Cabinet revoking or modifying a certificate as provided in subsection (5) of this section, ***the*** [~~such~~] certificate shall cease to be in force or shall remain in force only as modified as the case may require.

(5) A fluidized bed combustion technology tax exemption certificate, when issued, shall be sent by certified mail to the applicant and the notice of ***the*** [~~such~~] issuance in the form of certified copies thereof shall be sent to the ***special assistant to the Governor for coal and energy policy*** [~~secretary of the Energy Cabinet~~]. Notice of an order of the Revenue Cabinet denying, revoking, or modifying a certificate in the form of certified copies shall be sent by certified mail to the applicant or the holder and shall be sent to the ***special assistant to the Governor for coal and energy policy*** [~~secretary of the Energy Cabinet~~]. The applicant or holder and the ***special assistant to the Governor for coal and energy policy shall be*** [~~secretary of the Revenue Cabinet are~~] deemed parties for the purposes of the review afforded by subsection (6) of this section.

(6) Any party aggrieved by the issuance, refusal to issue, revocation, or modification of a fluidized bed combustion technology tax exemption certificate may appeal from the final ruling of the Revenue Cabinet to the Kentucky Board of Tax Appeals as provided in KRS 131.340.

(7) In the event of the sale, lease, or other transfer of a fluidized bed combustion unit, not involving a different location or use, the holder of the fluidized bed construction technology tax exemption certificate for ***the*** [~~such~~] facility may transfer the certificate by written instrument to the person who, except for the transfer of the certificate, would be obligated to pay taxes on ***the*** [~~such~~] facilities. The transferee shall become the holder of the certificate and shall have all rights pertaining thereto, effective as the date of transfer, together with a copy of the instrument of transfer to the Revenue Cabinet.

(8) In the event a fluidized bed combustion unit for which an exemption certificate is held ceases to be used for the purpose of generating energy or is used for a purpose other than that for which the exemption certificate was granted, the holder of the certificate shall give written notice by certified mail of such change to the ***special assistant to the Governor for coal and energy policy*** [~~energy~~] and ***the*** Revenue ***Cabinet*** [~~Cabinets~~].

(9) The fluidized bed combustion technology tax exemption certificate, upon approval, shall exempt ***the*** [~~said~~] facilities from taxes outlined in the provision of this section and KRS Chapters 132, 136, 138 and 139. Each exemption certificate shall remain in force for a period of five (5) years from the date of issuance and at the end of said period shall lapse. Any fluidized bed combustion unit previously exempt under the terms of this section shall not be eligible for re-certification upon completion of the five (5) year certificate period.

Section 28. KRS 224.897 is amended to read as follows:

(1) The ***secretary*** [~~secretaries~~] of the [~~commerce~~] Cabinet ***for Economic Development*** and the ***special assistant to the Governor for coal and energy policy*** [~~energy and agriculture cabinet~~], with the approval of the Governor and the Legislative Research Commission, may execute contracts pursuant to KRS 224.896.

(2) No agreements or contracts may be entered into before a regional integrated waste treatment and disposal demonstration facility has received a certificate of environmental safety and public necessity from the board established in KRS 224.2203.

Section 29. KRS 224.903 is amended to read as follows:

The secretary of the [~~commerce~~] Cabinet ***for Economic Development*** shall cooperate with the ***special assistant to the Governor for coal and energy policy*** [~~secretary of the energy and agriculture cabinet~~] in examining the feasibility of a hazardous waste treatment-industrial park complex approach to the siting of hazardous waste management facilities and the promotion of industrial development. Consistent with the state policy of encouraging reuse and treatment of hazardous waste and of minimizing land disposal, ***the*** [~~such~~] study shall be based on development of integrated facilities consisting of a variety of treatment and disposal systems at a given site associated with industrial plants. ***The*** [~~Such~~] study shall at a minimum:

(1) Survey the attitudes of various industries towards this approach;

(2) Survey public attitudes and perceptions towards this approach;

(3) Identify the advantages and disadvantages to industry, the Commonwealth, and local communities;

(4) Survey the degree to which the availability of hazardous waste management facilities has a bearing on the location of new industry;

(5) Develop a list of industry types with compatible waste streams for exchange, neutralization, or incineration;

(6) Identify economic or technical barriers to this approach; and

(7) Report its findings and recommendations to the 1982 General Assembly.

Section 30. KRS 224.2211 is amended to read as follows:

(1) It is the intent of the General Assembly that a regional integrated waste treatment and disposal demonstration facility contain an industrial park component. The approved site for a regional integrated waste treatment and disposal demonstration facility shall be of sufficient size to accommodate new industrial and commercial concerns that can utilize the energy by-products of the treatment technologies.

(2) It shall be the responsibility of the [~~commerce~~] Cabinet ***for Economic Development*** in coordination with the ***Governor's Office for Coal and Energy Policy*** [~~Kentucky department of energy~~] to establish a plan for and develop the industrial park component of a regional integrated waste treatment and disposal demonstration facility. The industrial park component, located on property contiguous with the treatment and disposal technologies, shall be designed so as to utilize energy generated from the waste treatment technologies.

Section 31. KRS 224.2215 is amended to read as follows:

The [~~commerce~~] Cabinet ***for Economic Development*** and the ***Governor's Office for Coal and Energy Policy*** [~~department of energy~~] shall provide the cabinet with the information deemed necessary by the cabinet to project hazardous waste generation in the Commonwealth as required by KRS 224.033(24) and 224.2207(2)(d).

Section 32. KRS 350.260 is amended to read as follows:

There is hereby created a Small Coal Operators Advisory Council which shall report directly to the secretary of the Governor's Executive Cabinet. The council shall advise on matters affecting coal production and utilization including coal market development, transportation and storage problems. The council shall have the function of coordinating and improving the working relationships between those state agencies administering programs which regulate, serve or aid small coal mine operators. The council shall consist of fifteen (15) members. Ten (10) of those members shall be appointed by the Governor. Seven (7) of the ten (10) members shall be full-time operators producing two hundred thousand (200,000) or fewer tons of coal per year. Three (3) of the ten (10) appointees shall be with backgrounds in one (1) or more of the following areas: transportation, marketing, mining education, and mining engineering. The secretaries of the Natural Resources and Environmental Protection ***Cabinet, the Cabinet for Economic Development,*** [~~and commerce cabinets~~] and the commissioners of the Agriculture [~~, energy,~~] and Mines and Minerals Departments ***and the special assistant to the Governor for coal and energy policy*** shall be ex officio members. Each individual appointment shall be for a four (4) year term which shall begin on July 15, 1984. Members may serve successive terms if reappointed. Vacancies shall be filled in a manner consistent with the provisions for initial appointments. At the first meeting held on or after July 1 of each year, a chairman shall be elected by and from the membership. The council shall meet at least quarterly during each year and may meet more often at the call of the chairman. The council shall be attached to the Natural Resources and Environmental Protection Cabinet for administrative purposes. Council members shall be eligible for reimbursement by the cabinet for actual expenses directly related to serving on the council.

Section 33. KRS 247.910 is amended to read as follows:

For purposes of KRS 247.900 to 247.920:

(1) "Alcohol production facility" shall mean and include any property or any facility which is not fueled by petroleum but fueled by Kentucky coal, or in the process of converting to the use of coal with the completion date to be in two (2) years or less, and designed, installed, or constructed as a component part of any commercial or industrial premises for the primary purpose of producing ethanol derived from agricultural products or by-products for use as a motor fuel;

(2) "Gasohol" means a fuel containing a mixture of gasoline and at least ten percent (10%) ethanol which is at least one hundred ninety-eight (198) proof for use in motor vehicles;

(3) [~~"Cabinet" shall mean the Kentucky Energy Cabinet;~~

~~(4)~~] "Alcohol production tax exemption certificate" shall mean that certificate issued by the Revenue Cabinet pursuant to KRS 247.920; and

(4)[~~(5)~~] "Ethanol" means ethyl alcohol produced from grain or other agricultural products or by-products for use as a motor fuel.

Section 34. KRS 247.920 is amended to read as follows:

(1) Application for an alcohol production exemption certificate shall be filed with the Revenue Cabinet in such manner and in such form as may be prescribed by regulations issued by the Revenue Cabinet and shall contain plans and specifications of the structure or structures including all materials incorporated and to be incorporated therein and a descriptive list of all equipment acquired or to be acquired by the applicant for the purpose of producing ethanol for fuel use and any additional information deemed necessary by the Revenue Cabinet for the proper administration of KRS 247.910 and this section. The ***Governor's Office for Coal and Energy Policy*** [~~cabinet~~] shall provide technical assistance and factual information as requested in writing by the Revenue Cabinet. If the Revenue Cabinet finds that the facility qualifies as an alcohol production facility as defined by KRS 247.910, it shall enter a finding and issue a certificate to that effect. The effective date of ***the*** [~~said~~] certificate shall be the date of issuance of ***the*** [~~said~~] certificate.

(2) Before issuing an alcohol production tax exemption certificate, the Revenue Cabinet shall give notice in writing by mail to the ***special assistant to the Governor for coal and energy policy*** [~~secretary of the cabinet~~], and shall afford to the applicant and to the ***special assistant to the Governor for coal and energy policy*** [~~secretary of the cabinet~~] an opportunity for a hearing. On like notice and opportunity for a hearing, the Revenue Cabinet shall on its own initiative revoke ***the*** [~~such~~] certificate ***when*** [~~whenever~~] any of the following appears:

(a) The certificate was obtained by fraud or misrepresentation;

(b) The holder of the certificate has failed substantially to proceed with the construction, reconstruction, installation, or acquisition of the alcohol production facilities; or

(c) The structure or equipment or both to which the certificate relates has ceased to be used for the primary purpose of alcohol production for fuel use and is being used for a different purpose.

(3) ***If*** [~~Where~~] the circumstances so require, the Revenue Cabinet, in lieu of revoking ***the*** [~~such~~] certificate, may modify ***it*** [~~the same~~].

(4) On mailing of notice of the action of the Revenue Cabinet revoking or modifying a certificate as provided in subsection (5) of this section, ***the*** [~~such~~] certificate shall cease to be in force or shall remain in force only as modified as the case may require.

(5) An alcohol production tax exemption certificate, when issued, shall be sent by certified mail to the applicant and the notice of [~~such~~] issuance in the form of certified copies thereof shall be sent to the ***special assistant to the Governor for coal and energy policy*** [~~secretary of the cabinet~~]. Notice of an order of the Revenue Cabinet denying, revoking, or modifying a certificate in the form of certified copies thereof shall be sent by certified mail to the applicant or the holder and shall be sent to the ***special assistant to the Governor for coal and energy policy*** [~~secretary of the cabinet~~]. The applicant or holder and the ***special assistant to the Governor for coal and energy policy shall be*** [~~secretary of the cabinet are~~] deemed parties for the purpose of the review afforded by subsection (6) of this section.

(6) Any party aggrieved by the issuance, refusal to issue, revocation, or modification of an alcohol production tax exemption certificate may appeal from the final ruling of the Revenue Cabinet to the Kentucky Board of Tax Appeals as provided in KRS 131.340.

(7) In the event of the sale, lease, or other transfer of an alcohol production facility, not involving a different location or use, the holder of an alcohol production tax exemption certificate for ***the*** [~~such~~] facility may transfer the certificate by written instrument to the person who, except for the transfer of the certificate, would be obligated to pay taxes on ***the*** [~~such~~] facility. The transferee shall become the holder of the certificate and shall have all rights pertaining thereto, effective as of the date of transfer of the certificate. The transferee shall give written notice of the effective date of the transfer, together with a copy of the instrument of transfer to the ***Governor's Office for Coal and Energy Policy*** [~~cabinet~~] and the Revenue Cabinet.

(8) In the event an alcohol production facility for which an exemption certificate is held ceases to be used for the primary purpose of alcohol production for fuel use or is used for a different purpose other than that for which the exemption certificate was granted, the holder of the certificate shall give written notice by certified mail of ***the*** [~~such~~] change to the ***Governor's Office for Coal and Energy Policy*** [~~cabinet~~] and to the Revenue Cabinet.

(9) The alcohol production facility exemption certificate, upon approval, shall exempt said facilities from taxes outlined in the provisions of KRS 247.910 and this section and included in KRS Chapters 132, 136, 138, and 139. Each exemption certificate shall remain in force for a period of eight (8) years from the date of issuance and at the end of said period shall lapse. Any alcohol production facility previously exempted under the terms of KRS 247.910 and this section shall not be eligible for recertification upon completion of the eight (8) year certificate period.

Section 35. KRS 262.875 is amended to read as follows:

(1) There shall be created a committee to advise the Governor on state activities that may contribute to the conversion of farmland to non-farm uses. The committee shall be called the Inter-agency Farmland Advisory Committee and the members shall be appointed by the Governor and shall include one (1) representative for each of the following:

(a) Governor's Cabinet;

(b) Finance and Administration Cabinet;

(c) Revenue Cabinet;

(d) Commerce Cabinet;

(e) [~~Energy cabinet;~~

~~(f)~~] Transportation cabinet;

(f)[~~(g)~~] Natural Resources and Environmental Protection Cabinet;

(g) Governor's Office for Coal and Energy Policy;

(h) Department of Agriculture;

(i) Department of Local Government;

(j) Department of Fish and Wildlife Resources;

(k) Environmental Quality Commission;

(l) Soil and Water Conservation Commission;

(m) Dean, College of Agriculture, University of Kentucky;

(n) Two (2) farmer owners and operators of one hundred fifty (150) acres or less, one (1) selected from a list of three (3) persons recommended by the Kentucky Farm Bureau, and one (1) selected from a list of three (3) persons recommended by the national farmers organization;

(o) Two (2) farmer owners and operators of more than one hundred fifty (150) acres, one (1) selected from a list of three (3) persons recommended by the Kentucky Farm Bureau, and one (1) selected from a list of three (3) persons recommended by the national farmers organization; and

(p) The joint chairpersons of the Interim Joint Committee on Agriculture and Natural Resources.

(2) The representative of the Natural Resources and Environmental Protection Cabinet shall be the chairperson of the committee, and the representative of the Soil and Water Conservation Commission shall be the vice-chairperson of the committee. The staff for the committee shall be provided by the Natural Resources and Environmental Protection Cabinet.

(3) In order to advise the Governor, the committee shall review proposed state projects which will convert farmland to non-farm use. The review shall consider alternatives to the project proposal in an effort to balance the public purpose to be served by the state project against the public purpose of conserving productive farmland.

(4) The Inter-agency Farmland Advisory Committee shall review proposed projects of all state agencies, including but not limited to, boards and commissions. The review shall be limited to proposed projects which will require the acquisition of more than fifty (50) acres of farmland.

(5) During the planning stage of the project and before any action is taken to acquire farmland, the state agency shall submit a report to the committee. The report shall explain the project, highlight the location of land that must be acquired, present the reasons for needing the land and explain the reasons for rejecting alternatives to the proposed project.

(6) The committee shall provide notice of the proposed project to the local community by publishing the notice in the newspaper of greatest local circulation within fifteen (15) days after receiving the report. The notice shall solicit comments on the proposal and state that a public hearing will be held upon a request received within fifteen (15) days of the last published notice. If requested, the public hearing shall be held within fifteen (15) days after receiving the request. No later than ten (10) days after the hearing, the committee shall file its report and any recommendations to the Governor. The committee may recommend to the Governor that action be taken by the Governor to alter the proposed state project if necessary to balance the public interests.

(7) A majority of the members of the committee constitutes a quorum for conducting business, and any action taken in the name of the committee requires an affirmative vote of a majority of the members present and voting.

(8) Members shall receive no compensation but shall be reimbursed for expenses incurred.

Section 36. The General Assembly confirms Executive Order 89-396, issued on April 25, 1989, as amended by Executive Order 89-656, issued on July 10, 1989, to the extent it is not otherwise confirmed by this Act.

Section 37. The following KRS sections are repealed:

152A.011 Energy Cabinet — Secretary.

152A.030 Department of energy research and department of energy production and utilization.

152A.040 Department of energy organizational units.

152A.050 Advisory council for energy and natural resources — Function — Members — Terms — Officers — Vacancies.

152A.060 Energy research board — Members — Terms — Officers — Meetings — Duties — Staff — Compensation.

152A.070 Office of energy policy and evaluation — Functions.

152A.080 Office of administration — Functions.

152A.130 Internal organization of departments.

152A.140 Personnel.

152A.150 Transfer of funds, personnel and equipment.

152A.250 Office and employes.

152A.501 Definitions for KRS 152A.503 to 152A.543.

152A.503 Chemical/energy park authority — Membership — Powers — Compensation — Quorum — Chairman — Appointive employes.

152A.505 Powers of authority.

152A.507 Written agreements to finance or refinance projects.

152A.509 Agreements between authority and lessee.

152A.511 Issuance of revenue bonds.

152A.513 Bonds not a debt of Commonwealth.

152A.515 Bonds may be secured by a trust indenture between authority and corporate trustee — Contents of indenture.

152A.517 Enforcement of rights by bondholder or trustee.

152A.521 Revenue refunding bonds.

152A.523 Proceeds of bonds and revenues are trust funds.

152A.525 Property held by authority and bonds issued by authority tax exempt.

152A.527 Purchases by authority.

152A.529 Maintenance of completed project by lessee.

152A.531 Disposal of project by authority.

152A.533 Damage to private property.

152A.535 Project studies by department.

152A.537 Annual report and audit.

152A.539 Prohibited activity.

152A.541 KRS 152A.503 to 152A.543 not in derogation of powers now existing.

152A.543 No bonds to be issued except on approval of capital projects and bond oversight committee, interim joint appropriations and revenue committee or standing appropriations and revenue committee.

152A.545 Nonseverability of provisions.

152A.990 Penalty.

351.250 Kentucky coal research board — Membership — Duties.

SB 112, AN ACT relating to reorganization.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 12.020 is amended to read as follows:

Departments, program cabinets (and their departments) and the respective major administrative bodies that they include are enumerated in this section. It is not intended that this enumeration of administrative bodies be all-inclusive. Every authority, board, bureau, interstate compact, commission, committee, conference, council, office or any other form of organization shall be included in or attached to the department or program cabinet in which they are included or to which they are attached by statute or statutorily authorized executive order, provided, however, in the case of the Personnel Board, and where the attached department or administrative body is headed by a constitutionally elected officer, such attachment shall be solely for the purpose of dissemination of information and coordination of activities and shall not include any authority over the functions, personnel, funds, equipment, facilities, or records of such department or administrative body.

I. Cabinet for General Government - Departments headed by elected officers:

1. The Governor.

2. Lieutenant Governor.

3. Department of State.

(a) Secretary of State.

(b) Board of Elections.

4. Department of Law.

(a) Attorney General.

5. Department of the Treasury.

(a) Treasurer.

6. Department of Agriculture.

(a) Commissioner of Agriculture.

(b) Kentucky Council on Agriculture.

7. Department of Education.

(a) Superintendent of Public Instruction.

(b) State Board of Education.

8. Auditor of Public Accounts.

9. Railroad Commission.

II. Program cabinets headed by appointed officers:

1. Justice Cabinet:

(a) Department of State Police.

(b) Department of Criminal Justice Training.

(c) Office of Administration.

2. Education and Humanities Cabinet:

(a) Department for the Blind.

(b) Department of Education.

(c) Department for Libraries and Archives.

(d) Governor's Council on Vocational Education.

(e) Kentucky Industries for the Blind.

(f) Kentucky Educational Television.

(g) Kentucky Historical Society.

(h) Kentucky Teachers' Retirement System Board of Trustees.

(i) Kentucky School Building Authority.

3. Natural Resources and Environmental Protection Cabinet:

(a) Environmental Quality Commission.

(b) Kentucky Nature Preserves Commission.

(c) Department for Environmental Protection.

(d) Department for Natural Resources.

(e) Department for Surface Mining Reclamation and Enforcement.

(f) Office of General Counsel.

(g) Office of Communications and Community Affairs.

4. Transportation Cabinet:

(a) Department of Highways.

(b) Department of Vehicle Regulation.

(c) Department of Administrative Services.

(d) Department of Fiscal Management.

(e) Department of Rural and Municipal Aid.

(f) Office of Aeronautics.

(g) Office of General Counsel.

(h) Office of Public Relations.

(i) Office of Personnel Management.

(j) Office of Minority Affairs.

5. Cabinet for Economic Development:
(a) Department of Business Development.
(b) Department of the Arts.
(c) Tobacco Research Board.
(d) Kentucky Development Finance Authority.
(e) Office of Business and Technology.
6. Public Protection and Regulation Cabinet:
(a) Public Service Commission.
(b) Department of Insurance.
(c) Department of Housing, Buildings, and Construction.
(d) Department of Financial Institutions.
(e) Department of Mines and Minerals.
(f) Department of Public Advocacy.
(g) Department of Alcoholic Beverage Control.
(h) Kentucky Harness Racing Commission.
(i) Kentucky State Racing Commission.
(j) Registry of Election Finance.
(k) Board of Claims.
(l) Crime Victims Compensation Board.
(m) Kentucky Board of Tax Appeals.
(n) Backside Improvement Commission.
7. Cabinet for Human Resources:
(a) Department for Health Services.
(b) Department for Employment Services.
(c) Department for Social Insurance.
(d) Department for Social Services.
(e) Department for Medicaid Services.
(f) Department for Mental Health and Mental Retardation Services.
(g) Unemployment Insurance Commission.
(h) Commission for Handicapped Children.
(i) Public Assistance Appeals Board.
(j) Office of Administrative Services.
(k) Office of Communications and Council Affairs.
(l) Office of General Counsel.
(m) Office of Inspector General.
(n) Office of Policy and Budget.

(o) Office of the Ombudsman.

8. Finance and Administration Cabinet:

(a) Office of Legal and Legislative Services.

(b) Office of Management Services.

(c) Office of Historic Properties.

(d) ***Office of Financial Management and Economic Analysis.***

(e) Department for Administration.

(f)[~~(e)~~] Department of Facilities Management.

(g)[~~(f)~~] Department of Information Systems.

(h)[~~(g)~~] State Property and Buildings Commission.

(i)[~~(h)~~] Kentucky Pollution Abatement Authority.

(j)[~~(i)~~] Kentucky Savings Bond Authority.

(k)[~~(j)~~] Deferred Compensation Systems.

(l)[~~(k)~~] Office of Equal Employment Opportunity Contract Compliance.

(m)[~~(l)~~] Capital Plaza Authority.

(n)[~~(m)~~] County Officials Compensation Board.

(o)[~~(n)~~] Financial Disclosure Review Commission.

(p)[~~(o)~~] Kentucky Employees Retirement Systems.

(q)[~~(p)~~] Commonwealth Credit Union.

(r)[~~(q)~~] State Investment Commission.

(s)[~~(r)~~] Kentucky Housing Corporation.

(t)[~~(s)~~] Governmental Services Center.

(u)[~~(t)~~] Kentucky Local Correctional Facilities Construction Authority.

(v)[~~(u)~~] Kentucky Turnpike Authority.

(w)[~~(v)~~] Historic Properties Advisory Commission.

9. Energy Cabinet:

(a) Department of Energy Production and Utilization.

(b) Department of Energy Research and Development.

(c) Office of Administration.

(d) Office of Energy Policy and Evaluation.

10. Corrections Cabinet:

(a) Parole Board.

(b) Commission on Corrections and Community Services.

(c) Department of Adult Correctional Institutions.

(d) Department of Community Services and Facilities.

(e) Office of Administrative Services.

(f) Office of Corrections Training.

(g) Office of General Counsel.

11. Labor Cabinet:

(a) Department of Workplace Standards.

(b) Department of Workers' Claims.

(c) Kentucky Labor-Management Advisory Council.

(d) Occupational Safety and Health Standards Board.

(e) Prevailing Wage Review Board.

(f) Workers' Compensation Board.

(g) Kentucky Employees Insurance Association.

(h) Apprenticeship and Training Council.

(i) State Labor Relations Board.

(j) Kentucky Occupational Safety and Health Review Commission.

(k) Office of Administrative Services.

(l) Office of Labor Management Relations.

(m) Office of General Counsel.

12. Revenue Cabinet:

(a) Department of Property Taxation.

(b) Department of Processing and Enforcement.

(c) Department of Professional and Support Services.

[~~(d) Office of Revenue Estimating and Economic Analysis~~].

13. Tourism Cabinet:

(a) Department of Travel Development.

(b) Department of Parks.

(c) Department of Fish and Wildlife Resources.

(d) Kentucky Horse Park Commission.

(e) State Fair Board.

(f) Office of Administrative Services.

(g) Office of General Counsel.

III. Other departments headed by appointed officers:

1. Department of Military Affairs.

2. Department of Personnel.

3. Council on Higher Education.

4. Department of Local Government.

5. Kentucky Commission on Human Rights.

6. Kentucky Commission on Women.

Section 2. KRS 42.014 is amended to read as follows:

(1) There is established within the cabinet the Office of Legal and Legislative Services, the Office of Management Services, the Office of ***Financial Management*** [~~Revenue Estimating~~] and Economic Analysis, and the Office of Historic Properties, each of which offices shall be headed by an executive director, the Department for Administration which shall be headed by a commissioner, and the Department for Facilities Management which shall be headed by a commissioner, each of whom shall be responsible to the secretary and appointed by the secretary upon the approval of the Governor. Each of these departments may have at least one major assistant not in the classified service.

(2) The secretary shall establish the internal organization and assignment of functions which are not established by statute, and shall divide the cabinet into such offices, bureaus, divisions or other units as the secretary may deem necessary to perform the functions, powers and duties of the cabinet, subject to the provisions of KRS Chapter 12.

Section 3. KRS 42.400 is amended to read as follows:

(1) There is established within the Finance and Administration Cabinet an office ***of Financial Management Economic Analysis*** [~~for investment and debt management~~], which shall be headed by an executive director responsible to the secretary of the Finance and Administration Cabinet, and appointed by the secretary upon approval of the Governor ***in accordance with the provisions of KRS 12.050.***

(2) There is included in the Office of Financial Management and Economic Analysis the positions of deputy executive director for investment and debt management, and deputy executive director for revenue estimating and economic analysis, which shall be employed in the classified service as set forth in KRS Chapter 18A.

Section 4. KRS 42.410 is amended to read as follows:

(1) The Office ***of Financial Management and Economic Analysis*** [~~for investment and debt management~~] established in KRS 42.400 shall, subject to the provisions of KRS 41.020 to 41.390 and 42.500, have and perform functions and duties as follows:

(a) The analysis and management of short and long-term cash flow requirements;

(b) The maximization of the return on state investments given the cash flow and liquidity requirements;

(c) The coordination and monitoring of cash needs relative to investment and debt activity;

(d) The development of a long-term debt plan including criteria for the issuance of debt and an evaluation of how much total state debt is justified;

(e) The evaluation of revenue projections relative to proposed revenue bond issues;

(f) ***The performance of the cabinet's revenue estimating and economic analysis functions and responsibilities, including but not limited to, those functions and responsibilities assigned to the cabinet by KRS 48.120.***

(g) The responsibility for liaison with the General Assembly on all investment and debt matters, including, but not limited to, new bond issues, the status of state debt, and the status of state investments;

(h)[~~(g)~~] All other functions of the ***cabinet*** [~~department~~] relative to state investment and debt management including, but not limited to, the making of debt service payments, the sale of bonds, and staff assistance to the State Property and Buildings Commission and the State Investment Commission.

(2) The Office ***of Financial Management and Economic Analysis*** [~~for investment and debt management~~] shall render monthly written reports concerning the performance of each investment to the state investment commission.

(3) The Office ***of Financial Management and Economic Analysis*** [~~for investment and debt management~~] shall review state appropriation-supported bond issues every six (6) months for possible debt service savings through advanced refundings.

(4) The Office of ***Financial Management and Economic Analysis*** [~~investment and debt management~~] shall submit a report at the end of each fiscal year to the Legislative Research Commission, for referral to the appropriate committee, indicating the bond issues refunded, original and new interest rates, estimated savings, original and new amortization schedules, issuance costs, debt reserves, and disposition of savings.

(5) Nothing in this section shall authorize any act inconsistent with the authority granted the State Investment Commission by KRS 42.500 and 42.525.

Section 5. KRS 42.420 is amended to read as follows:

All other provisions of the Kentucky Revised Statutes notwithstanding, all state agencies and all individuals, agencies, authorities, boards, cabinets, commissions, corporations, or other entities of, or representing the Commonwealth with the authority to issue bonds, shall submit all proposed bond issues, bond anticipation notes, or interim debt financing to the Office ***of Financial Management Economic Analysis*** [~~for investment and debt management~~] for review and approval prior to issuance of such debt.

Section 6. KRS 42.560 is amended to read as follows:

(1) There is hereby established in the treasury of the Commonwealth a trust fund to be known as the "Energy Assistance Trust Fund" herein referred to as the "trust fund."

(2) The trust fund shall consist of any oil overcharge refunds which become available to the state as a result of litigation for alleged overcharges for crude oil or refined petroleum products sold during the period of time in which federal price controls on such products were in effect, any moneys as may be appropriated by the general fund, and any investment interest earned on the fund.

(3) The fund shall be managed by the state Office ***of Financial Management and Economic Analysis*** [~~for investment and debt management~~] and all moneys in excess of the amount to be disbursed in a given fiscal year shall be invested to maximize returns. The principal and any interest earnings of the trust fund shall at no time lapse to the general fund.

(4) The trust fund and all accumulated interest shall be disbursed over a period of time not exceeding ten (10) years from February 19, 1988. Interest accumulated during the 1987-88 fiscal year shall immediately be available for disbursement. Fifty thousand dollars ($50,000) of the interest shall be allocated to the Legislative Research Commission for consultant costs for a study of energy conservation and weatherization programs as directed by the 1988 General Assembly. The remainder of the accumulated interest shall be made available to the Cabinet for Human Resources with fifty percent (50%) of the interest allocated to weatherization services to low income households and fifty percent (50%) of the interest allocated to low income energy assistance services. The funds to be available for expenditure in any fiscal year shall be appropriated by the General Assembly from the trust fund as provided in KRS 48.300.

Section 7. KRS 42.572 is amended to read as follows:

The state Office ***of Financial Management and Economic Analysis*** [~~for investment and debt management~~] shall prepare and submit to the Legislative Research Commission a report by July 30 of each year on the operational and financial status of the fund.

Section 8. KRS 131.020 is amended to read as follows:

(1) The Revenue Cabinet shall be headed by the Secretary of Revenue, who shall be the executive officer and shall have sole charge of the administration of the cabinet, and shall perform all functions of the cabinet.

(2) The Revenue Cabinet shall be organized into the following functional units:

(a) Office of the Secretary. The Office of the Secretary shall include such principal assistants and personnel appointed by the secretary pursuant to KRS Chapter 12 as are necessary to enable the secretary to perform functions of his office;

(b) Department of Property Taxation. The Department of Property Taxation shall be headed by a commissioner. The functions and duties of the department shall include mapping, providing assistance to property valuation administrators, supervising the property valuation process throughout the Commonwealth, valuating the property of public service companies, and administering intangible taxes;

(c) Department of Processing and Enforcement. The Department of Processing and Enforcement shall be headed by a commissioner. The functions and duties of the department shall include recordkeeping, providing data services, conducting audits, providing liaison with federal and state agencies, rendering taxpayer assistance, and collecting delinquent taxes;

(d) Department of Professional and Support Services. The Department of Professional and Support Services shall be headed by a commissioner. The functions and duties of the department shall include reviewing audits, conducting conferences, issuing final rulings, administering taxpayer protests, establishing Revenue Cabinet tax policies, representing the Revenue Cabinet in legal and administrative actions, providing management analysis, preparing publications, and providing personnel, fiscal and word processing services.

(3) The Revenue Cabinet shall be organized for administrative convenience into divisions in accordance with KRS Chapter 12.

(4) The Revenue Cabinet shall fully cooperate with and make information on tax receipts available to the Finance and Administration Cabinet's Office of ***Financial Management*** [~~revenue estimating~~] and Economic Analysis as necessary for the office to perform its duties.

Section 9. KRS 164A.310 is amended to read as follows:

There is hereby created an instrumentality of the Commonwealth to be known as the Kentucky Educational Savings Plan Trust. The trust shall have the power and authority to:

(1) Sue and be sued;

(2) Make and enter into contracts necessary for the administration of the trust pursuant to KRS 164A.300 to 164A.380;

(3) Adopt a corporate seal and to change and amend it from time to time;

(4) Invest moneys within the trust, including the program fund and the endowment fund therein, in any investments determined by the board and the Office ***of Financial Management and Economic Analysis*** [~~for investment and debt management~~] to be appropriate, notwithstanding any other statutory limitations contained in the Kentucky Revised Statutes, which are specifically determined to be inapplicable to the trust;

(5) Enter into agreements with any institution of higher education, the Commonwealth of Kentucky or any federal or other state agency or other entity as required for the effectuation of its rights and duties pursuant to KRS 164A.300 to 164A.380;

(6) Accept any grants, gifts, legislative appropriations and other moneys from the Commonwealth, any unit of federal, state or local government or any other person, firm, partnership or corporation for deposit to the endowment fund, which, in the case of any contributions from other than general funds of the Commonwealth, may be limited in application to definite classes of beneficiaries;

(7) Enter into participation agreements with participants;

(8) Make payments to institutions of higher education pursuant to participation agreements on behalf of beneficiaries;

(9) Make refunds to participants upon the termination of participation agreements pursuant to the provisions, limitations and restrictions set forth in KRS 164A.300 to 164A.380;

(10) Appoint a program administrator and to determine the duties of the program administrator and other staff as necessary and fix their compensation within the provisions of KRS Chapter 18A;

(11) Make provision for the payment of costs of administration and operation of the trust; and

(12) Carry out the duties and obligations of the trust pursuant to KRS 164A.300 to 164A.380 and to have any and all other powers as may be reasonably necessary for the effectuation of the purposes of the trust and KRS 164A.300 to 164A.380.

Section 10. KRS 164A.325 is amended to read as follows:

In addition to effectuating and carrying out all of the powers granted by KRS 164A.300 to 164A.380, the board shall have all powers necessary to carry out and effectuate the purposes, objectives and provisions of KRS 164A.300 to 164A.380, including, but not limited to, the power to:

(1) Invest assets of the trust as provided by KRS 164A.300 to 164A.380 and engage investment advisors to assist in the investment of trust assets after consultation with the Office of ***Financial Management and Economic Analysis*** [~~investment and debt management~~];

(2) Carry out studies and projections in order to advise participants regarding present and estimated future higher education costs and levels of financial participation in the trust required in order to enable participants to achieve their educational funding objectives;

(3) Disburse trust moneys to any institution of higher education in order to provide for payments required by participation agreements for the benefit of beneficiaries;

(4) Contract for goods and services and engage personnel as necessary, including consultants, actuaries, managers, counsel and auditors for the purpose of rendering professional, managerial and technical assistance and advice, all of which contract obligations and services shall be payable out of any moneys of the trust;

(5) Solicit and accept for the benefit of the endowment fund gifts, grants and other moneys, including

general fund appropriations from the Commonwealth and grants from any federal or other governmental agency and to participate in any other way in any federal, state or local governmental program;

(6) Promulgate, impose and collect administrative fees and charges in connection with transactions of the trust, and provide for reasonable penalties, including penalties for delinquent payments in respect of participation agreements;

(7) Procure insurance against any loss in connection with the property, assets or activities of the trust;

(8) Administer the funds of the trust;

(9) Procure insurance indemnifying any member of the board from personal loss or accountability arising from liability resulting from a member's action or inaction as a member of the board;

(10) Promulgate reasonable rules and regulations for the administration of the trust; and

(11) Enter into contracts with institutions of higher education to effectuate the purpose of and powers granted by KRS 164A.300 to 164A.380.

Section 11. KRS 342.1223 is amended to read as follows:

(1) The Kentucky Workers' Compensation Funding Commission is created as an agency of the Commonwealth for the public purpose of controlling, investing, and managing the funds collected pursuant to KRS 342.122.

(2) The commission shall:

(a) Hold, administer, invest and reinvest the funds collected pursuant to KRS 342.122 and its other funds separate and apart from all "state funds" or "public funds" as defined in KRS Chapter 446;

(b) Act as a fiduciary, as defined in KRS Chapter 386, in exercising its power over the funds collected pursuant to KRS 342.122, and may invest association funds through one or more banks, trust companies, or other financial institutions with offices in Kentucky in good standing with the department of financial institutions, in investments described in KRS Chapter 386. Provided, however, the commission shall not invest any of the funds collected pursuant to KRS 342.122 in any corporation, company, partnership or other business entity, or any bank, investment service firm or other financial entity which directly or indirectly maintains operations or has financial dealings with the Republic of South Africa;

(c) Report to the General Assembly at each regular session the actuarial soundness and adequacy of the funding mechanism for the special fund and other programs supported by such mechanism, including detailed information on the investment of funds and yields thereon;

(d) Recommend to the General Assembly not later than October 31 of the year prior to each regular legislative session, changes deemed necessary in the level of the assessments imposed in KRS 342.122;

(e) In conjunction with the Labor Cabinet, submit to the General Assembly not later than October 31 of the year prior to each regular legislative session, a proposed budget for the biennium beginning July 1 following the regular session of the General Assembly;

(f) In conjunction with the Labor Cabinet, provide to the interim joint committee on appropriations and revenue an annual budget and detailed quarterly financial reports;

(g) Conduct periodic audits independently or in cooperation with the Labor Cabinet or the Revenue Cabinet of all entities subject to the assessments imposed in KRS 342.122; and

(h) Report monthly to the Committee on Appropriations and Revenue its monthly expenditures of restricted agency funds and the nature of such expenditures.

(3) The commission shall have all of the powers necessary or convenient to carry out and effectuate the purposes for which it was established including, but not limited to the power:

(a) To sue and be sued, complain or defend, in its name;

(b) To elect, appoint or hire officers, agents and employes, and define their duties and fix their compensation within the limits of its budget approved by the General Assembly;

(c) To contract for investment counseling, legal, actuarial, auditing, and other professional services in accordance with the provisions relating to personal service contracts contained in KRS Chapter 45;

(d) To appoint, hire, and contract with banks, trust companies, and other entities to serve as depositories and custodians of its investment receipts and other funds;

(e) To take any and all other actions consistent with the purposes of the commission and the provisions of this chapter.

(4) Notwithstanding the provisions of KRS Chapter 342 to the contrary, the Kentucky Workers' Compensation Funding Commission shall utilize the investment expertise and advice of the Office ***of Financial Management and Economic Analysis*** [~~for investment and debt management~~] rather than entering into a consulting contract for investment counseling. The fees charged by financial institutions for managing the investments of the funds of the funding commission shall be paid from the investment earnings of such funds.

(5) The commission shall be attached to the Revenue Cabinet for administrative purposes only.

Section 12. The following KRS section is repealed:

42.0141 Establishment of Office of Revenue Estimating and Economic Analysis.

Section 13. The General Assembly confirms executive reorganization order 89-1037, to the extent it is not otherwise confirmed by this Act.

SB 314, AN ACT relating to reorganization of the Department of Law.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. The General Assembly hereby confirms Executive Order of the Attorney General No. EAG 88-1. The confirmation shall include the following:

(1) The Uninsured Employers' Fund Division is abolished. All functions, personnel, records, equipment, and funds assigned to that division are transferred to the Civil and Environmental Law Division.

(2) The General Counsel Division is abolished. All functions, personnel, records, equipment, and funds assigned to that division are transferred to other divisions or entities, as deemed appropriate by the Attorney General.

The Committee on Cities reported **HCR 205** with Committee Amendment attached thereto, **SB 210** with House Committee Substitute attached thereto, and **SB 405** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

HCR 205, A CONCURRENT RESOLUTION directing the Legislative Research Commission to create a task force to study the potential amendment of the Open Records Act.

WHEREAS, the enactment of the Kentucky Open Records Act in 1976 intended to provide all citizens of the Commonwealth access, at nominal cost, to records documenting government activities; and

WHEREAS, since the enactment of the Open Records Act, advances in computer technology and data management have transformed the way government provides services, blurring the distinction between traditional records that can be read unaided, and machine readable codes used by computers to manipulate these records; and

WHEREAS, these advances were not foreseen at the time of enactment, have not been addressed subsequently, and now jeopardize the security of, and financial investment in, government electronic records systems, which are subject to inspection and copying in toto as provided by the Open Records Act; and

WHEREAS, the legislature recognizes that its citizens, expect certain information, while essential to government operations, should not be disclosed to the detriment of the privacy interests of individuals or to the vital interests and operations of the Commonwealth; and

WHEREAS, the legislature is desirous of striking a reasonable balance between these interests;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky, the Senate concurring therein:

Section 1. The Legislative Research Commission is directed to create a task force to study the potential impact of amending KRS 61.870 et seq., known as the Kentucky Open Records Act, and to make recommendations regarding these impacts. The task force's study shall include, but not be limited to: the amendment of the Freedom of Information Act by the one hundred first (101st) and one hundred second (102nd) sessions of the U.S. Congress; Open Records legislation enacted and subsequently amended in other states; Open Records legislation introduced in the 1990 regular session of the Kentucky General Assembly; the impact of proposed amendments on Kentucky's Public Records Management Program; the impact of proposed amendments on public agencies utilizing electronic records systems; and the impact of proposed amendments on the public's ability to access records documenting government activity.

Section 2. The task force shall consist of eleven (11) members selected as follows:

(1) The chairman of the Special LRC Subcommittee on a Statewide Information System;

(2) The chairman of the Kentucky Information Systems Commission or his designee;

(3) The state librarian or his designee;

(4) The Attorney General or his designee;

(5) Two (2) representatives of the Kentucky Press Association;

(6) The following who will be appointed by the co-chairmen of the Legislative Research Commission:

(a) Two (2) members from the Senate;

(b) Three (3) members from the House of Representatives.

Section 3. The chairman of the task force shall be designated by the co-chairmen of the Legislative Research Commission.

Section 4. The task force shall report the findings and recommendations of its study to the Legislative Research Commission by August 1, 1991.

Section 5. Staff services to be utilized in completing this study are estimated to cost ten thousand dollars ($10,000). These staff services shall be provided from the regular commission budget and are subject to the limitations and other research responsibilities of the Commission.

The Committee Amendment No. 1 to **HCR 205** is as follows:

Amend printed copy of **HCR 205** on page 3, line 7 after "Association" by inserting the following: ", one (1) of whom is employed by a daily newspaper and one (1) of whom is employed by a weekly newspaper".

SB 210, AN ACT relating to charter county government.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

In order to facilitate the operation of local government, to prevent duplication of services, and to promote efficient and economical management of the affairs of local government, the citizens of any county, except in a county containing a city of the first class or an urban-county government, may vote to merge all units of city and county government into a charter county form of government. The merger shall take place only after compliance with the procedures set forth in this Act.

SECTION 2. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) The fiscal court in any county, except in a county containing a city of the first class or an urban-county government, and a majority of all cities within the county may adopt an ordinance to study the question of merging the county government with all other units of local government within the county to form a charter county form of government.

(2) In lieu of the adoption of an ordinance pursuant to subsection (1) of this section, a petition may be filed with the county clerk requesting a referendum be held on the question of merger and the adoption of a charter county form of government. The petition shall be signed by at least twenty percent (20%) of the number of county residents voting in the preceding regular election.

(3) Within sixty (60) days of the adoption of an ordinance pursuant to subsection (1) of this section, or within sixty (60) days of a petition being filed with the county clerk pursuant to subsection (2) of this section, the fiscal court and the city legislative body of each city within the county shall jointly appoint a commission to study the question of merger and the adoption of a charter county form of government. The fiscal court shall determine the size of the membership of the commission which shall be composed of, but not limited to, twenty (20) citizens. The actual appointment of individual members to the commission shall be governed by the following provisions:

(a) The county shall make a number of appointments based upon the ratio of the percentage of the population residing in unincorporated areas of the county to the countywide population.

(b) Each city located within the county shall join together with other cities of the same classification located within the county for the purpose of making appointments to the commission. Jointly the cities shall make a number of appointments based upon the ratio of the percentage of the total population residing within that particular class of city within the county to the countywide population. Each class of city within the county shall have a minimum of one (1) representative on the commission.

(c) If there is only one (1) city of a particular classification within a county, the city shall make a number of appointments based upon the ratio of the percentage of the population residing within that city to the countywide population.

(4) The commission shall be funded by the fiscal court and each city within the county in proportion to its relative population and shall be responsible for developing a comprehensive plan of charter county government that shall include, but not be limited to, the following provisions:

(a) A description of the form, structure, functions, powers and name of the proposed charter county government;

(b) A description of the officers and their powers and duties of the proposed charter county government; and

(c) The procedures by which the original comprehensive plan may be amended.

(5) The comprehensive plan shall be consistent with the provisions of the Constitution of Kentucky and shall be advertised at least ninety (90) days before a regular election at which the voters will be asked to approve or disapprove the adoption of the comprehensive plan.

(6) The votes shall be counted, returns made and canvassed in accordance with the provisions of KRS Chapters 116 to 121 governing elections, and the results shall be certified by the county board of election commissioners to the county clerk. If a majority of those voting on the issue are in favor of adopting the comprehensive plan, the county board of election commissioners shall enter the fact of record and the charter county commission shall organize the charter county government.

SECTION 3. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

Notwithstanding any contrary provision of the comprehensive plan of a charter county government, the legislative body of a charter county government may defer redistricting of the legislative districts of the body subsequent to each decennial census by the United States Bureau of Census, until after completion of the redistricting of General Assembly seats within the charter county subsequent to the census. The redistricting of charter county government legislative districts hereunder shall be effective for the first regular charter county government primary election scheduled more than one hundred eighty (180) days after completion of such redistricting. The redistricting becomes effective no later than two (2) years after release of census data upon which the redistricting is based.

SECTION 4. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

Following the adoption and organization of a charter county government pursuant to Section 2 of this Act, officials designated in the comprehensive plan shall be elected at the next regularly scheduled election at which county officers shall be elected. Upon the election and qualification of officials designated in the comprehensive plan, the charter county government shall immediately become the effective government. All the debts, property, franchises and rights of the existing county government and of any municipality within the county shall be assumed by the charter county government.

SECTION 5. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

The comprehensive plan for merging city and county governments into a charter county government under this Act shall provide for the corporate dissolution of incorporated cities and special districts within the county whereupon:

(1) For purposes of all state and federal licensing and regulatory laws, statutory entitlement, gifts, grants-in-aid, governmental loan, or other governmental assistance under state or federal laws, rules or regulations:

(a) The charter county shall be deemed a county and the entire geographic area and population of the charter county shall be considered in calculating and determining the distribution basis for state or federal statutory entitlements, gifts, grants-in-aid, loans, or other forms of governmental assistance;

(b) The charter county government shall designate to the appropriate state or federal agency those geographic areas, portions of roads, segments of population, or combinations thereof that shall be deemed to constitute rural or urban areas, roads or population.

(2) The chief executive officer of the charter county government shall determine and make the designations herein following a public hearing. The charter county government shall fix the time and place of the hearing that shall be advertised pursuant to KRS chapter 424.

SECTION 6. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) Charter county governments may exercise the constitutional and statutory rights, powers, privileges, immunities and responsibilities of counties and cities of the highest class within the county:

(a) In effect on the date the charter county government becomes effective;

(b) That may subsequently be authorized for or imposed upon counties and cities of that class; and

(c) That may be authorized for or imposed upon charter counties.

(2) Rights, powers, privileges and immunities exercised by charter county governments pursuant to subsection (1)(a) and (b) of this section shall continue to be authorized for charter county governments notwithstanding repeal or amendment of the statutes upon which they are based unless expressly repealed or amended for charter county governments.

SECTION 7. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) Charter county governments may enact and enforce within their territorial limits the tax, licensing, police, sanitary and other ordinances not in conflict with the constitution and general statutes of this state now or hereafter enacted, required for the health, education, safety, welfare and convenience of the inhabitants of the county and for the effective administration of the charter county government. A charter county government shall not enact any ordinance that imposes any tax or license, franchise or other fee, or requires a license, franchise or other permission, for or with respect to the construction or maintenance of any utility equipment, facility or apparatus along, over, under or across the streets, alleys or public grounds of, or the operation of any utility business within, any portion of the area of the government outside of the larger of the area within the corporate boundaries of the city or cities at the time of creation of the charter county government, or that part of the area of the charter county government within which the government provides at least the level of services provided by any city that existed prior to the creation of the charter county government.

(2) Charter county government ordinances shall be deemed to conflict with general statutes of this state only:

(a) When the ordinance authorizes that which is expressly prohibited by a general statute; or

(b) When there is a comprehensive scheme of legislation on the same subject embodied in a general statute.

(3) No ordinance or resolution shall be considered by the charter county government legislative body until it has been read at two (2) separate meetings. A second reading may be suspended by a two-thirds (2/3) vote of the membership of the legislative body. Requirements for reading ordinances or resolutions may be satisfied by public reading of the title and summary.

(4) All ordinances and resolutions shall be effective upon passage, unless timely vetoed by the chief executive officer of the charter county government pursuant to the provisions of the comprehensive plan of the charter county government. Any ordinance or resolution imposing fines, forfeitures, imprisonment, taxes or fees, other than a bond ordinance or resolution, shall be published in full in the daily newspaper that has the largest bona fide circulation in the county and is published in the publication area. The publication requirements for all other ordinances or resolutions, including bond ordinances or resolutions, shall be satisfied by publication in full or by publication of the title and summary.

(5) The provisions of any local, statewide or nationally recognized standard code and codifications of entire bodies of local legislation may be adopted by ordinance that identifies the subject matter by title, source and date and incorporates the adopted provisions by reference without setting them out in full, if a copy accompanies the adopting ordinance and is made a part of the permanent records of the charter county government.

SECTION 8. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

The territory of an charter county government may be divided into service districts. Each service district shall constitute a separate tax district within which the charter county government shall levy and collect taxes in accordance with the kind, type, level and character of the services provided by the charter county government in each of these districts. The legislative body of the charter county government may abolish or alter existing districts, or create new districts.

SECTION 9. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) When the comprehensive plan adopted pursuant to this Act requires the implementation of a merit or civil service system for the employees of a charter county government, the system shall be implemented by the charter county government to guarantee the substantive and procedural rights possessed by any employee of a government in existence within the boundaries of the charter county prior to the effective date of merger.

(2) During the time a merit or civil service system is being implemented pursuant to the requirements of a comprehensive plan, all procedural and substantive rights possessed by any employee of a government in existence within the boundaries of the charter county prior to the effective date of merger shall be protected.

SECTION 10. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) No person shall be appointed to any position in a charter county government because of political, partisan service rendered by him or his family, or because of political sentiment or affiliation nor shall any person be dismissed, suspended or reduced in grade or pay because of any political opinion.

(2) The appointment and continuance of employment of all persons in a charter county government shall depend solely upon their ability and willingness to perform their duties, and shall not be a reward for political activity or contribution to campaign funds.

(3) No employee of a charter county government shall be forced to pay or collect any assessments made by political organizations, contribute to political campaign funds, or be active in politics.

(4) No employee of a charter county government shall be active in politics or work for the election of candidates while on duty.

SECTION 11. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

A charter county government may provide a retirement system for its employees only by participating in the County Employees Retirement System pursuant to KRS 78.510 to 78.852.

Section 12. KRS 67.077 is amended to read as follows:

(1) No county ordinance shall be passed until it has been read on two (2) separate days, but ordinances may be read by title and a summary only. A proposed ordinance may be amended by the fiscal court after its first reading and prior to its adoption. All amendments shall be proposed in writing, and only by setting out in full each amended section.

(2) No county ordinance shall be passed until it has been published pursuant to KRS Chapter 424. Prior to passage, ordinances may be published by summary. Publication shall include the time, date and place at which the county ordinance will be considered, and a place within the county where a copy of the full text of the proposed ordinance is available for public inspection. Publication of amendments to a proposed ordinance shall be required, pursuant to KRS Chapter 424, prior to its adoption, and amendments shall be filed with the full text of the proposed ordinance ***that*** [~~which~~] is available for public inspection. ***If*** [~~In the event~~] consideration for passage is continued from the initial meeting to a subsequent date, no further publication ***shall be*** [~~is~~] necessary ***if*** [~~provided that~~] at each meeting the time, date and place of the next meeting are announced.

(3) All county ordinances and amendments shall be published after passage and may be published in full or in summary form at the discretion of the fiscal court. ***If*** [~~Where~~] applicable, a sketch, drawing or map, together with a narrative description written in layman's terms, may be used in lieu of metes and bounds descriptions. If published in summary form, publication shall contain notice of a place in the county where the full text of the ordinance or amendment is available for public inspection.

(4) Traffic, building, housing, plumbing, electrical, safety and other self-contained codes may be adopted by reference if a copy of the code is kept with the adopting ordinance and is made a part of the permanent records of the county.

(5) The provisions of this section shall not be applicable in counties ***that*** [~~which~~] have pursuant to ***this Act adopted a charter county form of government or pursuant to*** KRS Chapter 67A adopted an urban-county form of government.

Section 13. KRS 78.510 is amended to read as follows:

As used in KRS 78.520 to 78.852, unless the context otherwise requires:

(1) "System" means the County Employees Retirement System;

(2) "Board" means the board of trustees of the system as provided in KRS 78.780;

(3) "County" means any county or sheriff and his employees or county clerk and his employees or political subdivision or instrumentality, including school boards, ***charter county government,*** or urban-county government participating in the system by order appropriate to its governmental structure, as provided in KRS 78.530, and ***if*** [~~provided~~] the board is willing to accept ***the*** [~~such~~] agency or corporation, the board being hereby granted the authority to determine the eligibility of ***the*** [~~such~~] agency to participate;

(4) "School board" means any board of education participating in the system by order appropriate to its governmental structure, as provided in KRS 78.530, and ***if*** [~~provided~~] the board is willing to accept ***the*** [~~such~~] agency or corporation, the board being hereby granted the authority to determine the eligibility of ***the*** [~~such~~] agency to participate;

(5) "Examiner" means the medical examiners as provided in KRS 61.665;

(6) "Employe" means every regular full-time appointed or elective officer or employee of a participating county and the coroner of a participating county, whether or not he qualifies as a regular full-time officer. The term shall not, except in the case of volunteer fire fighters serving a fire district created pursuant to KRS 75.010, include persons engaged as independent contractors, seasonal, emergency, temporary and part-time workers. In case of any doubt, the board shall determine if a person is an employee within the meaning of KRS 78.520 to 78.852;

(7) "Employer" means a county, the electorate of a county, or any authority of ***the*** [~~such~~] county having the power to appoint or elect an employee to office or employment in ***the*** [~~such~~] county;

(8) "Member" means any employee who is included in the membership of the system or any former employee whose membership has not been terminated under KRS 61.535;

(9) "Service" means the total of current service and prior service as defined herein;

(10) "Current service" means the number of years and months of employment as an employee, on and after July 1, 1958, for which creditable compensation is paid and employee contributions deducted, except as otherwise provided in KRS 61.552(7), 61.555 and 78.530;

(11) "Prior service" means the number of years and completed months, expressed as a fraction of a year, of employment as an employee, prior to July 1, 1958, for which creditable compensation was paid. An employee shall be credited with one (1) month of prior service only in those months he received compensation for at least one hundred (100) hours of work. Twelve (12) months of current service in the system ***shall be*** [~~are~~] required to validate prior service;

(12) "Accumulated contributions" means the sum of all amounts deducted from the compensation of a member and credited to his individual account in the members' contribution account, including employee contributions picked up after August 1, 1982, pursuant to KRS 78.610(4), together with interest credited on ***the*** [~~such~~] amounts, and any other amounts the member shall have contributed thereto, including interest credited thereon;

(13) "Creditable compensation" means all salary, wages and fees paid to the employee as a result of services performed for the employer, including employee contributions picked up after August 1, 1982, pursuant to KRS 78.610(4). ***If*** [~~In cases where~~] compensation includes maintenance and other perquisites, the board shall fix the value of that part of the compensation not paid in money. ***If*** [~~In the case of~~] fire fighters employed by a district created pursuant to KRS 75.010 [~~who~~] are paid less than five thousand dollars ($5,000) per year for fire fighting services, creditable compensation shall mean an assumed salary of at least five thousand dollars ($5,000) per year, or a higher figure set annually by the district board of trustees. Creditable compensation shall also include amounts ***that*** [~~which~~] are not includable in the member's gross income by virtue of the member having taken a voluntary salary reduction provided for under applicable provisions of the Internal Revenue Code;

(14) "Final compensation" of a member means the creditable compensation of the member during the five (5) fiscal years he was paid at the highest average monthly rate divided by the number of months of service credit during that five (5) year period multiplied by twelve (12). ***The*** [~~Said~~] five (5) years may be fractional and need not be consecutive. ***If*** [~~In the event~~] the number of months of service credit during ***the*** [~~such~~] five (5) year period is less than forty-eight (48), one (1) or more additional fiscal years shall be used;

(15) "Final rate of pay" means the actual rate upon which earnings of an employee were calculated during the twelve (12) months' period immediately preceding the member's effective retirement date, and shall include employee contributions picked up after August 1, 1982, pursuant to KRS 78.610(4). ***The*** [~~Such~~] rate shall be certified to the board by the employer and the following equivalents shall be used to convert said rate to an annual rate: nineteen hundred fifty (1950) hours, two hundred sixty (260) days, fifty-two (52) weeks, twelve (12) months, one (1) year;

(16) "Retirement allowance" means the retirement payments to which a member is entitled;

(17) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of ***the*** [~~such~~] actuarial tables as are from time to time adopted by the board, except in case of disability retirement, the options authorized by KRS 61.635 shall be computed by adding ten (10) years to the age of the member.[~~, provided however, that~~] No disability retirement option shall be less than the same option computed under early retirement;

(18) "Normal retirement date" means the sixty-fifth (65th) birthday of a member unless otherwise provided in KRS 78.520 to 78.852;

(19) "Fiscal year" of the system means the twelve (12) months from July 1 through the following June 30;

(20) "Agency reporting official" means the person designated by the participating agency to file reports with the County Employes Retirement System;

(21) "Regular full-time positions," as used in subsection (6) of this section, shall mean all positions that average one hundred (100) or more hours per month, unless otherwise specified, except:

(a) Seasonal positions, which although temporary in duration, are positions which coincide in duration with a particular season or seasons of the year and ***that*** [~~which~~] may recur regularly from year to year, in which case the period of time shall not exceed six (6) months in any event;

(b) Emergency positions ***that*** [~~which~~] are positions ***that*** [~~which~~] do not exceed thirty (30) working days and are nonrenewable;

(c) Temporary positions ***that*** [~~which~~] are positions of employment with a participating agency for a period of time not to exceed twelve (12) months in any event and not renewable; or

(d) Part-time positions ***that*** [~~which~~] are positions ***that*** [~~which~~] may be permanent in duration, but ***that*** [~~which~~] require less than an annual or fiscal year average of one hundred (100) hours of work per month in the performance of duty, except in case of school bus drivers for school boards, in which event the school term average shall be eighty (80) hours of work per month in the performance of duty, and except in the case of volunteer fire fighters employed by a district created pursuant to KRS 75.010 who shall satisfy work requirements set by the district board of trustees;

(22) "Alternate participation plan" means a new method of participation in the system as provided for by KRS 78.530(3) [~~which shall become effective July 1, 1973~~];

(23) "Retired member" means any former member receiving a retirement allowance or any former member who has filed the necessary documents for retirement benefits and is no longer contributing to the system;

(24) "Current rate of pay" means the member's actual hourly, daily, weekly, biweekly, monthly or yearly rate of pay converted to an annual rate as defined in final rate of pay. ***The*** [~~Such~~] rate shall be certified by the employer;

(25) "Beneficiary" means the person or persons or estate or trust or trustee designated by the member in accordance with KRS 61.542 or 61.705 to receive any benefits in the event of the member's death. As used in KRS 61.702, beneficiary shall not mean an estate, trust or trustee; and

(26) "Recipient" means the retired member or the person or persons designated as beneficiary by the member and drawing a retirement allowance as a result of the member's death or a dependent child drawing a retirement allowance.

Section 14. KRS 82.025 is amended to read as follows:

(1) There shall be created a Kentucky Urban Affairs Council ***that*** [~~which~~] shall consist of the mayors of all cities of the first and second classes and urban-county governments ***and the designated chief executives of charter county governments that prior to the merger of city and county governments contained a city of the second class***. The mayor of Louisville shall serve as the first chairman and subsequent chairmen

shall be elected annually by the council members. The council shall study all matters pertaining to urban problems, including but not limited to human resources, environmental conditions, property values, law and order and race relations. The council shall meet at least four (4) times per year to formulate a plan to improve urban conditions for presentation to the Governor annually and the General Assembly.

(2) The council shall be attached to the Department for Local Government for administrative purposes. The department shall be the administrative agent for the council providing staff and other services, as needed, by the council. The department shall provide adequate funding for staff services and the reasonable and necessary expenses of the council and its members for the effective performance of the council's work.

Section 15. KRS 83A.060 is amended to read as follows:

(1) Each ordinance shall embrace ***only*** [~~but~~] one (1) subject and shall have a title ***that*** [~~which~~] shall clearly state the subject.

(2) Each ordinance shall be introduced in writing and shall have an enacting clause styled "Be it ordained by the City of ."

(3) No ordinance shall be amended by reference to its title only, and ordinances to amend shall set out in full the amended ordinance or section indicating any words being added by a single solid line drawn underneath them, and any words being deleted by a single broken line drawn through them.

(4) Except as provided in subsection (7) of this section, no ordinance shall be enacted until it has been read on two (2) separate days. The reading of an ordinance may be satisfied by stating the title and reading a summary rather than the full text.

(5) A city legislative body may adopt the provisions of any local, statewide or nationally recognized standard code and codifications of entire bodies of local legislation by an ordinance ***that*** [~~which~~] identifies the subject matter by title, source and date and incorporates the adopted provisions by reference without setting them out in full, ***if*** [~~provided~~] a copy accompanies the adopting ordinance and is made a part of the permanent records of the city.

(6) Unless otherwise provided by statute, a majority of a legislative body shall constitute a quorum and a vote of a majority of a quorum shall be sufficient to take action.

(7) In an emergency, upon the affirmative vote of two-thirds (2/3) of the membership, a city legislative body may suspend the requirements of second reading and publication in order for an ordinance to become effective by naming and describing the emergency in the ordinance. Publication requirements of subsection (9) of this section shall be complied with within ten (10) days of the enactment of the emergency ordinance.

(8) Every action of the city legislative body shall be made a part of the permanent records of the city and on passage of an ordinance the vote of each member of the city legislative body shall be entered on the official record of the meeting. The legislative body shall provide by ordinance for the maintenance and safekeeping of the permanent records of the city. The person assigned this responsibility and the presiding officer shall sign the official record of each meeting. All ordinances adopted in a city shall, at the end of each month, be indexed and maintained in the following manner:

(a) The city budget, appropriations of money and tax levies shall be maintained and indexed so that each fiscal year is kept separate from other years.

(b) All other city ordinances shall be kept in the minute book or an ordinance book in the order adopted and indexed in a composite index or maintained in a code of ordinances.

(9) Except in cities of the first class***, a charter county government,*** and as provided in subsection (7) of this section, no ordinance shall be effective until published pursuant to KRS Chapter 424. Ordinances, except bond ordinances, imposing fines, forfeitures, imprisonment, taxes or fees shall be published in full. The publication requirements for all other ordinances including all bond and zoning ordinances shall be satisfied by publication in full or in summary as designated by the legislative body. The requirements for summary publication shall be satisfied by publication of the title and a certified summary of the contents prepared by an attorney licensed to practice law in the Commonwealth of Kentucky. Ordinances that include descriptions of real property may include a sketch, drawing, or map, including common landmarks, such as streets or roads in lieu of metes and bounds descriptions.

(10) A city may by ordinance specify additional requirements for adoption of ordinances in greater detail than contained herein, but a city shall not lessen or reduce the substantial requirements of this section or any other statute relating to adoption of ordinances.

(11) Not less than once every five (5) years, each city shall cause all ordinances in the composite index or code of ordinances to be examined for consistency with state law and with one another and to be revised to eliminate redundant, obsolete, inconsistent and invalid provisions.

(12) The legislative body may adopt municipal orders. Any order shall be in writing and may be adopted only at an official meeting. Any order may be amended by a subsequent municipal order or ordinance. All orders adopted shall be maintained in an official order book.

(13) In lieu of an ordinance, a municipal order may be used for matters relating to the internal operation and functions of the municipality and to appoint or remove or approve appointment or removal of members of boards, commissions and other agencies over which the city has control.

(14) All ordinances, and orders of the city may be proved by the signature of the city clerk; and when the ordinances are placed in a printed composite index or code of ordinances by authority of the city, the printed copy shall be received in evidence by any state court without further proof of such ordinances.

(15) For anything said in debate, legislative body members shall be entitled to the same immunities and protections allowed to members of the General Assembly.

The House Committee Substitute to **SB 210** is as follows:

SB 210, AN ACT relating to charter county government.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

In order to facilitate the operation of local government, to prevent duplication of services, and to promote efficient and economical management of the affairs of local government, the citizens of any county, except in a county containing a city of the first class or an urban-county government, may vote to merge all units of city and county government into a charter county form of government. The merger shall take place only after compliance with the procedures set forth in Section 2 of this Act.

SECTION 2. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) The fiscal court in any county, except in a county containing a city of the first class or an urban-county government, and a majority of all cities within the county may adopt an ordinance to study the question of merging the county government with all other units of local government within the county to form a charter county form of government.

(2) In lieu of the adoption of an ordinance pursuant to subsection (1) of this section, a petition may be filed with the county clerk requesting a referendum be held on the question of merger and the adoption of a charter county form of government. The petition shall be signed by at least twenty percent (20%) of the number of county residents voting in the preceding regular election.

(3) Within sixty (60) days of the adoption of an ordinance pursuant to subsection (1) of this section, or within sixty (60) days of a petition being filed with the county clerk pursuant to subsection (2) of this section, the fiscal court and the city legislative body of each city within the county shall jointly appoint a commission to study the question of merger and the adoption of a charter county form of government. The fiscal court shall determine the size of the membership of the commission which shall be composed of, but not limited to, twenty (20) citizens. The actual appointment of individual members to the commission shall be governed by the following provisions:

(a) The county shall make a number of appointments based upon the ratio of the percentage of the population residing in unincorporated areas of the county to the countywide population.

(b) Each city located within the county shall join together with other cities of the same classification located within the county for the purpose of making appointments to the commission. Jointly the cities shall make a number of appointments based upon the ratio of the percentage of the total population residing within that particular class of city within the county to the countywide population. Each class of city within the county shall have a minimum of one (1) representative on the commission.

(c) If there is only one (1) city of a particular classification within a county, the city shall make a number of appointments based upon the ratio of the percentage of the population residing within that city to the countywide population.

(4) The commission shall be funded by the fiscal court and each city within the county in proportion to its relative population and shall be responsible for developing a comprehensive plan of charter county government that shall include, but not be limited to, the following provisions:

(a) A description of the form, structure, functions, powers and name of the proposed charter county government;

(b) A description of the officers and their powers and duties of the proposed charter county government; and

(c) The procedures by which the original comprehensive plan may be amended.

(5) The comprehensive plan shall be consistent with the provisions of the Constitution of Kentucky and shall be advertised at least ninety (90) days before a regular election at which the voters will be asked to approve or disapprove the adoption of the comprehensive plan.

(6) The votes shall be counted, returns made and canvassed in accordance with the provisions of KRS Chapters 116 to 121 governing elections, and the results shall be certified by the county board of election commissioners to the county clerk. If a majority of those voting on the issue are in favor of adopting the comprehensive plan, the county board of election commissioners shall enter the fact of record and the charter county commission shall organize the charter county government.

SECTION 3. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

Notwithstanding any contrary provision of the comprehensive plan of a charter county government, the legislative body of a charter county government may defer redistricting of the legislative districts of the body subsequent to each decennial census by the United States Bureau of Census, until after completion of the redistricting of General Assembly seats within the charter county subsequent to the census. The redistricting of charter county government legislative districts hereunder shall be effective for the first regular charter county government primary election scheduled more than one hundred eighty (180) days after completion of such redistricting. The redistricting becomes effective no later than two (2) years after release of census data upon which the redistricting is based.

SECTION 4. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

Following the adoption and organization of a charter county government pursuant to Section 2 of this Act, officials designated in the comprehensive plan shall be elected at the next regularly scheduled election at which county officers shall be elected. Upon the election and qualification of officials designated in the comprehensive plan, the charter county government shall immediately become the effective government. All the debts, property, franchises and rights of the existing county government and of any municipality within the county shall be assumed by the charter county government.

SECTION 5. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

The comprehensive plan for merging city and county governments into a charter county government under this Act shall provide for the corporate dissolution of incorporated cities and special districts within the county whereupon:

(1) For purposes of all state and federal licensing and regulatory laws, statutory entitlement, gifts, grants-in-aid, governmental loan, or other governmental assistance under state or federal laws, rules or regulations:

(a) The charter county shall be deemed a county and the entire geographic area and population of the charter county shall be considered in calculating and determining the distribution basis for state or federal statutory entitlements, gifts, grants-in-aid, loans, or other forms of governmental assistance;

(b) The charter county government shall designate to the appropriate state or federal agency those geographic areas, portions of roads, segments of population, or combinations thereof that shall be deemed to constitute rural or urban areas, roads or population.

(2) The chief executive officer of the charter county government shall determine and make the designations herein following a public hearing. The charter county government shall fix the time and place of the hearing that shall be advertised pursuant to KRS Chapter 424.

SECTION 6. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) Charter county governments may exercise the constitutional and statutory rights, powers, privileges, immunities and responsibilities of counties and cities of the highest class within the county:

(a) In effect on the date the charter county government becomes effective;

(b) That may subsequently be authorized for or imposed upon counties and cities of that class; and

(c) That may be authorized for or imposed upon charter counties.

(2) Rights, powers, privileges and immunities exercised by charter county governments pursuant to subsection (1)(a) and (b) of this section shall continue to be authorized for charter county governments notwithstanding repeal or amendment of the statutes upon which they are based unless expressly repealed or amended for charter county governments.

SECTION 7. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) Charter county governments may enact and enforce within their territorial limits the tax, licensing, police, sanitary and other ordinances not in conflict with the constitution and general statutes of this state now or hereafter enacted, required for the health, education, safety, welfare and convenience of the inhabitants of the county and for the effective administration of the charter county government. A charter county government shall not enact any ordinance that imposes any tax or license, franchise or other fee, or requires a license, franchise or other permission, for or with respect to the construction or maintenance of any utility equipment, facility or apparatus along, over, under or across the streets, alleys or public grounds of, or the operation of any utility business within, any portion of the area of the government outside of the larger of the area within the corporate boundaries of the city or cities at the time of creation of the charter county government, or that part of the area of the charter county government within which the government provides at least the level of services provided by any city that existed prior to the creation of the charter county government.

(2) Charter county government ordinances shall be deemed to conflict with general statutes of this state only:

(a) When the ordinance authorizes that which is expressly prohibited by a general statute; or

(b) When there is a comprehensive scheme of legislation on the same subject embodied in a general statute.

(3) No ordinance or resolution shall be considered by the charter county government legislative body until it has been read at two (2) separate meetings. A second reading may be suspended by a two-thirds (2/3) vote of the membership of the legislative body. Requirements for reading ordinances or resolutions may be satisfied by public reading of the title and summary.

(4) All ordinances and resolutions shall be effective upon passage, unless timely vetoed by the chief executive officer of the charter county government pursuant to the provisions of the comprehensive plan of the charter county government. Any ordinance or resolution imposing fines, forfeitures, imprisonment, taxes or fees, other than a bond ordinance or resolution, shall be published in full in the daily newspaper that has the largest bona fide circulation in the county and is published in the publication area. The publication requirements for all other ordinances or resolutions, including bond ordinances or resolutions, shall be satisfied by publication in full or by publication of the title and summary.

(5) The provisions of any local, statewide or nationally recognized standard code and codifications of entire bodies of local legislation may be adopted by ordinance that identifies the subject matter by title, source and date and incorporates the adopted provisions by reference without setting them out in full, if a copy accompanies the adopting ordinance and is made a part of the permanent records of the charter county government.

SECTION 8. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

The territory of an charter county government may be divided into service districts. Each service district shall constitute a separate tax district within which the charter county government shall levy and collect taxes in accordance with the kind, type, level and character of the services provided by the charter county government in each of these districts. The legislative body of the charter county government may abolish or alter existing districts, or create new districts.

SECTION 9. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) If a comprehensive plan adopted pursuant to Section 2 of this Act requires the implementation of a merit or civil service system for the employees of a charter county government, the system shall be implemented by the charter county government to guarantee the substantive and procedural rights possessed by any employee of a government in existence within the boundaries of the charter county prior to the effective date of merger.

(2) During the time a merit or civil service system is being implemented pursuant to the requirements of a comprehensive plan, all procedural and substantive rights possessed by any employee of a government in existence within the boundaries of the charter county prior to the effective date of merger shall be protected.

(3) If a comprehensive plan adopted pursuant to Section 2 of this Act does not require the implementation of a merit or civil service system for the employees of a charter county government, the charter county government shall continue to guarantee the substantive and procedural rights possessed by those employees who had merit system or civil service protection through a local government in existence within the boundaries of the charter county prior to the effective date of merger.

SECTION 10. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) No person shall be appointed to any position in a charter county government because of political, partisan service rendered by him or his family, or because of political sentiment or affiliation nor shall any person be dismissed, suspended or reduced in grade or pay because of any political opinion.

(2) The appointment and continuance of employment of all persons in a charter county government shall depend solely upon their ability and willingness to perform their duties, and shall not be a reward for political activity or contribution to campaign funds.

(3) No employee of a charter county government shall be forced to pay or collect any assessments made by political organizations, contribute to political campaign funds, or be active in politics.

(4) While on duty no employee of a charter county government shall be active in politics or work for the election of candidates.

SECTION 11. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

A charter county government may provide a retirement system for its employees only by participating in the County Employees Retirement System pursuant to KRS 78.510 to 78.852.

Section 12. KRS 67.077 is amended to read as follows:

(1) No county ordinance shall be passed until it has been read on two (2) separate days, but ordinances may be read by title and a summary only. A proposed ordinance may be amended by the fiscal court after its first reading and prior to its adoption. All amendments shall be proposed in writing, and only by setting out in full each amended section.

(2) No county ordinance shall be passed until it has been published pursuant to KRS Chapter 424. Prior to passage, ordinances may be published by summary. Publication shall include the time, date and place at which the county ordinance will be considered, and a place within the county where a copy of the full text of the proposed ordinance is available for public inspection. Publication of amendments to a proposed ordinance shall be required, pursuant to KRS Chapter 424, prior to its adoption, and amendments shall be filed with the full text of the proposed ordinance ***that*** [~~which~~] is available for public inspection. ***If*** [~~In the event~~] consideration for passage is continued from the initial meeting to a subsequent date, no further publication ***shall be*** [~~is~~] necessary ***if*** [~~provided that~~] at each meeting the time, date and place of the next meeting are announced.

(3) All county ordinances and amendments shall be published after passage and may be published in full or in summary form at the discretion of the fiscal court. ***If*** [~~Where~~] applicable, a sketch, drawing or map, together with a narrative description written in layman's terms, may be used in lieu of metes and bounds descriptions. If published in summary form, publication shall contain notice of a place in the county where the full text of the ordinance or amendment is available forpublic inspection.

(4) Traffic, building, housing, plumbing, electrical, safety and other self-contained codes may be adopted by reference if a copy of the code is kept with the adopting ordinance and is made a part of the permanent records of the county.

(5) The provisions of this section shall not be applicable in counties ***that*** [~~which~~] have pursuant to ***Section 2 of this Act adopted a charter county form of government or pursuant to*** KRS Chapter 67A adopted an urban-county form of government.

Section 13. KRS 78.510 is amended to read as follows:

As used in KRS 78.520 to 78.852, unless the context otherwise requires:

(1) "System" means the County Employees Retirement System;

(2) "Board" means the board of trustees of the system as provided in KRS 78.780;

(3) "County" means any county***, or nonprofit organization created and governed by a county, counties, or elected county officers,*** or sheriff and his employees or county clerk and his employees or political subdivision or instrumentality, including school boards, ***charter county government,*** or urban-county government

participating in the system by order appropriate to its governmental structure, as provided in KRS 78.530, and ***if*** [~~provided~~] the board is willing to accept ***the*** [~~such~~] agency***, organization,*** or corporation, the board being hereby granted the authority to determine the eligibility of ***the*** [~~such~~] agency to participate;

(4) "School board" means any board of education participating in the system by order appropriate to its governmental structure, as provided in KRS 78.530, and ***if*** [~~provided~~] the board is willing to accept ***the*** [~~such~~] agency or corporation, the board being hereby granted the authority to determine the eligibility of ***the*** [~~such~~] agency to participate;

(5) "Examiner" means the medical examiners as provided in KRS 61.665;

(6) "Employee" means every regular full-time appointed or elective officer or employee of a participating county and the coroner of a participating county, whether or not he qualifies as a regular full-time officer. The term shall not, except in the case of volunteer fire fighters serving a fire district created pursuant to KRS 75.010, include persons engaged as independent contractors, seasonal, emergency, temporary and part-time workers. In case of any doubt, the board shall determine if a person is an employee within the meaning of KRS 78.520 to 78.852;

(7) "Employer" means a county, ***as defined in subsection (3) of this section,*** the electorate of a county, or any authority of ***the*** [~~such~~] county having the power to appoint or elect an employee to office or employment in ***the*** [~~such~~] county;

(8) "Member" means any employee who is included in the membership of the system or any former employee whose membership has not been terminated under KRS 61.535;

(9) "Service" means the total of current service and prior service as defined herein;

(10) "Current service" means the number of years and months of employment as an employee, on and after July 1, 1958, for which creditable compensation is paid and employee contributions deducted, except as otherwise provided in KRS 61.552(7), 61.555 and 78.530;

(11) "Prior service" means the number of years and completed months, expressed as a fraction of a year, of employment as an employee, prior to July 1, 1958, for which creditable compensation was paid. An employee shall be credited with one (1) month of prior service only in those months he received compensation for at least one hundred (100) hours of work. Twelve (12) months of current service in the system ***shall be*** [~~are~~] required to validate prior service;

(12) "Accumulated contributions" means the sum of all amounts deducted from the compensation of a member and credited to his individual account in the members' contribution account, including employee contributions picked up after August 1, 1982, pursuant to KRS 78.610(4), together with interest credited on ***the*** [~~such~~] amounts, and any other amounts the member shall have contributed thereto, including interest credited thereon;

(13) "Creditable compensation" means all salary, wages and fees paid to the employee as a result of services performed for the employer, including employee contributions picked up after August 1, 1982, pursuant to KRS 78.610(4). ***If*** [~~In cases where~~] compensation includes maintenance and other perquisites, the board shall fix the value of that part of the compensation not paid in money. ***If*** [~~In the case of~~] fire fighters employed by a district created pursuant to KRS 75.010 [~~who~~] are paid less than five thousand dollars ($5,000) per year for fire fighting services, creditable compensation shall mean an assumed salary of at least five thousand dollars ($5,000) per year, or a higher figure set annually by the district board of trustees. Creditable compensation shall also include amounts ***that*** [~~which~~] are not includable in the member's gross income by virtue of the member having taken a voluntary salary reduction provided for under applicable provisions of the Internal Revenue Code;

(14) "Final compensation" of a member means the creditable compensation of the member during the five (5) fiscal years he was paid at the highest average monthly rate divided by the number of months of service credit during that five (5) year period multiplied by twelve (12). ***The*** [~~Said~~] five (5) years may be fractional and need not be consecutive. ***If*** [~~In the event~~] the number of months of service credit during ***the*** [~~such~~] five (5) year period is less than forty-eight (48), one (1) or more additional fiscal years shall be used;

(15) "Final rate of pay" means the actual rate upon which earnings of an employee were calculated during the twelve (12) months' period immediately preceding the member's effective retirement date, and shall include employee contributions picked up after August 1, 1982, pursuant to KRS 78.610(4). ***The*** [~~Such~~] rate shall be certified to the board by the employer and the following equivalents shall be used to convert said rate to an annual rate: nineteen hundred fifty (1950) hours, two hundred sixty (260) days, fifty-two (52) weeks, twelve (12) months, one (1) year;

(16) "Retirement allowance" means the retirement payments to which a member is entitled;

(17) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of ***the*** [~~such~~] actuarial tables as are from time to time adopted by the board, except in case of disability retirement, the options authorized by KRS 61.635 shall be computed by adding ten (10) years to the age of the member.[~~; provided however, that~~] No disability retirement option shall be less than the same option computed under early retirement;

(18) "Normal retirement date" means the sixty-fifth (65th) birthday of a member unless otherwise provided in KRS 78.520 to 78.852;

(19) "Fiscal year" of the system means the twelve (12) months from July 1 through the following June 30;

(20) "Agency reporting official" means the person designated by the participating agency to file reports with the County Employees Retirement System;

(21) "Regular full-time positions," as used in subsection (6) of this section, shall mean all positions that average one hundred (100) or more hours per month, unless otherwise specified, except:

(a) Seasonal positions, which although temporary in duration, are positions which coincide in duration with a particular season or seasons of the year and ***that*** [~~which~~] may recur regularly from year to year, in which case the period of time shall not exceed six (6) months in any event;

(b) Emergency positions ***that*** [~~which~~] are positions ***that*** [~~which~~] do not exceed thirty (30) working days and are nonrenewable;

(c) Temporary positions ***that*** [~~which~~] are positions of employment with a participating agency for a period of time not to exceed twelve (12) months in any event and not renewable; or

(d) Part-time positions ***that*** [~~which~~] are positions ***that*** [~~which~~] may be permanent in duration, but ***that*** [~~which~~] require less than an annual or fiscal year average of one hundred (100) hours of work per month in the performance of duty, except in case of school bus drivers for school boards, in which event the school term average shall be eighty (80) hours of work per month in the performance of duty, and except in the case of volunteer fire fighters employed by a district created pursuant to KRS 75.010 who shall satisfy work requirements set by the district board of trustees;

(22) "Alternate participation plan" means a new method of participation in the system as provided for by KRS 78.530(3) [~~which shall become effective July 1, 1973~~];

(23) "Retired member" means any former member receiving a retirement allowance or any former member who has filed the necessary documents for retirement benefits and is no longer contributing to the system;

(24) "Current rate of pay" means the member's actual hourly, daily, weekly, biweekly, monthly or yearly rate of pay converted to an annual rate as defined in final rate of pay. ***The*** [~~Such~~] rate shall be certified by the employer;

(25) "Beneficiary" means the person or persons or estate or trust or trustee designated by the member in accordance with KRS 61.542 or 61.705 to receive any benefits in the event of the member's death. As used in KRS 61.702, beneficiary shall not mean an estate, trust or trustee; and

(26) "Recipient" means the retired member or the person or persons designated as beneficiary by the member and drawing a retirement allowance as a result of the member's death or a dependent child drawing a retirement allowance.

Section 14. KRS 82.025 is amended to read as follows:

(1) There shall be created a Kentucky Urban Affairs Council ***that*** [~~which~~] shall consist of the mayors of all cities of the first and second classes and urban-county governments ***and the designated chief executives of charter county governments that prior to the merger of city and county governments contained a city of the second class***. The mayor of Louisville shall serve as the first chairman and subsequent chairmen shall be elected annually by the council members. The council shall study all matters pertaining to urban problems, including but not limited to human resources, environmental conditions, property values, law and order and race relations. The council shall meet at least four (4) times per year to formulate a plan to improve urban conditions for presentation to the Governor annually and the General Assembly.

(2) The council shall be attached to the Department for Local Government for administrative purposes. The department shall be the administrative agent for the council providing staff and other services, as needed, by the council. The department shall provide adequate funding for staff services and the reasonable and necessary expenses of the council and its members for the effective performance of the council's work.

Section 15. KRS 83A.060 is amended to read as follows:

(1) Each ordinance shall embrace ***only*** [~~but~~] one (1) subject and shall have a title ***that*** [~~which~~] shall clearly state the subject.

(2) Each ordinance shall be introduced in writing and shall have an enacting clause styled "Be it ordained by the City of ."

(3) No ordinance shall be amended by reference to its title only, and ordinances to amend shall set out in full the amended ordinance or section indicating any words being added by a single solid line drawn underneath them, and any words being deleted by a single broken line drawn through them.

(4) Except as provided in subsection (7) of this section, no ordinance shall be enacted until it has been read on two (2) separate days. The reading of an ordinance may be satisfied by stating the title and reading a summary rather than the full text.

(5) A city legislative body may adopt the provisions of any local, statewide or nationally recognized standard code and codifications of entire bodies of local legislation by an ordinance ***that*** [~~which~~] identifies the subject matter by title, source and date and incorporates the adopted provisions by reference without setting them out in full, ***if*** [~~provided~~] a copy accompanies the adopting ordinance and is made a part of the permanent records of the city.

(6) Unless otherwise provided by statute, a majority of a legislative body shall constitute a quorum and a vote of a majority of a quorum shall be sufficient to take action.

(7) In an emergency, upon the affirmative vote of two-thirds (2/3) of the membership, a city legislative body may suspend the requirements of second reading and publication in order for an ordinance to become effective by naming and describing the emergency in the ordinance. Publication requirements of subsection (9) of this section shall be complied with within ten (10) days of the enactment of the emergency ordinance.

(8) Every action of the city legislative body shall be made a part of the permanent records of the city and on passage of an ordinance the vote of each member of the city legislative body shall be entered on the official record of the meeting. The legislative body shall provide by ordinance for the maintenance and safekeeping of the permanent records of the city. The person assigned this responsibility and the presiding officer shall sign the official record of each meeting. All ordinances adopted in a city shall, at the end of each month, be indexed and maintained in the following manner:

(a) The city budget, appropriations of money and tax levies shall be maintained and indexed so that each fiscal year is kept separate from other years.

(b) All other city ordinances shall be kept in the minute book or an ordinance book in the order adopted and indexed in a composite index or maintained in a code of ordinances.

(9) Except in cities of the first class***, a charter county government,*** and as provided in subsection (7) of this section, no ordinance shall be effective until published pursuant to KRS Chapter 424. Ordinances, except bond ordinances, imposing fines, forfeitures, imprisonment, taxes or fees shall be published in full. The publication requirements for all other ordinances including all bond and zoning ordinances shall be satisfied by publication in full or in summary as designated by the legislative body. The requirements for summary publication shall be satisfied by publication of the title and a certified summary of the contents prepared by an attorney licensed to practice law in the Commonwealth of Kentucky. Ordinances that include descriptions of real property may include a sketch, drawing, or map, including common landmarks, such as streets or roads in lieu of metes and bounds descriptions.

(10) A city may by ordinance specify additional requirements for adoption of ordinances in greater detail than contained herein, but a city shall not lessen or reduce the substantial requirements of this section or any other statute relating to adoption of ordinances.

(11) Not less than once every five (5) years***,*** each city shall cause all ordinances in the composite index or code of ordinances to be examined for consistency with state law and with one another and to be revised to eliminate redundant, obsolete, inconsistent and invalid provisions.

(12) The legislative body may adopt municipal orders. Any order shall be in writing and may be adopted only at an official meeting. Any order may be amended by a subsequent municipal order or ordinance. All orders adopted shall be maintained in an official order book.

(13) In lieu of an ordinance, a municipal order may be used for matters relating to the internal operation and functions of the municipality and to appoint or remove or approve appointment or removal of members of boards, commissions and other agencies over which the city has control.

(14) All ordinances, and orders of the city may be proved by the signature of the city clerk; and when the ordinances are placed in a printed composite index or code of ordinances by authority of the city, the printed copy shall be received in evidence by any state court without further proof of such ordinances.

(15) For anything said in debate, legislative body members shall be entitled to the same immunities and protections allowed to members of the General Assembly.

SB 405, AN ACT relating to transferable development rights.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 100 IS CREATED TO READ AS FOLLOWS:

(1) Any city, county, or urban-county government which is part of a planning unit may provide, by ordinance, for:

(a) The voluntary transfer of the development rights permitted on one (1) parcel of land to another parcel of land;

(b) Restricting or prohibiting further development of the parcel from which development rights are transferred; and

(c) Increasing the density or intensity of development of the parcel to which such rights are transferred.

(2) The ordinance shall designate and show on the zoning map areas from which development rights may be transferred and areas to which such rights may be transferred and used for development. These zones may be designated as separate use districts or as overlaying other zoning districts.

(3) Any city within a county that adopts an ordinance providing for the transfer of development rights, may also adopt a transfer of development rights ordinance and the county and city by adoption of mutual provisions may provide for the transfer of development rights on land located in one to land located in another.

(4) "Transferable development rights" means an interest in real property that constitutes the right to develop and use property under the zoning ordinance which is made severable from the parcel to which the interest is appurtenant and transferable to another parcel of land for development and use in accordance with the zoning ordinance. Transferable development rights may be transferred by deed from the owner of the parcel from which the development rights are derived and upon the transfer shall vest in the grantee and be freely alienable. The zoning ordinance may provide for the method of transfer of these rights and may provide for the granting of easements and reasonable regulations to effect and control transfers and assure compliance with the provisions of the ordinance.

The Committee on Natural Resources and Environmental Protection reported **HB 291** with Committee Substitute attached thereto, **HB 563**, **HB 617** with Committee Substitute attached thereto, **HB 920**, **SB 256**, **SB 391** and **SCR 97** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

HB 291, AN ACT relating to a uniform state environmental policy.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

The General Assembly recognizes the need to insure the proper consideration of environmental values and factors during state decision making and planning for those actions which may have an impact on the environment. It is in the public interest to require the preparation of environmental assessments and environmental impact statements for proposed projects and activities using state funds that may significantly affect the environment and institute a process for all other proposed projects or actions that will require greater consultation and consideration of environmental values during the decision making process.

SECTION 2. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

As used in this Act, unless the context otherwise requires;

(1) "Actions or projects" means proposed projects or development activities, including new or expanded projects or actions, directly funded by state money or supported in part through state contracts, grants, subsidies, loans or other form of funding assistance from state dollars, and "other actions or projects" means proposed projects or development activities, including new or expanded projects, that are not directly funded by state or federal funds but are under review or other action by a state agency. These definitions

shall not include nondirect state financial assistance, enforcement proceedings or the exercise of prosecutorial discretion in determining whether or not to institute proceedings, actions of a ministerial nature involving no exercise of discretion, emergency actions responding to an immediate threat to public health or safety, proposals for legislation, and the Public Service Commission exercising its regulatory authority over rates and charges of railroads, motor carriers, and public utilities.

(2) "Environmental assessment" means an assessment prepared pursuant to the guidelines in the National Environmental Policy Act, which provides data and analyses on the significance of the environmental impacts of a proposed project;

(3) "Environmental impact statement" means a detailed statement, prepared pursuant to the guidelines specified in the National Environmental Policy Act, which is prepared if the environmental assessment indicates significant impact is possible and cannot be sufficiently reduced or eliminated. The statement differs from the environmental assessment in the level of detail and in the scope of analysis concentrating on areas with potential for significant environmental degradation;

(4) "National Environmental Policy Act" means P.L.91-190 as amended; and

(5) "Significant impact" means any action or project or other actions or projects which may induce significant changes in land use, adversely impair air or water quality, adversely affect public health and safety or negatively impact other natural and environmental resources.

SECTION 3. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

All lead agencies for any proposed state funded actions or projects shall prepare or have prepared an environmental assessment or an environmental impact statement on any action or project which may have a significant impact on the environment. Any agency which prepares or has prepared an environmental impact statement may assess a fee against the applicant for the cost of the environmental impact statement. No fee shall be assessed for an environmental assessment.

SECTION 4. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

As early as possible in the formulation of a proposal for a state funded action or project that may impact the environment, the lead agency shall prepare an environmental assessment describing the proposed action, the environmental impact and ways of avoiding or minimizing the adverse effects of the actions. If no significant adverse impact is anticipated, the lead agency shall issue a finding of no significant impact. The lead agency shall consult with other appropriate state agencies to obtain assistance in determining the environmental consequences of the proposed action. The environmental assessment shall be filed with the Natural Resources and Environmental Protection Cabinet and the Environmental Quality Commission and be made available to the public upon request at a time that will not compromise the proposed state funded action or project.

SECTION 5. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) If the environmental assessment indicates significant environmental impact is possible from the action or project, an environmental impact statement shall be prepared by the lead agency. The environmental impact statement shall include a detailed statement setting forth the following:

(a) A description of the proposed action and its environmental setting;

(b) The environmental impact of the proposed action, including short-term and long-term effects;

(c) Any adverse environmental effects which cannot be avoided if the proposal is implemented;

(d) Evaluation of alternatives to the proposed action;

(e) Any irreversible and irretrievable losses or commitments of resources which would be involved in the proposed action or project if it is implemented;

(f) Mitigation measures proposed to minimize the environmental impact; and

(g) Details of the beneficial aspects of the proposed action or project and a review of the economic, environmental and social tradeoffs of the action or project and its alternatives.

SECTION 6. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

A draft statement shall be circulated for comment among other state agencies which have jurisdiction by law or which have special expertise with respect to any environmental impact involved in a manner not to compromise the action or project.

SECTION 7. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

The final environmental impact statement and the environmental assessment shall be filed with the Natural Resources and Environmental Protection Cabinet and the Environmental Quality Commission and made available to the public upon request at a time when the action or project will not be compromised.

SECTION 8. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

When an agency decides to carry out or approve an action or project which has been the subject of an environmental assessment or environmental impact statement, it shall make a finding that the requirements of this Act have been met and that all feasible action shall be taken to minimize or avoid environmental problems revealed in the environmental assessment and environmental impact statement process.

SECTION 9. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

For all other actions or projects that are not federally or state funded, each state agency shall utilize a systematic and interdisciplinary approach to reviewing those actions or projects which will insure the incorporation and use of the natural and social sciences and environmental values in planning and decision making which may have an impact on the environment. Each agency at the earliest possible time shall consult and coordinate its review of any other action or project with appropriate state agencies which have jurisdiction by law or special expertise with respect to any environmental impact including but not limited to water, air, land use compatibility, state and federally listed threatened and endangered species and species of special state concern, natural features, cultural factors, health affects, and sensitive areas. Any agency may also prepare an environmental assessment or environmental impact statement on any of its other actions or projects which may significantly affect the environment.

SECTION 10. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

In order to avoid duplication of effort and to promote consistent administration of federal and state environmental policies, the environmental assessment and environmental impact statement required under this Act shall not be prepared with respect to actions for which studies are required to be prepared pursuant to the National Environmental Policy Act, provided the statement complies with this chapter and guidelines adopted pursuant thereto.

SECTION 11. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

All state agencies shall review their present statutory authority, administrative regulations, and current policies and procedures for the purpose of determining whether they contain any deficiencies or inconsistencies which prohibit full compliance with the purposes and provisions of this Act and shall propose to the Governor and the General Assembly, no later than one (1) year after the enactment of this Act, measures necessary to bring their authority and policies into conformity with the intent, purposes, and procedures set forth in this Act.

The Committee Substitute to **HB 291** is as follows:

HB 291, AN ACT relating to a uniform state environmental policy.

WHEREAS, the General Assembly recognizes the need to insure the proper consideration of environmental values and factors during state decision-making to prevent or minimize development impacts on the environment; and

WHEREAS, interaction and coordination between state agencies for reviewing environmental impacts of state-initiated siting and development activities and projects receiving economic incentives does not formally exist; and

WHEREAS, a working committee of the Legislative Research Commission on Kentucky's government created by Senate Concurrent Resolution 83 recommended that environmental protection be given priority in any considerations involving the expenditure of state economic development funds; and

WHEREAS, state agencies need to properly review and assess the environmental effects of their proposed or pending actions to insure all development projects are carried out in the best and most environmentally sound manner;

NOW, THEREFORE,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Legislative Research Commission shall form a task force to study the environmental impacts of state development actions and develop recommendations to establish a process to insure adequate review and assessment of state development activities in order to prevent or minimize damage to the environment and public health and safety.

Section 2. The Legislative Research Commission shall appoint the chairman, who shall be a member of the Interim Joint Committee on Agriculture and Natural Resources, a member of the Interim Joint Committee on Economic Development and Tourism, a member of the Interim Joint Committee on Transportation, two (2) additional members of the General Assembly, a representative of the Kentucky Chamber of Commerce, a representative of the Kentucky Association of Professional Engineers, a representative of the Kentucky Conservation Committee, a representative of Kentuckians for the Commonwealth, a representative of the Kentucky Council of Area Development Districts, a representative of the Kentucky Chapter of the American Planning Association, a representative of the Kentucky Transportation Center, a representative of the Kentucky Academy of Sciences, and three (3) members at large with expertise in environmental policy and programs.

Section 3. The task force, in reviewing state development activities, policies, programs, and economic incentives in Kentucky as they relate to environmental protection, shall hold hearings and take testimony from persons interested in these matters and document all findings. The task force shall research state development activities and procedures and receive information and the assistance of various state agencies as requested.

Section 4. The task force shall issue a report with its findings and recommendations on insuring proper consideration of environmental values during state decision-making to the Legislative Research Commission by September 1, 1991.

Section 5. Staff services to be utilized in operation of the task force are estimated to cost ten thousand dollars ($10,000). These staff services shall be provided from the regular Commission budget and are subject to the limitations and other research responsibilities of the Commission.

HB 563, AN ACT relating to ground water.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS 151.040 TO 151.100 IS CREATED TO READ AS FOLLOWS:

(1) The Kentucky Geological Survey shall be designated as the Commonwealth's official repository for all information relating to the occurrence and quality of ground water as defined in KRS 151.100.

(2) The Cabinet for Natural Resources and Environmental Protection, the Cabinet for Human Resources, and any other cabinet, department, commission, board, or governmental agency, except as provided in subsection (4) of this section, that, by statute, administrative regulation, or as part of its routine activities, collects or generates information about ground water, shall transmit or cause to be transmitted that information to the Kentucky Geological Survey within ninety (90) days of receipt or generation, or a time determined between the Geological Survey and the other party.

(3) The information to be transmitted may include:

(a) Drillers logs and completion reports of wells drilled or dug for the purpose of producing, testing, or monitoring ground water;

(b) Geophysical logs of wells;

(c) Water quality analyses of both organic and inorganic constituents;

(d) Results of all pump, extraction, and injection tests;

(e) Flow determinations of surface discharges of ground water; and

(f) Any additional data as the Kentucky Geological Survey shall require.

(4) All institutions of higher learning shall be encouraged, but not required, to submit to the Kentucky Geological Survey copies of all research data, including theses and dissertations relating to the occurrence or quality of ground water.

HB 617, AN ACT relating to a groundwater monitoring network and making an appropriation therefor.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 151 IS CREATED TO READ AS FOLLOWS:

It is a finding of the General Assembly that groundwater makes up over ninety-five percent (95%) of

the fresh-water resources in Kentucky. Groundwater accounts for over thirty percent (30%) of the public and domestic water supplies in the Commonwealth, and up to ninety percent (90%) of all rural domestic supplies and is the major source of water to streams during drought conditions. High-quality groundwater is essential for the present and future economic and physical well being of our citizens, and it is critical that Kentucky maintain or restore this resource for its highest and best use, and to minimize or prevent waste and degradation. Consistent with this goal, it is imperative that a system for characterizing and monitoring groundwater aquifers be developed. Information acquired through groundwater monitoring networks would allow Kentucky to build an adequate and reliable data base through identifying and characterizing the groundwater resource. Groundwater systems can be modeled, and plans formulated for recognizing and dealing with degradation if it occurs. The information from the monitoring network can be used to identify new contamination problems, properly assess potential or suspected problems, set realistic regulatory standards, address resource allocation concerns, monitor compliance with administrative regulations, set boundaries on well-head protection areas, evaluate and improve the quality and quantity of data collected through all programs and support a groundwater data management system.

SECTION 2. A NEW SECTION OF KRS CHAPTER 151 IS CREATED TO READ AS FOLLOWS:

(1) The Kentucky Geological Survey shall establish a program to initiate and develop a long-term groundwater monitoring network for the purpose of characterizing the quality, quantity and distribution of Kentucky's groundwater resources.

(2) The program shall include the installation of monitoring wells on a statewide basis and provide for long-term data collection to determine the quality, quantity, and occurrence of groundwater aquifers throughout the Commonwealth in order to assist in the protection of those resources by the proper regulatory agencies. The Kentucky Geological Survey shall utilize collected data to support research efforts that develop models for groundwater systems and to determine and monitor trends of groundwater movement, water quality and quantity.

(3) The Kentucky Geological Survey shall enter data from the network into a groundwater data base which is readily available to the public, government agencies, industry and other entities that request access. Also, analyzed data shall be made available in the form of maps, charts, bulletins and reports.

(4) The Kentucky Geological Survey shall solicit input from state and local agencies, industry, universities, and the public to determine priority areas to be covered by the network as it is developed.

Section 3. There is appropriated from the general fund for the 1990-91 fiscal year two hundred thirty-nine thousand four hundred dollars ($239,400) and for the 1991-92 fiscal year two hundred seventy-seven thousand two hundred dollars ($277,200) to implement this Act.

The Committee Substitute to **HB 617** is as follows:

HB 617, AN ACT relating to a groundwater monitoring network and making an appropriation therefor.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 151 IS CREATED TO READ AS FOLLOWS:

It is a finding of the General Assembly that groundwater makes up over ninety-five percent (95%) of the fresh-water resources in Kentucky. Groundwater accounts for over thirty percent (30%) of the public and domestic water supplies in the Commonwealth, and up to ninety percent (90%) of all rural domestic supplies and is the major source of water to streams during drought conditions. High-quality groundwater is essential for the present and future economic and physical well being of our citizens. It is imperative that a system for characterizing and monitoring groundwater aquifers be developed so that information acquired through groundwater monitoring networks allow Kentucky to build an adequate and reliable data base through identifying and characterizing the groundwater resource. Groundwater systems can be modeled, and plans formulated for recognizing and dealing with degradation if it occurs. The information from the monitoring network can be used to identify new contamination problems, properly assess potential or suspected problems, set realistic regulatory standards, monitor compliance with administrative regulations, set boundaries on well-head protection areas, evaluate and improve the quality and quantity of data collected through all programs and support a groundwater data management system.

SECTION 2. A NEW SECTION OF KRS CHAPTER 151 IS CREATED TO READ AS FOLLOWS:

(1) The Kentucky Geological Survey shall establish a program to initiate and develop a long-term groundwater monitoring network for the purpose of characterizing the quality, quantity and distribution of Kentucky's groundwater resources.

(2) The program shall include the installation of monitoring wells on a statewide basis and provide

for long-term data collection to determine the quality, quantity, and occurrence of groundwater aquifers throughout the Commonwealth. The Kentucky Geological Survey shall utilize collected data to support research efforts that develop models for groundwater systems and to determine and monitor trends of groundwater movement, water quality and quantity.

(3) The Kentucky Geological Survey shall enter data from the network into a groundwater data base which is readily available to the public, government agencies, industry and other entities that request access. Also, analyzed data shall be made available in the form of maps, charts, bulletins and reports.

(4) The Kentucky Geological Survey shall solicit input from state and local agencies, industry, universities, and the public to determine priority areas to be covered by the network as it is developed.

HB 920, AN ACT relating to the Kentucky River.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 151.710 is amended to read as follows:

(1) In the event the Commonwealth assumes ownership of a portion or all of the Kentucky River lock and dam system, the Governor shall, within ninety (90) days thereafter, appoint members to the Kentucky River Authority, created to carry out the essential public purpose of protecting the health and welfare of the people of the Commonwealth as declared in KRS 151.700.

(2) The Governor, in accordance with subsection (1) of this section, shall appoint the secretary of the Natural Resources and Environmental Protection Cabinet and ***ten (10)*** [~~eight (8)~~] other persons as the members of the authority. Of the ***ten (10)*** [~~eight (8)~~] persons, one (1) shall be a registered engineer, one (1) an expert in water quality, one (1) a mayor, and one (1) a county judge/executive. The mayor and the county judge/executive shall be officers from counties which obtain the major portion of their water supply from the Kentucky River. Each of the other six (6) members, excluding the secretary, shall reside in a county adjacent to the main stem of the Kentucky River***, two (2) residing in counties adjacent to locks and dams one (1) through four (4).***

(3) Of the ***ten (10)*** [~~eight (8)~~] members first appointed, two (2) shall continue in office for terms of one (1) year, two (2) for terms of two (2) years, ***three (3)*** [~~two (2)~~] for terms of three (3) years, and ***three (3)*** [~~two (2)~~] for terms of four (4) years, as the Governor designates. At the expiration of the original terms and for all succeeding terms, the Governor shall appoint a successor to the authority for a term of four (4) years in each case. Members may be reappointed. A vacancy in an unexpired term shall be filled for the unexpired portion of the term in the same manner as the original appointment to that term.

(4) Each member shall receive as compensation one hundred dollars ($100) per day for attending a meeting of the authority.

(5) Any member who misses three (3) consecutive meetings of the authority shall be deemed to have vacated the office. The authority shall declare the office vacant and the office shall be filled as provided by subsections (2) and (3) of this section.

(6) The authority annually shall elect one (1) of its members as chairman. A quorum for the transaction of business shall be ***six (6)*** [~~five (5)~~] members, and a majority of the members present at a meeting may take action on any matter legally before the authority.

(7) Members shall be paid their necessary travel expenses incurred in attending meetings and in the performance of their official duties, in addition to the per diem compensation of one hundred dollars ($100).

(8) The authority shall meet at least quarterly, and may meet upon the call of the chairman.

(9) The chairman shall be paid necessary travel expenses and a one hundred dollar ($100) per diem compensation for conducting official business of the authority.

(10) The authority shall be attached for administrative purposes to the natural resources and environmental protection cabinet, and the cabinet shall provide the necessary personnel to provide administrative services for the authority.

(11) The necessary travel expenses and per diem compensation of the members of the authority in attending meetings and in the performance of their official duties shall be paid by the cabinet. The cabinet also shall pay the necessary travel expenses and per diem compensation of the chairman in conducting official business of the authority.

(12) The authority shall issue administrative regulations necessary to carry out its duties, and shall report annually to the Governor and the Legislative Research Commission.

SB 256, AN ACT relating to coal mining.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 350.070 is amended to read as follows:

(1) Revisions which request extensions of the area covered by the permit, except incidental boundary revisions shall be made by application for another permit. The operator shall file an application, map and revised reclamation plan in the same form and with the same content as required for an original application under this chapter. ***He*** [~~and~~] shall pay a basic fee set by regulation and bearing a reasonable relationship to the cost of processing the permit application but not to exceed two hundred fifty dollars ($250), plus a fee set by regulation but not to exceed fifty dollars ($50) for each acre or fraction of an acre for the increase requested. ***He*** [~~, and~~] shall file with the cabinet a supplemental bond in the amount to be determined under the provisions of KRS 350.060 for each acre or fraction of an acre of the increase approved. If the cabinet approves a reduction in the acreage covered by the original or supplemental permit, it shall release the bond for each acre reduced, but [~~in no case shall~~] the bond ***shall not*** be reduced below ten thousand dollars ($10,000), except as provided in subsection (12) of KRS 350.060. If the cabinet approves a reduction in acreage covered by the original or supplemental permit, it shall transfer the acreage fee for each acre reduced to acreage fees in subsequent permit applications by the operator.

(2) The cabinet shall promulgate regulations specifying the permit application information requirements and procedures, including notice and hearing, which shall apply depending on the scale or extent of a revision.[~~; provided, that~~] Any permit revisions which propose significant alterations in the reclamation plan shall be subject to the notice and hearing requirements as set forth in the regulations of the cabinet.

(3) Incidental boundary revisions shall be deemed minor revisions if they:

(a) Do not exceed ten percent (10%) of the initial permit acreage;

(b) Are contiguous with the permit acreage;

(c) Are within the same watershed as the initial permit acreage;

(d) Are required for an orderly continuation of the mining operation;

(e) Cover the same coal seam or seams as in the permit;

(f) Would only involve lands for which the hydrologic and geologic data and the probable hydrologic consequences analysis contained in the permit are applicable to the proposed incidental boundary revision;

(g) Would not involve properties designated as unsuitable for mining, or any properties eligible for listing on the National Register of Historic Places;

(h) Would not involve any of the special categories of mining listed in 30 CFR Part 785 including, but not limited to, prime farmland and coal preparation plants, unless the approved permit already includes the relevant category;

(i) Would not constitute a change in the method of mining; and

(j) Would be reclaimed in conformity with the initial reclamation plan.

(4) For the purpose of this section, the maximum acreage allowed to be added by an incidental boundary revisions shall be as follows:

(a) Surface operations shall be allowed up to twenty (20) acres;

(b) Underground operations shall be allowed up to ten percent (10%) of the original permitted acreage of the underground workings or twenty (20) acres, whichever is less;

(c) Surface disturbances of underground mines including, but not limited to, face-up areas and haul roads, shall be allowed up to twenty (20) acres;

(d) The cumulative acreage added by successive revisions shall not exceed the above limitations.

SB 391, AN ACT relating to revenue and taxation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 131.355 is amended to read as follows:

(1) Hearings before the Kentucky Board of Tax Appeals shall be public.

(2) All proceedings before the board shall be officially reported and all records of proceedings shall be public records ***except in cases of appeals of unmined mineral assessments where the records before the board include information provided to the Revenue Cabinet by the taxpayer or its lessees, and were generated at the taxpayer's expense. Furthermore, no recorded or transcribed testimony concerning said records shall be considered a public record. Examples of such records would include, but are not limited to mineral exploration records; photographs; core data information; maps whether acquired for ownership information, for coal seam thickness, for depletion by mining or otherwise; and/or records calculating production or reserves, leased and/or unleased. Neither records containing such confidential information nor testimony concerning same shall be disclosed to parties outside the appeals proceedings. A protective order shall be entered and shall remain in effect during the entire appeals process, including appeals to the courts, and thereafter, preventing the parties, their agents and representatives, except the taxpayer, from disclosing such information.***

(3) Expenses of reporting hearings shall be paid by the state from the appropriation of the board. If any party desires to have the evidence at a hearing transcribed, he shall cause the reporter to prepare one (1) original transcript to be filed with the board and such additional copies as said party may desire. The party requesting a transcript of evidence shall pay for the same in accordance with the rates established by the Kentucky Revised Statutes.

(4) The board may contract for the reporting of its proceedings. It may fix the terms and conditions under which transcripts will be supplied by the reporter to the board and other persons and agencies.

(5) All appeals to the Kentucky Board of Tax Appeals shall be heard by the full board, provided that one (1) member may be authorized to hear an individual appeal by an order entered on the records of the board. Such order shall be signed by all members of the board. The decision in any appeal heard by a single member shall be made and entered by a majority of the board.

SCR 97, A CONCURRENT RESOLUTION creating a Local Government Solid Waste Management Task Force.

WHEREAS, the improper processing and regulation of solid waste seriously threatens to contaminate our soils, surface water, and ground water; and

WHEREAS, in order to protect human health and the environment, it is vital to find a workable solution for the management of solid waste at the local level; and

WHEREAS, the United States Environmental Protection Agency has pending regulations regarding solid waste landfills which will have far-reaching effects on the financial and administrative resources of local governments; and

WHEREAS, the issue of local government solid waste management cuts across the normal jurisdictional boundaries of local governments and presents itself as a regional issue; and

WHEREAS, the formulation of any statewide policy regulating local government solid waste management should be made in collaboration with affected state, local and regional representatives;

NOW, THEREFORE,

Be it resolved by the Senate of the General Assembly of the Commonwealth of Kentucky, the House of Representatives concurring therein:

Section 1. The Legislative Research Commission is directed to create a Local Government Solid Waste Management Task Force to study and review the current regulations and management practices during the 1990-1991 interim and make any necessary recommendations relating to local government solid waste management to the 1992 General Assembly.

Section 2. The task force shall consist of twenty-five (25) members selected as follows:

(1) The Senate chairman of the interim joint committee having jurisdiction over cities;

(2) The House chairman of the interim joint committee having jurisdiction over counties;

(3) The following who will be appointed by the co-chairmen of the Legislative Research Commission:

(a) Two (2) members from the Senate;

(b) Two (2) members from the House of Representatives;

(c) Two (2) representatives of area development districts;

(d) Six (6) representatives of county government, each of whom shall be from a different county and to the extent practical, reflect the geographical and population differences throughout the state;

(e) Six (6) representatives of city government, each of whom shall be from a different county and selected as follows:

1. Two (2) members representative of the first and second classes of cities;
2. Two (2) members representative of the third and fourth classes of cities; and
3. Two (2) members representative of the fifth and sixth classes of cities; and

(f) Three (3) members representative of professional or special interest groups which have an emphasis in the area of solid waste management;

(4) The commissioner of the Department of Local Government, or his designee; and

(5) The secretary of the Cabinet for Natural Resources and Environmental Protection, or his designee.

Section 3. The chairman or co-chairmen of the task force shall be designated by the co-chairmen of the Legislative Research Commission.

Section 4. Vacancies on the task force shall be filled in the same manner as the original appointment occurred.

Section 5. The members of the task force shall serve without pay, but shall receive their reasonable and necessary expenses in connection with the performance of their duties.

Section 6. The task force shall meet at least six (6) times annually and at such other times as it deems necessary. The task force may hold public hearings or make site visits from time to time on matters within its purview. The task force may organize itself into smaller groups, if the task force deems it appropriate.

Section 7. The task force shall provide a comprehensive report of its activities and recommendations to the Legislative Research Commission by September 1, 1991.

Section 8. Staff services to be utilized in completing this study are estimated to cost $32,500. These staff services shall be provided from the regular budget of the Legislative Research Commission and are subject to the limitations and other research responsibilities of the Commission.

The Committee on Natural Resources and Environmental Protection reported **SB 255** with Committee Substitute attached thereto, with the expression of opinion that the same should pass. Ordered referred to the Committee on Rules.

The Committee Substitute to **SB 255** is as follows:

SB 255, AN ACT relating to coal mining regulation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 350 IS CREATED TO READ AS FOLLOWS:

(1) The Natural Resources and Environmental Protection Cabinet is directed to promulgate regulations which specifically address what liability surface mining permittees shall have to reclaim permit areas on which parties or forces not controlled by the permittee have disturbed the reclamation previously performed by the permittee. Such parties or forces not controlled by the permittee shall include, without limitation, acts of God, oil and gas operations, loggers, recreational vehicles and trespassers.

(2) The Natural Resources and Environmental Protection Cabinet is also directed to promulgate regulations which specifically set forth the procedure for transferring liability for reclamation of a surface mining permit to a party who will make a post mining use of the permit area.

The Committee on Business Organizations and Professions reported **HB 475** with Committee Substitute attached thereto, and **SB 321** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

HB 475, AN ACT relating to crimes and punishments.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 528.010 is amended to read as follows:

The following definitions apply in this chapter unless the context otherwise requires:

(1) "Advancing gambling activity" — A person "advances gambling activity" when, acting other than as a player, he engages in conduct that materially aids any form of gambling activity. ***The*** [~~Such~~] conduct ***shall include,*** [~~includes~~] but is not limited to, conduct directed toward the establishment of the particular game, contest, scheme, device or activity involved; toward the acquisition or maintenance of premises, paraphernalia, equipment or apparatus therefor; toward the solicitation or inducement of persons to participate therein; toward the actual conduct of the playing phases thereof; toward the arrangement of any of its financial or recording phases or toward any other phase of its operation. A person who gambles at a social game of chance on equal terms with other participants does not otherwise advance gambling activity by performing acts, without remuneration or fee, directed toward the arrangement or facilitation of the game as inviting persons to play, permitting the use of premises therefor and supplying equipment used therein.

(2) "Bookmaking" means advancing gambling activity by unlawfully accepting bets upon the outcome of future contingent events from members of the public as a business.

(3) "Gambling" means staking or risking something of value upon the outcome of a contest, game, gaming scheme or gaming device which is based upon an element of chance, in accord with an agreement or understanding that someone will receive something of value in the event of a certain outcome.

(4) "Gambling device" means:

(a) Any so-called slot machine or any other machine or mechanical device an essential part of which is a drum or reel with insignia thereon, and which when operated may deliver, as a result of the application of an element of chance, any money or property, or by the operation of which a person may become entitled to receive, as the result of the application of an element of chance, any money or property; or

(b) Any other machine or any mechanical or other device, [(]including but not limited to roulette wheels, gambling tables and similar devices,[)] designed and manufactured primarily for use in connection with gambling and which when operated may deliver, as the result of the application of an element of chance, any money or property, or by the operation of which a person may become entitled to receive, as the result of the application of an element of chance, any money or property;

(c) But, the following ***shall*** [~~are~~] not [~~to~~] be considered gambling devices within this definition:

1. Devices dispensing or selling combination or French pools on licensed, regular racetracks during races on said tracks.

2. Electro-mechanical pinball machines specially designed, constructed, set up and kept to be played for amusement only.[~~; provided~~] Any [~~such~~] pinball machine shall be made to receive and react only to the deposit of coins during the course of a game.[~~; provided~~] The ultimate and only award given directly or indirectly to any player for the attainment of a winning score or combination on any [~~such~~] pinball machine shall be the right to play one (1) or more additional games immediately on the same device at no further cost.[~~; provided~~] The maximum number of free games that can be won, registered, or accumulated at one (1) time in operation of any [~~such~~] pinball machine shall not exceed thirty (30) free games.[~~; provided~~] Any [~~such~~] pinball machine shall be made to discharge accumulated free games only by reactivating the playing mechanism once for each game released.[~~; and provided~~] Any [~~such~~] pinball machine shall be made and kept with no meter or system to preserve a record of free games played, awarded or discharged. Nonetheless, a pinball machine shall be a gambling device if a person gives or promises to give money, tokens, merchandise, premiums or property of any kind for scores, combinations or free games obtained in playing ***the*** [~~such~~] pinball machine in which ***the*** [~~such~~] person has an interest as owner, operator, keeper or otherwise.

(5) "Lottery and gift enterprise" means:

(a) A gambling scheme in which:

1. The players pay or agree to pay something of value for chances, represented and differentiated by numbers or by combinations of numbers or by some other media, one (1) or more of which are to be designated the winning ones; and

2. The winning chances are to be determined by a drawing or by some other method based upon the element of chance; and

3. The holders of the winning chances are to receive something of value.

(b) A gift enterprise or referral sales plan which meets the elements of a lottery listed in paragraph (a) of this subsection is to be considered a lottery under this chapter.

(6) "Mutuel" or "the numbers games" means a form of lottery in which the winning chances or plays are not determined upon the basis of a drawing or other act on the part of persons conducting or connected with the scheme, but upon the basis of the outcome or outcomes of a future contingent event or events otherwise unrelated to the particular scheme.

(7) "Player" means a person who engages in any form of gambling solely as a contestant or bettor, without receiving or becoming entitled to receive any profit therefrom other than personal gambling winnings, and without otherwise rendering any material assistance to the establishment, conduct or operation of the particular gambling activity. A person who engages in "bookmaking" as defined in subsection (2) of this section is not a "player." The status of a "player" shall be a defense to any prosecution under this chapter.

(8) "Profiting from gambling activity" — A person "profits from gambling activity" when, other than as a player, he accepts or receives or agrees to accept or receive money or other property pursuant to an agreement or understanding with any person whereby he participates or is to participate in the proceeds of gambling activity.

(9) "Something of value" means any money or property, any token, object or article exchangeable for money or property, or any form of credit or promise directly or indirectly contemplating transfer of money or property or of any interest therein, or involving extension of a service, entertainment or a privilege of playing at a game or scheme without charge.

(10) (a) "Charitable gaming" means games of chance, including bingo, operated by charitable or religious organizations or institutions or fraternal societies, or associations, operating under the lodge system, the net earnings of which are devoted exclusively to religious, scientific, literary, educational, or fraternal purposes. In order to assume a charitable gaming status, the charitable or religious organization or institution or fraternal society and the gaming activity conducted thereby shall conform to the following requirements:

1. The organization or institution conducting the gaming activity shall maintain a charitable or religious or fraternal society tax exemption according to the Federal Internal Revenue Code and shall have maintained ***the*** [~~such~~] federal tax exempt status for a period of ***ten (10)*** [~~five (5)~~] years prior to any prosecution under this chapter;

2. ***The organization has operated as a charitable organization in Kentucky for a period of ten (10) years prior to any prosecution under this chapter;***

3. The organization has filed its name, address, officers, articles of incorporation, if applicable, a copy of its federal tax exempt status, and a statement that it is engaged in charitable gaming and the location at which the gaming is conducted with the Attorney General;

4. The organization has filed the information required in paragraph 3., above, with the Commonwealth's attorney in the county in which the gaming is conducted;

5. The gaming activity conducted by ***the*** [~~such~~] organization or institution shall be operated exclusively by volunteer personnel receiving no remuneration whatsoever for their services;

6.[~~3.~~] Any proceeds resulting from the operation of charitable gaming activity shall be utilized solely for purposes consistent with the charitable or religious or fraternal society functions and objectives for which the operating organization or institution or fraternal society received and maintained federal tax exempt status.

(b) The status of "charitable gaming" shall be a defense to any prosecution under this chapter.

The Committee Substitute to **HB 475** is as follows:

HB 475, AN ACT relating to crimes and punishments.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 528.010 is amended to read as follows:

The following definitions apply in this chapter unless the context otherwise requires:

(1) "Advancing gambling activity" — A person "advances gambling activity" when, acting other than as a player, he engages in conduct that materially aids any form of gambling activity. ***The*** [~~Such~~] conduct ***shall include,*** [~~includes~~] but is not limited to, conduct directed toward the establishment of the particular game, contest, scheme, device or activity involved; toward the acquisition or maintenance of premises, paraphernalia, equipment or apparatus therefor; toward the solicitation or inducement of persons to participate therein; toward the actual conduct of the playing phases thereof; toward the arrangement of any of its financial

or recording phases or toward any other phase of its operation. A person who gambles at a social game of chance on equal terms with other participants does not otherwise advance gambling activity by performing acts, without remuneration or fee, directed toward the arrangement or facilitation of the game as inviting persons to play, permitting the use of premises therefor and supplying equipment used therein.

(2) "Bookmaking" means advancing gambling activity by unlawfully accepting bets upon the outcome of future contingent events from members of the public as a business.

(3) "Gambling" means staking or risking something of value upon the outcome of a contest, game, gaming scheme or gaming device which is based upon an element of chance, in accord with an agreement or understanding that someone will receive something of value in the event of a certain outcome.

(4) "Gambling device" means:

(a) Any so-called slot machine or any other machine or mechanical device an essential part of which is a drum or reel with insignia thereon, and which when operated may deliver, as a result of the application of an element of chance, any money or property, or by the operation of which a person may become entitled to receive, as the result of the application of an element of chance, any money or property; or

(b) Any other machine or any mechanical or other device***,*** [~~(~~]including but not limited to roulette wheels, gambling tables and similar devices***,***[~~)~~] designed and manufactured primarily for use in connection with gambling and which when operated may deliver, as the result of the application of an element of chance, any money or property, or by the operation of which a person may become entitled to receive, as the result of the application of an element of chance, any money or property;

(c) But, the following ***shall*** [~~are~~] not [~~to~~] be considered gambling devices within this definition:

1. Devices dispensing or selling combination or French pools on licensed, regular racetracks during races on said tracks.

2. Electro-mechanical pinball machines specially designed, constructed, set up and kept to be played for amusement only.[~~; provided~~] Any [~~such~~] pinball machine shall be made to receive and react only to the deposit of coins during the course of a game.[~~; provided~~] The ultimate and only award given directly or indirectly to any player for the attainment of a winning score or combination on any [~~such~~] pinball machine shall be the right to play one (1) or more additional games immediately on the same device at no further cost.[~~; provided~~] The maximum number of free games that can be won, registered, or accumulated at one (1) time in operation of any [~~such~~] pinball machine shall not exceed thirty (30) free games.[~~; provided~~] Any [~~such~~] pinball machine shall be made to discharge accumulated free games only by reactivating the playing mechanism once for each game released.[~~; and provided~~] Any [~~such~~] pinball machine shall be made and kept with no meter or system to preserve a record of free games played, awarded or discharged. Nonetheless, a pinball machine shall be a gambling device if a person gives or promises to give money, tokens, merchandise, premiums or property of any kind for scores, combinations or free games obtained in playing ***the*** [~~such~~] pinball machine in which ***the*** [~~such~~] person has an interest as owner, operator, keeper or otherwise.

(5) "Lottery and gift enterprise" means:

(a) A gambling scheme in which:

1. The players pay or agree to pay something of value for chances, represented and differentiated by numbers or by combinations of numbers or by some other media, one (1) or more of which are to be designated the winning ones; and

2. The winning chances are to be determined by a drawing or by some other method based upon the element of chance; and

3. The holders of the winning chances are to receive something of value.

(b) A gift enterprise or referral sales plan which meets the elements of a lottery listed in paragraph (a) of this subsection is to be considered a lottery under this chapter.

(6) "Mutuel" or "the numbers games" means a form of lottery in which the winning chances or plays are not determined upon the basis of a drawing or other act on the part of persons conducting or connected with the scheme, but upon the basis of the outcome or outcomes of a future contingent event or events otherwise unrelated to the particular scheme.

(7) "Player" means a person who engages in any form of gambling solely as a contestant or bettor, without receiving or becoming entitled to receive any profit therefrom other than personal gambling winnings, and without otherwise rendering any material assistance to the establishment, conduct or operation of the particular

gambling activity. A person who engages in "bookmaking" as defined in subsection (2) of this section is not a "player." The status of a "player" shall be a defense to any prosecution under this chapter.

(8) "Profiting from gambling activity" — A person "profits from gambling activity" when, other than as a player, he accepts or receives or agrees to accept or receive money or other property pursuant to an agreement or understanding with any person whereby he participates or is to participate in the proceeds of gambling activity.

(9) "Something of value" means any money or property, any token, object or article exchangeable for money or property, or any form of credit or promise directly or indirectly contemplating transfer of money or property or of any interest therein, or involving extension of a service, entertainment or a privilege of playing at a game or scheme without charge.

(10) (a) "Charitable gaming" means games of chance, including bingo, operated by charitable or religious organizations or institutions or fraternal societies, or associations, operating under the lodge system, the net earnings of which are devoted exclusively to religious, scientific, literary, educational, or fraternal purposes. In order to assume a charitable gaming status, the charitable or religious organization or institution or fraternal society and the gaming activity conducted thereby shall conform to the [~~following~~] requirements ***of Sections 2 and 3 of this Act***[~~:~~

~~1. The organization or institution conducting the gaming activity shall maintain a charitable or religious or fraternal society tax exemption according to the Federal Internal Revenue Code and shall have maintained such federal tax exempt status for a period of five (5) years prior to any prosecution under this chapter;~~

~~2. The gaming activity conducted by such organization or institution shall be operated exclusively by volunteer personnel receiving no remuneration whatsoever for their services;~~

~~3. Any proceeds resulting from the operation of charitable gaming activity shall be utilized solely for purposes consistent with the charitable or religious or fraternal society functions and objectives for which the operating organization or institution or fraternal society received and maintained federal tax exempt status.~~

~~(b) The status of "charitable gaming" shall be a defense to any prosecution under this chapter~~].

SECTION 2. A NEW SECTION OF KRS CHAPTER 528 IS CREATED TO READ AS FOLLOWS:

(1) The status of "charitable gaming" shall be a defense to any prosecution under this chapter only if the charitable or religious organization or institution or fraternal society, and the charitable gaming activity conducted thereby:

(a) Shall have registered with the county clerk's office in compliance with Section 3 of this Act; and

(b) Shall conform in full to the requirements of this section.

(2) The organization conducting the gaming activity, and receiving the proceeds therefrom, shall maintain a charitable or religious or fraternal society tax exemption according to the Federal Internal Revenue Code and shall have maintained federal tax exempt status for a period of five (5) years prior to any gaming activity prosecuted under this chapter.

(3) The gaming activity shall be conducted, promoted, and administered exclusively by volunteer personnel receiving no remuneration for their services. The volunteer personnel shall not accept tips from patrons of the gaming activity, or from any other source.

(4) Charitable gaming may not be conducted on or within any leased premises if the rental charge is to be paid, in whole or in part, on the basis of a percentage of the receipts or net proceeds derived from the operation of the game or by reference to the number of people in attendance at the game.

(5) The charitable gaming activities of any one (1) organization shall be limited to only one (1) location, and shall be limited to two (2) days in any one (1) week for a period not to exceed six (6) hours in any one (1) day. No organization shall conduct gaming activities for more than two (2) consecutive days.

(6) Approved suborganizations of a primary organization which conducts charitable gaming, such as a ladies auxiliary, or other specialized group operating under the direct control of the primary organization, which suborganizations conduct a charitable gaming activity four (4) or less times per year may, with the written permission of the governing board of the primary organization, conduct charitable gaming in excess of the organizational limits permitted in subsections (4) and (5) of this section. The suborganization shall, however, comply with the requirements of subsections (4) and (5) of this section.

(7) Accurate records and books shall be kept by the charitable organization conducting the gaming activity showing the total number of persons who played; the total amount of moneys received from persons who played, attended, or participated in the gaming activity; the expenses incurred; the name and address of each person who received a prize or to whom expenses were paid; and the amount of the net proceeds, received by the organization from charitable gaming.

(8) All proceeds from the gaming activity, except for prizes paid out, shall be deposited into a checking account devoted exclusively to the gaming activity. Money for expenses shall be withdrawn only by checks having preprinted consecutive numbers and made payable to specific persons or organizations. The net proceeds of the gaming activity may be removed from the checking account and placed into a separate depository account held by the organization conducting the gaming activity.

(9) All suborganizations which are authorized by the primary organization to conduct charitable gaming activity shall comply with all provisions of this section, except that they shall make their financial reports to the primary organization and the primary organization shall include the reports and bookkeeping entries of the suborganization with those of the parent organization. Entries shall be entered in such a manner as to separately identify primary organization earnings and activities and suborganization.

(10) Any proceeds resulting from the operation of charitable gaming activities shall be utilized solely for purposes consistent with the charitable or religious or fraternal society functions and objections for which the operating organization or institution or fraternal society received and maintained federal tax exempt status.

SECTION 3. A NEW SECTION OF KRS CHAPTER 528 IS CREATED TO READ AS FOLLOWS:

(1) An organization conducting a charitable gaming activity shall register with the county clerk of the county in which the gaming activity will take place.

(2) The person responsible for registration shall be the same person maintaining the organization's Federal Internal Revenue Code charitable, religious, or fraternal tax exemption.

(3) The organization registered shall provide:

(a) The name and address of the religious, charitable or fraternal organization or institution.

(b) Proof of the organization's charitable, religious, or fraternal tax exemption according to the Federal Internal Revenue Code for the last five (5) years.

(c) A quarterly accounting of all money received, all prizes paid out, all expenses paid, and all moneys retained for charitable use.

(4) The clerk shall receive a fee of five dollars ($5) for registrations under this section.

SB 321, AN ACT relating to auction sale of horses.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 330 IS CREATED TO READ AS FOLLOWS:

Notwithstanding any contrary provisions of law and in furtherance of the policies set forth in KRS 355.2-328, at any auction sale of horses, the auctioneer:

(1) May receive bids from the seller, consignor or his agent, disclosed or undisclosed, if notice has been given in the terms and conditions governing the sale, or otherwise, that liberty for such bidding has been reserved by seller;

(2) Shall conduct the sale with respect to each lot or parcel on a with-reserve basis unless the seller has authorized the auctioneer, in writing, to conduct the sale on a without-reserve basis, in which event the auctioneer shall announce, in explicit terms, that the goods are being sold without reserve; and

(3) Shall not be required to announce at any with-reserve sale when the reserve is attained.

Calendar

SB 209, SB 304, SB 39 and HB 929 taken from the Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 10, HB 12, HB 33, HB 102, HB 112, HB 215, HB 345, HB 368, HB 375, HB 391, HB 410, HB 453, HB 503, HB 615, HB 713, HB 755, HB 791, HB 809, HJR 123** and **HB 599** had been examined and found correctly enrolled. Said Bills and Resolutions read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 2:20 p.m.)

HB 10, HB 12, HB 33, HB 102, HB 112, HB 215, HB 345, HB 368, HB 375, HB 391, HB 410, HB 453, HB 503, HB 615, HB 713, HB 755, HB 791, HB 809, HJR 123 and **HB 599** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Orders of the Day

Representative Stumbo moved that the rules be suspended to communicate with the House. Agreed.

Representative Stumbo announced that **HB 940** will be brought before the House on March 21, 1990 and **HB 799** on March 23, 1990.

HB 682, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Donnermeyer moved the adoption of Committee Amendment No. 1 to **HB 682**. Agreed.

Representative Donnermeyer moved that **HB 682**, as amended, be passed.

On the roll call the vote was: Yeas 96, Nays 1. (See March 20, 1990 roll call on **HB 682** - Appendix.)

HB 682, as amended, was passed and the title agreed to.

Representative Donnermeyer moved that the vote by which **HB 682**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 694, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Farrow moved the adoption of Committee Amendment No. 1 to **HB 694**. Agreed.

Representative Farrow moved that **HB 694**, as amended, be passed.

Representative Farrow moved that **HB 694** be laid on the Clerk's Desk. Agreed.

HB 705 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Nelson moved that **HB 705** be passed.

On the roll call the vote was: Yeas 94, Nays 1. (See March 20, 1990 roll call on **HB 705** - Appendix.)

HB 705 was passed and the title agreed to.

Representative Nelson moved that the vote by which **HB 705** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 647, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved the adoption of Committee Substitute to **HB 647**. Agreed.

Representative Deskins moved that **HB 647**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 99, Nays 0. (See March 20, 1990 roll call on **HB 647** - Appendix.)

HB 647, by way of Committee Substitute, was passed and the title agreed to.

Representative Deskins moved that the vote by which **HB 647**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 908 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved that **HB 908** be passed.

On the roll call the vote was: Yeas 97, Nays 0. (See March 20, 1990 roll call on **HB 908** - Appendix.)

HB 908 was passed and the title agreed to.

Representative Deskins moved that the vote by which **HB 908** was passed be reconsidered and said motion be placed on the table. Agreed.

HCR 182 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative R. Smith moved that **HCR 182** be passed.

On the roll call the vote was: Yeas 95, Nays 1. (See March 20, 1990 roll call on **HCR 182** - Appendix.)

HCR 182 was passed and the title agreed to.

Representative R. Smith moved that the vote by which **HCR 182** was passed be reconsidered and said motion be placed on the table. Agreed.

HCR 186 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Morris moved that **HCR 186** be passed.

On the roll call the vote was: Yeas 90, Nays 1. (See March 20, 1990 roll call on **HCR 186** - Appendix.)

HCR 186 was passed and the title agreed to.

Representative Morris moved that the vote by which **HCR 186** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 893, with Committee Substitute and Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Brown moved the adoption of Committee Substitute to **HB 893**. Agreed.

Representative Brown moved the adoption of Committee Amendment No. 1 to the Committee Substitute to **HB 893**. Agreed.

Representative Brown moved that **HB 893**, by way of Committee Substitute as amended, be passed.

On the roll call the vote was: Yeas 97, Nays 0. (See March 20, 1990 roll call on **HB 893** - Appendix.)

HB 893, by way of Committee Substitute as amended, was passed and the title agreed to.

Representative Brown moved that the vote by which **HB 893**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HCR 161, with Committee Amendment and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Brown moved the adoption of Committee Amendment No. 1 to **HCR 161**. Agreed.

Representative Brown moved the adoption of Floor Amendment No. 1 to **HCR 161**. Agreed.

Representative Brown moved that **HCR 161**, as amended, be passed.

On the roll call the vote was: Yeas 97, Nays 3. (See March 20, 1990 roll call on **HCR 161** - Appendix.)

HCR 161, as amended, was passed and the title agreed to.

Representative Brown moved that the vote by which **HCR 161**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

Speaker Pro Tempore Worthington assumed the Chair.

HCR 155 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Rapier moved that **HCR 155** be passed.

On the roll call the vote was: Yeas 95, Nays 0. (See March 20, 1990 roll call on **HCR 155** - Appendix.)

HCR 155 was passed and the title agreed to.

Representative Rapier moved that the vote by which **HCR 155** was passed be reconsidered and said motion be placed on the table. Agreed.

HCR 166, with Committee Amendment and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved the adoption of Committee Amendment No. 1 to **HCR 166**. Agreed.

Representative Blevins moved the adoption of Floor Amendment No. 1 to **HCR 166**. Agreed.

Representative Stumbo moved that **HCR 166**, as amended, be passed.

On the roll call the vote was: Yeas 95, Nays 1. (See March 20, 1990 roll call on **HCR 166** - Appendix.)

HCR 166, as amended, was passed and the title agreed to.

Representative Stumbo moved that the vote by which **HCR 166**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 845 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Barrows moved that **HB 845** be passed.

On the roll call the vote was: Yeas 81, Nays 8. (See March 20, 1990 roll call on **HB 845** - Appendix.)

HB 845 was passed and the title agreed to.

Representative Barrows moved that the vote by which **HB 845** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 420, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Little moved the adoption of Committee Substitute to **HB 420**. Agreed.

Representative Little moved that **HB 420**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 20, 1990 roll call on **HB 420** - Appendix.)

HB 420, by way of Committee Substitute, was passed and the title agreed to.

Representative Little moved that the vote by which **HB 420**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 75, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Clarke moved the adoption of Committee Substitute to **HB 75**. Agreed.

Representative Clarke moved the adoption of Floor Amendment No. 1 to **HB 75**. Agreed.

Representative Clarke moved that **HB 75**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 86, Nays 1. (See March 20, 1990 roll call on **HB 75** - Appendix.)

HB 75, by way of Committee Substitute as amended, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HB 75**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 938 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Noland moved that **HB 938** be passed.

On the roll call the vote was: Yeas 87, Nays 2. (See March 20, 1990 roll call on **HB 938** - Appendix.)

HB 938 was passed and the title agreed to.

Representative Noland moved that the vote by which **HB 938** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 751, with Committee Amendments and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved the adoption of Committee Amendment No. 1 to **HB 751**. Agreed.

Representative B. Richardson moved the adoption of Committee Amendment No. 2 to **HB 751**. Agreed.

Representative B. Richardson moved the adoption of Floor Amendment No. 1 to **HB 751**. Agreed.

Representative B. Richardson moved the adoption of Floor Amendment No. 2 to **HB 751**. Agreed.

Representative B. Richardson moved that **HB 751**, as amended, be passed.

On the roll call the vote was: Yeas 66, Nays 25. (See March 20, 1990 roll call on **HB 751** - Appendix.)

HB 751, as amended, was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **HB 751**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 731 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Walker moved that **HB 731** be passed.

On the roll call the vote was: Yeas 87, Nays 0. (See March 20, 1990 roll call on **HB 731** - Appendix.)

HB 731 was passed and the title agreed to.

Representative Walker moved that the vote by which **HB 731** was passed be reconsidered and said motion be placed on the table. Agreed.

Motions, Petitions and Communications

Representative Stumbo moved that the three day posting requirement on **SB 364** be waived. Agreed.

Representative Stumbo moved that **HB 746** and **HB 361** be recommitted to the Committee on State Government. Agreed.

Representative Stumbo moved that **HB 623** be reassigned to the Committee on Agriculture and Small Business. Agreed.

Speaker Blandford resumed the Chair.

Representative Blevins moved that **HB 421** be withdrawn. Agreed.

Representative Ballard moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 221, by Representative Ballard: A RESOLUTION in memory of Jason William Miner.

Representative Ballard moved the adoption of the following **HR 221**:

HR 221, A RESOLUTION in memory of Jason William Miner.

WHEREAS, Jason William Miner died tragically on the 14th day of March 1990, at age 24; and

WHEREAS, Jason William Miner was loved and respected by all and a member of Christ the King Catholic Church; and

WHEREAS, at Madisonville North Hopkinsville High School he was a varsity baseball player and a member of the Youth Athletic Association; and

WHEREAS, after graduation from Madisonville North Hopkinsville High School in 1984, Jason William Miner went on to attend the University of Kentucky; and

WHEREAS at the University of Kentucky Jason William Miner became a member of the Kappa Sigma Fraternity and graduated with a bachelors degree in political science and economics; and

WHEREAS, Jason William Miner was embarked upon the study of law at the University of Kentucky when his life was taken from him;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does express its most heartfelt sorrow at the tragedy that has befallen Jason William Miner and his family.

Section 2. That this esteemed body extends its sympathy and condolences to Jason's parents, Lista and James A. Miner, Jr., his two grandmothers, Mrs. James A. Miner, Sr., and Mrs. William Marlon Rakestraw, and great-grandmother, Mrs. John S. Waskom.

Section 3. That the Clerk of the House be directed to transmit copies of this resolution to Mr. and Mrs. James A. Miner, Jr., at their home, 554 Princeton Pike, Madisonville, Kentucky 42431.

HR 221 was adopted by voice vote.

Representative Scorsone moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 223, by Representative Scorsone: A RESOLUTION in memory of Barbara Ann Kelly.

Representative Scorsone moved the adoption of the following **HR 223**:

HR 223, A RESOLUTION in memory of Barbara Ann Kelly.

WHEREAS, Barbara Ann Kelly departed this life February 28, 1990 after a lengthy fight with cancer; and

WHEREAS, Barbara Ann Kelly spent each summer in New York studying dance trends to bring back to her Kentucky dance studios; and

WHEREAS, Barbara Ann Kelly dearingly operated dance studios throughout central Kentucky including Lexington's Barbara Ann School for Dance for the last 42 years; and

WHEREAS, it was Barbara Ann Kelly's passion, work, and diligence that made possible Kentucky's own chapter of Dance Masters of America; and

WHEREAS, Barbara Ann Kelly had been a committed member of Dance Educators of America and Dance Masters of America; and

WHEREAS, she diligently served as National Director of Dance Masters of America as well as President of both the Ohio and Bluegrass Chapters of Dance Masters; and

WHEREAS, Barbara Ann Kelly was a member of the Cathedral of Christ the King, and she served in various capacities in Lexington Children's Theatre, Lexington Woman's Club, Business Woman's Professional Club, Kiwanians, Lexington Musical Theater, Lexington Dance Council, Steering Committee for the renovation of the Opera House, Charter Member of Lexington Council of the Arts, Artistic Director of the Barbara Ann Dance Company, and many performances and demonstrations for schools, charities, nursing homes, and hospitals; and

WHEREAS, Barbara Ann Kelly's community involvement shines in many capacities in Lexington and throughout Kentucky and Ohio; and

WHEREAS, Barbara Ann Kelly was a loving wife to her husband, Clem Kelly, and a devoted mother to Kevin Kelly and Clemmy Ann Kelly Gillstrap;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House laments the loss of Barbara Ann Kelly and commits her loving family to the solace of the Almighty.

Section 2. That the Clerk of the House transmit a copy of this resolution to Clem Kelly, 214 South Hanover, Lexington, Kentucky 40502.

HR 223 was adopted by voice vote.

Representative Barrows moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative Barrows moved the adoption of the following Legislative Citation No. 69. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and commends Malone and Hyde's Lexington Division Transportation Department.

This body proudly salutes the members of the Malone and Hyde Inc.'s Lexington Division Transportation Department for completing 1,000,000 miles of safe driving. This high standard of performance has become a company tradition as you have previously obtained the 1,000,000 and 2,000,000 mile mark in 1987 and 1988. This achievement could only be gained through hard work, perseverance and a keen awareness and respect for public safety.

This prestigious body joins Representative Joe Barrows in recognizing team members of Malone and Hyde's Lexington Division Transportation Department. We extend to you our best wishes for continued success.

Representative Barrows individually honored the following members of the Malone and Hyde's Lexington Division Transportation Department:

Robert D. Abney, Ronald C. Arnett, Paul K. Barker, Harold E. Beatty, Jr., Louis T. Begley, Michael Bowling, Christopher W. Brown, George R. Brown, Kenneth D. Campbell, Billy K. Carrier, David W. Eades, Gary L. Embry, Michael Fathergill, Charles W. Feeback, Tommy Hagan, Joseph G. Harney, Otis Hayes, Jr., Henry E. Henson, John L. Houghton, Michael W. Hunter, Ralph Keene, Paul K. Lawson, Donald K. Logan, Jay A. Manuel, Jackie L. McClure, Darrell R. Moran, Daniel L. Morris, Ralph W. Mullins, Darrell L. New, Kareen Pennycuff, Billy J. Rainwater, Glenmore Renfro, William E. Ridgway, James R. Riley, Michael D. Severe, Bobby W. Steenbergen, Hugh L. Stotts, Jr., Michael Thompson, Carl W. Tuttle, Charles E. Ward, Barry W. Welch, James C. Whitaker, Lanny D. Whitson, and William L. Wood.

Representative Noe moved that Floor Amendment No. 12 and Floor Amendment No. 13 to **HB 940** be withdrawn. Agreed.

Representative Stumbo moved that the rules be suspended for Introduction of Resolutions, Report of Committees and Posting of Bills and Resolutions for Consideration. Agreed.

Introduction of Bills and Resolutions

HR 222, by Representative Curd: A RESOLUTION honoring the 1989-90 Murray State University men's basketball team.

HR 224, by Representative Burch: A RESOLUTION urging the inclusion of a pilot percentage of income plan in Jefferson County in the 1990-91 and the 1991-92 state energy assistance plans.

Posting of Bills and Resolutions for Consideration

The Clerk announced the following Bills have been posted for Committee consideration:

Transportation: **SB 183**.

Appropriations and Revenue: **SB 274**, **SB 364**.

Judiciary: **SB 375**.

Representative Mullinix moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Mullinix moved that he be recorded as voting "yea" on **HB 938**. Agreed.

Representative Siler moved that Floor Amendment No. 1 to **HB 478** be withdrawn. Agreed.

Representative Strong moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Strong moved that he be recorded as voting "yea" on **HR 184, HB 924, HB 926, HB 146, HB 64, HB 663, HB 168, HB 634, HB 660, HB 693, HB 814, HB 816, HB 865, HB 321, HB 184, HB 199, HB 522, HB 620, HB 621, HB 747, HB 766, HB 795, HB 842, HB 860, HB 868, HB 915, HB 60, HB 802, HB 10, HB 615, HB 102, HB 713, HB 112, SB 146, HB 650** and **HB 320**. Agreed.

Representative Strong moved that he be recorded as voting "nay" on **HB 80, HB 19, HB 391** and **HB 375**. Agreed.

Representative Strong moved that his vote be changed from "nay" to "yea" on **HB 241**. Agreed.

Announcements

The Clerk announced the filing of the following Floor Amendments:

Floor Amendment No. 31 to **HB 940**, by Representative Keith:

Amend printed copy of **HB 940** on page 61, line 24, remove the brackets and strikethrough from "public" and delete the word "***primary***"; and

On page 61, line 25, delete new language in its entirety; and

On page 61, line 26, remove the brackets and strikethroughs from "kindergarten"; and

On page 62, lines 1 through 3, delete in their entirety; and

On page 62, line 4, delete "***enter the fourth grade.***"; and

On page 62, line 5, delete "***the primary schoo***l"; and

On page 62, line 6, delete "program"; and

On page 62, line 6, remove the brackets and strikethrough from "kindergarten"; and

On page 62, line 7, delete "***fourth***"; and

On page 62, line 7, remove the brackets and strikethrough from "first"; and

On page 62, lines 10 through 11, delete all new language in its entirety; and

On page 62, lines 12 through 24 remove all brackets and strikethroughs; and

On page 64, line 1, delete all new language; and

On page 64, lines 2 and 3, remove brackets and strikethroughs; and

On page 69, line 17, delete the words "***preschool school program***"; and

On page 69, line 17 remove the brackets and strikethrough from "kindergarten"; and

On page 69, line 18, delete the word "***preschool***"; and

On page 69, line 19, delete the word "***school program***".

On page 69, line 19, remove the brackets and strikethroughs from "kindergarten"; and

On page 213, line 17 delete all new language; and

On page 213, line 17, remove the brackets and strikethroughs from the words "grades kindergarten"; and

On page 214, lines 6 and 7, delete all new language; and

On page 225, line 7 delete the words "***the primary grades***"; and

On page 225, line 7 remove the brackets and strikethroughs from "kindergarten"; and

On page 225, line 8 delete "***four (4)***"; and

On page 225, line 8 remove the brackets and strikethroughs from "one (1)"; and

On page 70, line 8, delete underlined material; and

On page 70, line 9, delete underlined material; and

On page 70, line 9, remove brackets and strikethroughs from the word "kindergarten"; and

On page 72, line 3, delete underlined material; and

On page 72, line 4, delete underlined material; and

On page 72, line 4, remove brackets and strikethroughs from "kindergarten".

Floor Amendment No. 32 to **HB 940**, by Representative Keith:

Amend printed copy of **HB 940** on page 37, line 8, after "***superintendent.*** delete "***Personnel***";

On page 37, lines 9 through 11, delete the lines in their entirety;

On page 37 after line 11 and before line 12, insert the following:

"***(h) If the principal votes against an action that is being considered by the school council, a two-thirds (2/3) vote of the school council shall be required to overrule the decision of the principal.***";

On page 37, line 12 delete "***(h)***" and insert "***(i)***" in lieu thereof.

Floor Amendment No. 33 to **HB 940**, by Representative Keith:

Amend printed copy of **HB 940** on page 39, line 14, after the period "." by adding the following: "***The board shall purchase liability insurance coverage for action of all members of the school council to protect them from liability arising in the course of pursuing their duties as members of the council.***"

Floor Amendment No. 34 to **HB 940**, by Representative Worthington:

Amend printed copy of **HB 940** on page 875, after line 22, but before on line 23, insert the following:

"Section 636. KRS 139.470 is amended to read as follows:

There are excluded from the computation of the amount of taxes imposed by this chapter:

(1) Gross receipts from the sale of, and the storage, use or other consumption in this state of, tangible personal property the gross receipts from the sale of which, or the storage use or other consumption of which, this state is prohibited from taxing under the Constitution or laws of the United States, or under the Constitution of this state;

(2) Gross receipts from sales of, and the storage, use or other consumption in this state of:

(a) Nonreturnable and returnable containers when sold without the contents to persons who place the contents in the container and sell the contents together with the container; and

(b) Returnable containers when sold with the contents in connection with a retail sale of the contents or when resold for refilling;

As used in this section the term "returnable containers" means containers of a kind customarily returned by the buyer of the contents for reuse. All other containers are "nonreturnable containers";

(3) Gross receipts from the sale of, and the storage, use or other consumption in this state of, tangible personal property used for the performance of a lump sum, fixed fee contract of public works executed prior to February 5, 1960;

(4) Gross receipts from occasional sales of tangible personal property and the storage, use or other consumption in this state of tangible personal property, the transfer of which to the purchaser is an occasional sale;

(5) Gross receipts from sales of tangible personal property to a common carrier, shipped by the seller via the purchasing carrier under a bill of lading, whether the freight is paid in advance or the shipment is made freight charges collect, to a point outside this state and the property is actually transported to the out-of-state destination for use by the carrier in the conduct of its business as a common carrier;

(6) Gross receipts from sales of tangible personal property sold through coin-operated bulk vending machines, if such sale amounts to twenty-five cents (25) or less, provided the retailer is primarily engaged in making such sales and maintains records satisfactory to the cabinet. As used in this subsection, "bulk vending machine" means a vending machine containing unsorted merchandise which, upon insertion of a coin, dispenses the same in approximately equal portions, at random and without selection by the customer;

(7) Gross receipts from sales to any cabinet, department, bureau, commission, board, or other statutory or constitutional agency of the state and gross receipts from sales to counties, cities or special districts as defined in KRS 65.005. This exemption applies only to purchases of property or services for use solely in the government function. A purchaser not qualifying as a governmental agency or unit is not entitled to the exemption even though such purchaser may be the recipient of public funds or grants;

(8) [~~(a) Gross receipts from the sale of sewer services, water and fuel to Kentucky residents for use in heating, water heating, cooking, lighting, and other residential uses. As used in this subsection, "fuel" shall include, but not be limited to, natural gas, electricity, fuel oil, bottled gas, coal, coke and wood. Determinations of eligibility for the exemption shall be made by the revenue cabinet;~~

~~(b) In making such determinations of eligibility, the cabinet shall exempt from taxation all gross receipts derived from sales classified as "residential" by a utility company as defined by applicable tariffs filed with and accepted by the public service commission. Where the service is classified as residential, use other than for "residential" purposes by the customer will not negate the exemption;~~

~~(c) The exemption does not apply where charges for sewer service, water and fuel are billed to an owner or operator of a multi-unit residential rental facility or mobile home and recreational vehicle park other than residential classification; and~~

~~(d) The exemption applies also to residential property which may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by the stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight (98) years; and~~

~~(9)~~]Any rate increase for school taxes and any other charges or surcharges added to the total amount of a residential telephone bill.

(9)[~~(10)~~]Gross receipts from sales to an out-of-state agency, organization or institution exempt from sales and use tax in its state of residence when that agency, organization or institution gives proof of its tax exempt status to the seller and the seller maintains a file of such proof.

Section 637 KRS 139.020 is amended to read as follows:

(1) ***Effective on after January 1, 1991,*** an annual ad valorem tax for state purposes of ***five cents (5)*** [~~thirty-one and one-half cents (31-1/2)~~] upon each one hundred dollars ($100) of value of all real property directed to be assessed for taxation, and one and one-half cents (1-1/2) upon each one hundred dollars ($100) of value of all privately-owned leasehold interests in industrial buildings, as defined under KRS 103.200, owned and financed by a tax-exempt governmental unit, or tax-exempt statutory authority under the provisions of KRS Chapter 103 directed to be assessed for taxation, and one and one-half cents (1-1/2) upon each one hundred dollars ($100) of value of all tobacco directed to be assessed for taxation, and twenty-five cents (25) upon each one hundred dollars ($100) of value of all money in hand, shares of stock, notes, bonds, accounts and other credits, whether secured by mortgage, pledge or otherwise, or unsecured, except as otherwise provided in subsection (2) of this section, and one and one-half cents (1-1/2) upon each one hundred dollars ($100) of value of unmanufactured agricultural products, one-tenth of one cent ($.001) upon each one hundred dollars ($100) of value of all farm implements and farm machinery owned by or leased to a person actually engaged in farming and used in his farm operations, one-tenth of one cent ($.001) upon each one hundred dollars ($100) of value of all livestock and domestic fowl, one-tenth of one cent ($.001) upon each one hundred dollars ($100) of value of all tangible personal property located in a foreign trade zone as designated under 19 U.S.C. sec. 81, fifteen cents (15) upon machinery of individuals or corporations actually engaged in manufacturing, fifteen cents (15) upon commercial radio, television and telephonic equipment directly used or associated with electronic equipment which broadcasts electronic signals to an antenna, fifteen cents (15) upon property which has been certified as a pollution control facility as defined in KRS 224.850, one-tenth of one cent ($.001) upon property which has been certified as an alcohol production facility as defined in KRS 247.910, or as a fluidized bed energy production facility as defined in KRS 211.390, twenty-five cents (25) upon each one hundred dollars ($100) of value of motor vehicles qualifying for permanent registration as historic motor vehicles under the

provisions of KRS 186.043, and forty-five cents (45) upon each one hundred dollars ($100) of value of all other property directed to be assessed for taxation shall be paid by the owner or person assessed except as provided in subsection (2) of this section and KRS 132.030, 132.050, 132.200, 136.270, 136.300, 136.320 and other sections providing a different tax rate for particular property.

(2) An annual ad valorem tax for state purposes of one and one-half cents (1-1/2) upon each one hundred dollars ($100) of value shall be paid upon the following classes of intangible personal properties, when such intangible personal properties have not acquired a taxable situs without this state:

(a) Accounts receivable, notes, bonds, credits, nondomestic bank deposits, and any other intangible property rights arising out of or created in the course of regular and continuing business transactions substantially performed outside this state;

(b) Patents, trademarks, copyrights and licensing or royalty agreements, relating thereto; and

(c) Shares of capital stock of any affiliated company as defined in subsection (3) of this section and notes, bonds, accounts receivable and all other intercompany intangible personal property due from such company.

(3) "Affiliated company" shall mean a parent corporation or subsidiary corporation, and any corporation principally engaged in business outside the United States in which the owner or the person assessed directly or indirectly owns or controls not less than ten percent (10%) of the outstanding voting stock.

(4) With respect to the intangible properties taxed pursuant to subsection (2) of this section, no other ad valorem tax shall be levied by the state or any county, city, school or other taxing district on such intangible properties, or directly or indirectly against the owner with respect thereto.

(5) Unmined coal and any interest therein, in whatever form held, including, but not limited to, leasehold and royalty interests shall be taxed at the rate of one-tenth of one cent ($.001) per one hundred dollars ($100) of assessed value.

(6) Thirty cents (30) of the thirty-one and one-half cents (31-1/2) state tax rate on real property and thirty cents (30) of the forty-five cents (45) state tax on tangible personalty subject to local taxation shall be considered as local school district tax levies for purposes of computing any direct payments of state or federal funds to said districts as replacement for ad valorem taxes lost on property acquired by a governmental agency. Should the equivalency ever be less than thirty cents (30), as certified by the department of education, the direct payments shall be reduced proportionately.

(7) The provisions of subsection (1) of this section notwithstanding, the state tax rate on real property shall be reduced to compensate for any increase in the aggregate assessed value of real property to the extent that such increase exceeds the preceding year's assessment by more than four percent (4%). In any year in which the aggregate assessed value of real property is less than the preceding year, the state rate shall be increased to the extent necessary to produce the approximate amount of revenue that was produced in the preceding year from real property.

(8) By July 1 each year, the revenue cabinet shall compute the state tax rate applicable to real property for the current year in accordance with the provisions of KRS 132.020(6) and certify the rate to the county clerks for their use in preparing the tax bills. In the event the assessments for all counties have not been certified by July 1, the cabinet shall, when real property assessments of at least seventy-five percent (75%) of the total number of counties of the Commonwealth have been certified, make an estimate of the real property assessments of the uncertified counties and compute the state tax rate.

(9) In the event that the tax rate set by the cabinet as provided in subsection (8) of this section produces more than a four percent (4%) increase in real property tax revenues, the rate shall be adjusted in the succeeding year so that the cumulative total of each year's property tax revenue increase shall not exceed four percent (4%) per year.

(10) An ad valorem tax for state purposes on distilled spirits shall be levied according to the following rate schedule:

Calendar Year	Rate per $100 of Assessed Value
1982	$.225
1983	$.1125
1984 and after	$.001

(11) Effective on or after January 1, 1986, an ad valorem tax for state purposes of one-tenth of one cent ($.001) upon each one hundred dollars ($100) of value shall be paid upon goods held for sale in the regular course of business and raw materials and in-process materials held for incorporation in finished goods held for sale in the regular course of business.

(12) An ad valorem tax for state purposes of one tenth of one-cent ($0.001) per one hundred dollars ($100) of assessed value shall be paid on all motor vehicles registered pursuant to the provisions of KRS 186.050(6)."

and renumbering subsequent sections to conform.

Floor Amendment No. 35 to **HB 940**, by Representative Worthington:

Amend printed copy of **HB 940** on page 260, lines 6 and 20, by deleting "***thirty cents (30¢)***" and inserting "***twenty-five cents (25¢)***" in lieu thereof;

Delete sections 104 through 106 in their entirety, beginning on page 247, line 10, through page 249, line 5, and renumber the remaining sections accordingly;

Delete Sections 461 and 462 in their entirety, beginning on page 705, line 15, through page 707, line 2;

Delete Sections 464 and 465 in their entirety, beginning on page 707, line 8, through page 708, line 1;

Delete Section 467 in its entirety, beginning on page 708, line 17, through page 709, line 19;

Delete Section 470 in its entirety, beginning on page 710, line 8, through page 713, line 21;

On page 275, between lines 16 and 17, insert the following:

"Section 118. KRS 160.611 is amended to read as follows:

(1) No occupational license tax for schools shall be collected from any individual who is not a resident of the school district imposing the school tax.

(2) If an individual is employed outside his county of residence and his county of residence has imposed the occupational license tax for schools, the individual's employer shall collect this tax at the appropriate rate and pay the tax to school district of the county of residence of the employee. These tax proceeds shall only be used for school purposes.

Section 119. KRS 160.613 is amended to read as follows:

(1) There is hereby authorized a utility gross receipts license tax for schools not to exceed ***five*** [~~three~~] percent ***(5%)*** [~~(3%)~~] of the gross receipts derived from the furnishing, within the county, of telephonic and telegraphic communications services, electric power, water, and natural, artificial, and mixed gas. "Gross receipts" includes all amounts received in money, credits, property, or other money's worth in any form, as consideration for the furnishing of the above utilities, except that "gross receipts" shall not include amounts received for furnishing energy or energy-producing fuels, used in the course of manufacturing, processing, mining, or refining to the extent that the cost of the energy or energy-producing fuels used exceeds ***five*** [~~three~~] percent ***(5%)*** [~~(3%)~~] of the cost of production, and shall not include amounts received for furnishing any of the above utilities which are to be resold.

(2) In the event that any user of electrical energy purchases the electrical energy directly from any supplier who is exempt either by state or federal law from the utility gross receipts license tax under the provisions of subsection (1) of this section, then the consumer, if ***this*** [~~such~~] tax has been levied in his district, shall be liable for the tax and shall pay directly to the county finance officer, in accordance with the provisions of KRS 160.615, a utility gross receipts license tax for schools computed by multiplying the gross cost of all electrical energy received by the tax rate levied under the provisions of this section.

(3) Gross cost shall be construed in such a way that the consumer shall pay taxes on the same base as that on which a seller who comes within the provisions of subsection (1) of this section is paying.

Section 120. KRS 160.617 is amended to read as follows:

Notwithstanding the provisions of KRS 278.040(2), any utility required to pay the tax authorized by KRS 160.613 may increase its rates in any county in which it is required to pay the school tax by ***five*** [~~three~~] percent ***(5%)*** [~~(3%)~~]. Any utility [~~so~~] increasing its rates shall separately state on the bills sent to its customers the amount of ***the*** [~~such~~] increase and shall identify ***the*** [~~such~~] amount as: "Rate increase for school tax.

Section 121. KRS 160.621 is amended to read as follows:

There is hereby authorized an excise tax for schools not to exceed ***five*** [~~twenty~~] percent ***(5%)*** [~~(20%)~~] on a county resident's state individual income tax liability as computed under KRS Chapter 141. The tax year, for purposes of this school tax, shall be the same as the individual's tax year for state income tax purposes. An individual is a resident of a county if, on December 31 of his tax year, he was domiciled in such county.

Section 122. KRS 160.627 is amended to read as follows:

[~~(1) The Revenue Cabinet shall, where that cabinet is not acting as such, make available to the tax collector, or to the school district, where the Revenue Cabinet is acting as tax collector under subsection (2) of this section, by October 1 of each year, such information as the tax collector or the school district may request concerning the state income tax liability of the school district residents. Such information shall be made available on a confidential basis as provided in KRS 131.190.~~

~~(2)~~] The Revenue Cabinet, upon request by a school district, shall act as tax collector for the school tax authorized by KRS 160.621, and the Revenue Cabinet, where [~~so~~] acting ***as tax collector***, KRS 160.625 notwithstanding, ***shall*** [~~may in its own discretion~~] incorporate its tax collecting duties with those relative to collection of state individual income taxes under KRS Chapter 141, [~~thereby~~] making an individual's tax payment ***under this section*** [~~hereunder~~] due along with his individual income tax payment and subject to law applicable to [~~such as to~~] time and manner of payment. ***The tax*** [~~Tax~~] required to be paid under the provisions of this ***section*** [~~chapter~~] shall be remitted together with the state income tax return. The Revenue Cabinet, when [~~so~~] acting ***as tax collector***, KRS 160.500 notwithstanding, shall remit school excise taxes [~~so~~] collected to the school districts for which it is acting as tax collector in a reasonably timely and expeditious manner. ***The Revenue Cabinet shall collect no fee for this service***;

Section 123. KRS 160.637 is amended to read as follows:

(1) "Requesting school districts" shall mean those school districts for which the Revenue Cabinet is requested to act as tax collector under the authority of KRS 160.627(2).

(2) Reasonable expenses not to exceed the actual costs of collection incurred by any tax collector[~~, except the Revenue Cabinet,~~] for the administration or collection of the school taxes authorized by KRS 160.605 to 160.611 ***and***[~~,~~] 160.613 to 160.617, [~~and 160.621 to 160.633~~] shall be reimbursed by the school district boards of education on a monthly basis or on ***a*** [~~such~~] basis [~~as may be~~] agreed upon by the boards of education and the tax collector. ***These*** [~~Such~~] expenses shall be borne by the school districts on a basis proportionate to the revenue received by ***the*** [~~such~~] districts.

(3) The following shall apply only when the Revenue Cabinet is acting as tax collector under the authority of KRS 160.627(2):

(a) [~~When the cabinet is initially requested to be the tax collector under KRS 160.627(2), the cabinet shall estimate the costs of implementing the administration of such tax so requested, and shall inform the requesting school district of this estimated cost. The requesting school district shall pay to the cabinet ten percent (10%) of this estimated cost referred to as "start-up costs" within thirty (30) days of notification by the cabinet. Subsequent requesting school districts shall pay their pro rata share, or ten percent (10%), whichever is less, of the unpaid balance of the initial "start-up costs" until the cabinet has fully recovered such costs. Such payment shall be made within thirty (30) days of notification by the cabinet.~~

~~(b) The Revenue Cabinet shall also be reimbursed by each school district for its proportionate share of the actual operational expenses incurred by the cabinet in collecting the excise tax. Such expenses, which shall be deducted by the Revenue Cabinet from payments to school districts made under the provisions of KRS 160.627(2), shall be allocated by the cabinet to school districts on a basis proportionate to the number of returns processed by the Revenue Cabinet for each district compared to the total processed by the Revenue Cabinet for all districts.~~

~~(c)~~] All funds received by the cabinet under ***this section*** [~~the authority of paragraphs (a) and (b) of this subsection~~] shall be deposited into an account entitled the "school tax fund account," an account created within the restricted fund group set forth in KRS 45.305. [~~The use of these funds shall be restricted to paying the cabinet for the costs described in paragraphs (a) and (b) of this subsection.~~] This account shall not lapse.

(b)[~~(d)~~] The cabinet is authorized to retain a portion of the school tax revenues collected in a special account entitled the "school tax refund account" which is an account created within the restricted fund group set forth in KRS 45.305. The sole purpose of this account is to authorize the Revenue Cabinet to refund school taxes. This account shall not lapse. Refunds shall be made in accordance with the provisions in KRS 134.580(2), and when the taxpayer has made an overpayment or a payment where no tax was due as defined in KRS 134.580(4), within four (4) years of payment.

[~~(e) KRS 160.621 notwithstanding, when the cabinet is acting as tax collector under the authority of KRS~~

~~160.627(2), the requesting school district is authorized to enact the tax enumerated in KRS 160.621 only at the following rates: five percent (5%), ten percent (10%), fifteen percent (15%), and twenty percent (20%) on a school district resident's state individual income tax liability as computed under KRS Chapter 141.~~]

(c)[~~(f)~~] Beginning August 1, 1982 any school district which requests the cabinet to collect taxes under the authority of KRS 160.627(2) is required to inform the cabinet of this request not less than one hundred fifty (150) days prior to January 1.

(d)[~~(g)~~] At no time will the cabinet be required to collect taxes authorized in KRS 160.621 of an individual when the cabinet is not pursuing collection of that individual's state income taxes. The cabinet is not required to collect or defend the tax set forth in KRS 160.621 in any board or court of this state.

(e)[~~(h)~~] Any overpayments of the tax set forth in KRS 141.020 or payments made when no tax was due may be applied to any tax liability arising under KRS 160.621 before a refund is authorized to the taxpayer. In no event shall any individual's tax payment be credited to the tax set forth in KRS 160.621 until all outstanding state income tax liabilities of that individual have been paid.

(f)[~~(i)~~] KRS 160.510 notwithstanding, the State Auditor is the only party authorized to audit the Revenue Cabinet with respect to the performance of its duties under KRS 160.621.

Floor Amendment No. 36 to **HB 940**, by Representative Hourigan:

Amend printed copy of **HB 940** on page 203, line 26, after the word "Each" insert the word "***county***"; and

On page 204, line 2, delete "five (5)" and insert "***seven (7)***" in lieu thereof; and

On page 204, line 2, after the word "members," insert the following: "***five (5) elected from divisions and two (2) from the district at large,***"; and

On page 204, line 4, after the word "accomplished" insert the following:

"***or in counties containing an urban-county government***"; and

On page 161, line 26, after the word "districts" delete "***located in counties with***"; and

On page 162, line 1, before the word "members" delete all new language and insert in lieu thereof "***, five (5)***"; and

On page 162, line 2, after the word "shall" delete the word "***represent***" and remove the brackets and strikethroughs from "be elected from"; and

On page 162, line 2, after the word "***and***" insert "***two (2) members shall***"; and

On page 164, line 19, after the word "accomplished" insert the following:

"***or in counties containing an urban-county government.***"; and

On page 676, lines 23 through 26 delete in their entirety; and

On page 677, lines 1 through 6 delete in their entirety; and

On page 166, line 19, remove the brackets and strikethrough; and

On page 166, line 20, remove the brackets and strikethrough; and

On page 166, line 19, after the word "be" insert the following language "***both at large and***"; and

On page 166, line 21, after the word "***division***" insert "***and for two (2) at-large candidates***"; and

On page 166, line 23, after the word "elected" insert the following "***and, in elections following the 1990 election, the legally eligible at-large candidates receiving the highest and the next highest number of votes cast in the county shall be declared elected.***"; and

On page 677, lines 24 through 26 delete in their entirety; and

On page 678, delete lines 1 through 21 in their entirety; and

On page 180, line 5, after the third time the word "of" appears by adding "***an independent district***"; and

On page 180, line 6, bracket and strikethrough the word "a"; and

On page 180, line 6, after the word "education" add the following: "***or five-sevenths (5/7) of the membership of a county district board of education,***"; and

On page 404, line 6, after the"]" add the following language:

"***Beginning in November, 1990, two (2) at-large members shall be elected in county school districts. The at-large member who received the highest number of votes shall serve for a four (4) year term and the the other at-large member shall serve for a two (2) year term.***"; and

On page 462, after line 21, and before line 22, insert the following:

"Section 282.KRS 160.230 is amended to read as follows:

The candidate names shall be presented to the voters in the form prescribed by the general election law, except that no party emblem or distinquishing mark shall be used, save the words "***Division*** School Candidates ***and "At-Large School Candidates***". The order in which the names of the candidates are to appear shall be determined by lot. As many additional spaces shall be left blank as there are members to be elected from the district ***at large*** or division as the case may be.

Section 283. KRS 160.270 is amended to read as follows:

(1) Each board of education shall hold at least one (1) regular meeting each month, at a time and place fixed by the board. Special meetings may be called by the chairman. On request of three (3) members of the board ***of independent school districts and of four (4) members of county school districts*** the secretary shall call a special meeting. Each member of the board shall have timely notice of each meeting and the nature, object and purpose for which it is called. Any board member failing to attend three (3) consecutive regular meetings, unless excused by the board for reason satisfactory to it, shall be removed from office pursuant to KRS 415.050 and 415.060. A majority of the board shall constitute a quorum for the transaction of business, but a concurring vote by a majority of the board, the number of board members in the quorum notwithstanding, shall be necessary to take any particular action unless otherwise specified by statute.

(2) The secretary shall be present at the meetings of the board except when his own tenure, salary or the administration of his office is under consideration and shall record in a book provided for that purpose all its official proceedings, which shall be a public record open to inspection."; and

Renumber remaining sections to conform.

Floor Amendment No. 37 to Committee Amendment No. 40 to **HB 940**, by Representative Farrow:

Amend printed copy of House Committee Amendment 40 to **HB 940** on page 33, by deleting lines 10, 11, 12, 13 in their entirety;

on page 34, by deleting lines 1 through 16 in their entirety;

on page 35, by deleting lines 1 through 16 in their entirety;

on page 36, by deleting lines 1 through 16 in their entirety;

on page 37, by deleting lines 1 through 5 in their entirety.

Floor Amendment No. 38 to Committee Amendment No. 40 to **HB 940**, by Representative K. Harper:

Amend printed copy of Committee Amendment 40 to **HB 940** on page 84, on the third line, after "KRS 141.0101" and before ";" insert the following: "***and Section 635 of this Act***"

On page 130, after the new language and before "Section 635" insert the following:

"SECTION 635. A NEW SECTION OF KRS CHAPTER 141 IS CREATED TO READ AS FOLLOWS;

The amount of taxable capital gains and losses realized on assets disposed of prior to July 16, 1990, shall be determined under the Internal Revenue Code in effect on December 31, 1985.";

And by renumbering subsequent sections to conform.

Floor Amendment No. 39 to **HB 940**, by Representative Rapier:

Amend printed copy of **HB 940** on page 93, lines 3 and 4 by deleting "***and the Education Professional Standards Board***";

on page 123, line 6, after the word "***the***" by deleting the word "***authority***";

on page 123, line 7, by deleting the word "***and***" and the word "***to***" and by adding after the word "***responsibility***" the following:

"***for making recommendations to the State Board for Elementary and Secondary Education concerning the following***";

on page 123, line 8, by changing "***Establish***" to "***Establishing***";

on page 123, line 10, by changing "***Set***" to "***Setting***" by changing "***approve***" to "***approving***" and by changing "***evaluate***" to "***evaluating***";

on page 123, line 14, by changing "***Issue***" to "***Issuing***" by changing "***renew***" to "***renewing***" by changing "***suspend***" to "***suspending***" and by changing "***revoke***" to "***revoking***";

on page 123, line 16, after the "***(d)***" by deleting the remaining new material on line 16 and lines 17, 18, 19;

on page 123, line 20, by deleting "***programs. The board shall study***" and inserting in lieu thereof "***Studying***";

on page 123, line 22, by changing "***submit***" to "***submitting***";

on page 123, line 25, by changing "***Reduce***" to "***Reducing***" and "***streamline***" to "***streamlining***";

on page 124, line 2, by changing "***Develop***" to "***Developing***"

on page 126, by deleting lines 4 through 11 in their entirety;

on page 126, lines 15 and 16, by deleting the brackets and strikethrough from "state board for elementary and secondary" and by deleting the word "***Professional***" on line 16;

on page 126, line 17, by deleting "***Standards Board***";

on page 126, lines 24 and 25, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 126, line 26, by deleting all new material;

on page 127, line 4, by deleting the brackets and strikethrough from "state board for elementary and secondary"

on page 127, line 5, by deleting the new material;

on page 127, line 10, by moving the "]" from after the word "secondary" to after the word "the" on line 9; removing the strikethrough from "state board for elementary and secondary" on lines 9 and 10 and deleting the new material on line 10;

on page 127, line 15, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 127, line 16, by deleting all new material;

on page 127, lines 19 and 20, by deleting the brackets and strikethrough from "state board for elementary and secondary" and by deleting the new material on line 20;

on page 128, lines 15 and 16, by deleting the brackets and strikethrough from "state board for elementary and secondary" and by deleting the new material on line 16;

on page 128, line 17, by deleting the new material;

on page 129, line 26, by deleting the "[" and strikethrough from "state board for";

on page 130, line 1, by deleting the "]" and strikethrough from "elementary and secondary" and the new material;

on page 130, line 2, by deleting "***Standards Board***";

on page 132, lines 21 and 22, by deleting the brackets and strikethrough from "state board for elementary and secondary" and by deleting the new material on line 22;

on page 132, line 23, by deleting the new material.

on page 133, line 5, by deleting the brackets and strikethrough from "state board for elementary and secondary"

on page 133, line 6, by deleting the new material;

on page 133, lines 14 and 15, by deleting the brackets and strikethrough from "state board for elementary and secondary" and by deleting the new material on line 15;

on page 133, line 21, by deleting the brackets and strikethrough from "state board for elementary and secondary"

on page 133, line 22, by deleting the new material;

on page 133, line 26, by removing the "[" and strikethrough from "state board for elementary and";

on page 134, line 1, by deleting the "]" and strikethrough from the word "secondary" and by deleting all new material;

on page 134, lines 8 and 9, by changing "***Educational Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 134, lines 24 and 25, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 135, line 4, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 135, line 8, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 135, line 11, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 135, line 15, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 135, line 20, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 135, lines 24 and 25, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 136, line 11, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 136, lines 23 and 24, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 137, line 4, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 137, line 13, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 137, lines 25 and 26, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 138, line 26, by changing "***Education Professional Standards Board***" to "***State Board for Elementary and Secondary Education***";

on page 139, line 14, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 139, line 15, by deleting the new material;

on page 139, line 16, by deleting the new material and by removing the brackets and strikethrough from "KRS 161.025 (4)";

on page 139, line 21, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 139, line 22, by deleting the new material;

on page 140, line 3, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 140, line 4, by deleting the new material;

on page 140, line 15, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 140, line 16, by deleting the new material;

on page 140, line 20, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 140, line 21, by deleting the new material;

on page 140, on line 25, by moving the "[" before the word "and" to before the word "superintendent";

on page 140, line 26, by placing a "]" after the word "the" and removing the strikethrough from "state board for elementary and"

on page 141, line 1, by removing the "]" and the strikethrough from "secondary education";

on page 141, line 8, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 141, line 9, by deleting the new material;

on page 142, lines 10 and 11, by deleting the brackets and strikethrough from "state board for elementary and secondary" and by deleting the new material on line 11;

on page 142, lines 20 and 21, by deleting the brackets and strikethrough from "state board for elementary and secondary" and by deleting the new material on line 21;

on page 142, line 22, by deleting the new material;

on page 143, lines 4 and 5, by deleting the brackets and strikethrough from "state board for elementary and secondary" and by deleting the new material on line 5;

on page 143, line 6, by deleting the new material;

on page 143, line 7, by deleting the new material;

on page 143, line 9, by moving the "]", after the word "education" to after "1984" on line 8 and removing the strikethrough from "the state board for elementary and secondary education" on lines 8 and 9 and capitalizing the initial letter of the word "the" in that phrase;

on page 144, line 10, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 144, line 11, by deleting the new material;

on page 144, lines 13 and 14, by deleting the brackets and strikethrough from "state board for elementary and secondary" and by deleting the new material on line 14;

on page 144, line 15, by deleting the new material;

on page 144, line 18, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 144, line 19, by deleting the new material;

on page 144, line 22, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 144, line 23, by deleting the new material;

on page 145, lines 4 and 5, by deleting the brackets and strikethrough from "state board for elementary and secondary", and by deleting the new material on line 5;

on page 145, line 6, by deleting the new material;

on page 145, lines 10 and 11, by deleting the brackets and strikethrough from "state board for elementary and secondary", and by deleting the new material on line 11;

on page 145, line 18, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 145, line 19, by deleting the new material;

on page 145, lines 25 and 26, by deleting the brackets and strikethrough from "state board for elementary and secondary";

on page 146, line 1, by deleting the new material;

on page 146, lines 23 and 24, by deleting the brackets and strikethrough from "state board for elementary and secondary" and by deleting the new material from line 24;

on page 147, lines 15 and 16, by deleting the brackets and strikethrough from "state board for elementary and secondary" and by deleting the new material on line 16;

on page 148, lines 4 and 5, by changing "***Education Professional Standards Board***" to the "***chief state school officer***";

on page 148, line 20, by changing "***Education Professional Standards Board***" to the "***chief state school officer***";

on page 149, line 5, after the word "***Upon***" by adding "***the State Board for Elementary and Secondary Education***";

on page 149, lines 6 and 7, by changing "***Education Professional Standards Board***" to the "***chief state school officer***";

on page 149, line 18, by changing "***Educational Professional Standards Board***" to "***State Board for Elementary Secondary Education***";

on page 149, lines 21 and 22, by changing "***Education Professional Standards Board***" to "***State Board for Elementary Secondary Education***";

on page 149, lines 25 and 26, by changing "***Education Professional Standards Board***" to "***State Board for Elementary Secondary Education***";

on page 150, line 11, by changing "***Education Professional Standards Board***" to "***State Board for Elementary Secondary Education***";

on page 157, line 25, by removing the brackets and strikethrough from "state board for elementary and secondary";

on page 157, line 26, by deleting the new material;

on page 190, line 1, by deleting the brackets and strikethrough from "State Board for Elementary and Secondary";

on page 190, line 2, by deleting the new material;

on page 191, lines 14 and 15, by deleting brackets and strikethrough from "State Board for Elementary and Secondary" and the new material on line 15; and

on page 210, line 2, by deleting "***the Education Professional Standards Board,***".

Floor Amendment No. 40 to **HB 940**, by Representative Johnson:

Amend printed copy of **HB 940** by deleting Section 18 in its entirety, beginning on page 46, line 5, through page 50, line 17; and

Renumber the following Sections to conform.

Floor Amendment No. 41 to Committee Amendment No. 40 to **HB 940**, by Representative Keith:

Amend printed copy of House Committee Amendment 40 to **HB 940** on page 56, by deleting line 13;

on page 57, by deleting lines 1 through 15;

on page 58, by deleting lines 1 through 16;

on page 59, by deleting lines 1 and 2.

Floor Amendment No. 42 to **HB 940**, by Representative Rapier:

Amend printed copy of **HB 940** on page 707, line 13, after the word "by", insert the following: "***five percent (5%)*** and deleting "three percent (3%)".

Floor Amendment No. 43 to Committee Amendment No. 40 to **HB 940**, by Representative K. Harper:

Amend printed copy of Committee Amendment 40 to **HB 940** by deleting all sections in Part VII referring to amending any section of KRS Chapter 139 to reflect an increase from 5 to 6 in the sales and use tax and renumbering any affected sections to conform.

Floor Amendment No. 44 to **HB 940**, by Representative Heleringer:

Amend printed copy of **HB 940** on page 49, line 3, by deleting "***, but not be limited to,***";

on page 49, line 5, by deleting the line in its entirety;

on page 49, line 6, by changing "***(b)***" to "***(a)***";

on page 49, line 7, by changing "***(c)***" to "***(b)***";

on page 49, line 8, by changing "***(d)***" to "***(c)***";

on page 49, line 9, by changing "***(e)***" to "***(d)***" and by adding after the "***;***" the word "***and***";

on page 49, line 10, by changing "***(f)***" to "***(e)***" and the "***;***" to a "***.***" and by deleting the word "***and***";

on page 49, line 11, by deleting the line in its entirety.

on page 50, line 1, after the "." by adding the following:

"***In no case shall a school district operate a family resource center or a youth services center which provides abortion counseling or makes referrals to a health care facility for purposes of seeking an abortion.***"

Floor Amendment No. 45 to Committee Amendment No. 40 to **HB 940**, by Representative Long:

Amend printed copy of Committee Amendment 40 to **HB 940** on pages 87 and 88, by deleting the new, underscored paragraphs "***(f)***" and "***(g)***" in their entirety and substituting in their place the following:

"***(f) On the tax return for a taxable year beginning after December 31, 1989 and before January 1, 1991:***

1. Include all overpayments of federal income tax refunded or credited to the taxpayer during the taxable year;

2. Deduct all federal income tax paid during the taxable year applicable to prior years; and

3. Deduct federal income tax for the taxable year not to exceed two thousand dollars ($2,000);

(g) On the tax return for a taxable year beginning after December 31, 1990:

1. Include all overpayments of federal income tax refunded or credited to the taxpayer during the taxable year which have been deducted in a prior tax year and which resulted in a tax benefit;

2. Deduct federal income tax for the taxable year not to exceed one thousand dollars ($1,000).";

On page 104, paragraph (e), by deleting the new, underscored language;

paragraphs "***(f)***" and "***(g)***" by deleting the new, underscored paragraphs "***(f)***" and "***(g)***" in their entirety;

On page 129, after the conclusion of "Section 633" and before "Section 634", by adding the following:

"Section 634. A NEW SECTION OF KRS CHAPTER 141 IS CREATED TO READ AS FOLLOWS:

(1) Individuals whose adjusted gross income does not exceed the amounts set out in subsection (3) of this section, shall be eligible for a nonrefundable "low income" tax credit. The credit shall be deducted from the amount of the tax liability calculated under KRS 141.020 after deducting any credits claimed by the taxpayer under the provisions of KRS 141.065, 141.070, and 155.440.

(2) For a husband and wife living together, whether filing jointly or separately, the "low income" tax credit shall be computed on the basis of their combined adjusted gross income and shall be deductible from their combined tax liability.

(3) The "low income" tax credit shall be computed as follows:

AMOUNT OF ADJUSTED GROSS INCOME	***PERCENT OF TAX LIABILITY ALLOWED AS LOW INCOME TAX CREDIT***
not over $5,000	***100%***
over $ 5,000 but not over $10,000	***50%***
over $10,000 but not over $15,000	***25%***
over $15,000 but not over $20.000	***15%***
over $20,000 but not over $25,000	***5%***
over $25,000	***-0-***"

and by renumbering subsequent sections to conform;

On page 162, by renumbering "Section 644" to read "Section 645" and by adding after the renumbered "Section 645", the following:

"Section 646. The provisions of Section 626, subsection (10)(g)2. of this Act shall not apply to taxable years beginning after December 31, 1991.";

And on the last line, by renumbering "Sections 613-644" to read, "Sections 613-646".

Floor Amendment No. 46 to **HB 940**, by Representative Sheehan:

Amend printed copy of **HB 940** on page 47, line 13 delete "***chief state school officer***" and insert "***secretary of the Cabinet for Human Resources***" in lieu thereof;

On page 47, line 18 delete "***Department of Education***" and insert "***Cabinet for Human Resources***" in lieu thereof;

On page 49, lines 25 and 26 delete "***State Board for Elementary and Secondary Education***" and insert "***Cabinet for Human Resources***" in lieu thereof;

On page 50, lines 3 and 4 delete "***State Board for Elementary and Secondary Education***" and insert "***secretary of the Cabinet for Human Resources***" in lieu thereof; and

On page 50, line 11 delete "***State Board for Elementary and Secondary Education***" and insert "***secretary of the Cabinet for Human Resources***" in lieu thereof.

Floor Amendment No. 47 to Committee Amendment No. 40 to **HB 940**, by Representative Sheehan:

Amend printed copy of HCS 40 to **HB 940** on page 41, line 7, after "***tenure of the board member***" by inserting "***or to a board member who has thirty (30) years of consecutive service on the same local school board***"; and

on page 41, line 13, after "***tenure of the board member***" by inserting the following"

"***or unless the board member has thirty (30) years of consecutive service on the same local school board.***"

Floor Amendment No. 48 to **HB 940**, by Representative Sheehan:

Amend printed copy of **HB 940** on page 169, line 21, after "***Act.***" by inserting the following:

"***However, this section shall not apply to a school board member who has thirty (30) years of consecutive service on the same local school board.***";

on page 184, line 8, after "***district***" by inserting the following "***, except as provided in KRS 160.180 (1)(h).***".

Floor Amendment No. 49 to the Committee Amendment No. 40 to **HB 940**, by Representative Hourigan:

Amend printed copy of HCA 40 to **HB 940** on page 39, lines 5 through 11, beginning with "***On page 161***" and ending with "***their entirety;***" delete lines in their entirety and insert in lieu thereof the following:

"On page 203, line 26, after the word "Each" insert the word "***county***"; and

On page 204, line 2, delete "five (5)" and insert "***seven (7)***" in lieu thereof; and

On page 204, line 2, after the word "members," insert the following: "***five (5) elected from divisions and two (2) from the district at large,***"; and

On page 204, line 4, after the word "accomplished" insert the following:

"***or in counties containing an urban-county government***"; and

On page 161, line 26, after the word "districts" delete "***located in counties with***"; and

On page 162, line 1, before the word "members" delete all new language and insert in lieu thereof "***, five (5)***"; and

On page 162, line 2, after the word "shall" delete the word "***represent***" and remove the brackets and strikethroughs from "be elected from"; and

On page 162, line 2, after the word "***and***" insert "***two (2) members shall***"; and

On page 164, line 19, after the word "accomplished" insert the following:

"***or in counties containing an urban-county government.***"; and

On page 676, lines 23 through 26 delete in their entirety; and

On page 677, lines 1 through 6 delete in their entirety; and

On page 166, line 19, remove the brackets and strikethrough; and

On page 166, line 20, remove the brackets and strikethrough; and

On page 166, line 19, after the word "be" insert the following language "***both at large and***"; and

On page 166, line 21, after the word "***division***" insert "***and for two (2) at-large candidates***"; and

On page 166, line 23, after the word "elected" insert the following "***and, in elections following the 1990 election, the legally eligible at-large candidates receiving the highest and the next highest number of votes cast in the county shall be declared elected.***"; and

On page 677, lines 24 through 26 delete in their entirety; and

On page 678, delete lines 1 through 21 in their entirety; and

On page 180, line 5, after the third time the word "of" appears by adding "***an independent district***"; and

On page 180, line 6, bracket and strikethrough the word "a"; and

On page 180, line 6, after the word "education" add the following: "***or five-sevenths (5/7) of the membership of a county district board of education,***"; and

On page 404, line 6, after the"]" add the following language:

"***Beginning in November, 1990, two (2) at-large members shall be elected in county school districts. The at-large member who received the highest number of votes shall serve for a four (4) year term and the the other at-large member shall serve for a two (2) year term.***"; and

On page 462, after line 21, and before line 22, insert the following:

"Section 282.KRS 160.230 is amended to read as follows:

The candidate names shall be presented to the voters in the form prescribed by the general election law, except that no party emblem or distinquishing mark shall be used, save the words "***Division*** School Candidates ***and "At-Large School Candidates***". The order in which the names of the candidates are to appear shall be determined by lot. As many additional spaces shall be left blank as there are members to be elected from the district ***at large*** or division as the case may be.

Section 283. KRS 160.270 is amended to read as follows:

(1) Each board of education shall hold at least one (1) regular meeting each month, at a time and place fixed by the board. Special meetings may be called by the chairman. On request of three (3) members of the board ***of independent school districts and of four (4) members of county school districts*** the secretary shall call a special meeting. Each member of the board shall have timely notice of each meeting and the nature, object and purpose for which it is called. Any board member failing to attend three (3) consecutive regular meetings, unless excused by the board for reason satisfactory to it, shall be removed from office pursuant to KRS 415.050 and 415.060. A majority of the board shall constitute a quorum for the transaction of business, but a concurring vote by a majority of the board, the number of board members in the quorum notwithstanding, shall be necessary to take any particular action unless otherwise specified by statute.

(2) The secretary shall be present at the meetings of the board except when his own tenure, salary or the administration of his office is under consideration and shall record in a book provided for that purpose all its official proceedings, which shall be a public record open to inspection."; and

Renumber remaining sections to conform.";

On page 40, lines 1 through 14, delete all lines in their entirety;

On page 41, lines 1 through 3 ending with "Renumber the sections to conform." delete lines in their entirety.

Floor Amendment No. 50 to **HB 940**, by Representative Richards:

Amend printed copy of **HB 940** on page l, line 6, before "***It***" by inserting the following:

"***The General Assembly recognizes that public education involves shared responsibilities. State government, local communities, parents, students and school employees must work together to create an efficient public school system. Parents and students must assist schools with efforts to assure student attendance, preparation for school and involvement in learning. The cooperation of all involved is necessary to assure that desired outcomes are achieved.***"

Floor Amendment No. 51 to **HB 940**, by Representative Morris:

Amend printed copy of **HB 940** on page 35, line 14 delete the word "***each***";

On page 35, line 14 delete the word "***board***" and insert "***boards***" in lieu thereof;

On page 35, line 15 delete the word "***shall***" and insert "***may***" in lieu thereof;

On page 39, line 17 after the "." delete the words "***By June 30,***";

On page 39, lines 18-26 delete in their entirety; and

On page 40, lines 1-10 delete in their entirety.

Floor Amendment No. 52 to **HB 940**, by Representative Priddy:

Amend printed copy of **HB 940** on page 905, lines 3 through 18, by deleting those lines in their entirety, and inserting in lieu thereof the following:

"Whereas, the Revenue Measures provided in Part VII of this Act are enacted pursuant to the power to provide annual taxes granted to the General Assembly by Section 171 of the Kentucky Constitution; and

Whereas, Section 171 of the Kentucky Constitution states that any law passed by the General Assembly pursuant to Section 171 shall be subject to the referendum power of the people; and

Whereas, Section 171 of the Kentucky Constitution states that the referendum may be ordered at the time of enactment against one or more items, sections, or parts of any act enacted pursuant to Section 171; and

Whereas, Section 171 of the Kentucky Constitution states that the veto power of the Governor shall not extend to measures referred to the people under Section 171; and

Whereas, Section 171 of the Kentucky Constitution states that any measure referred to the people shall take effect and become a law when approved by the majority of votes cast thereon, and not otherwise; and

Whereas, Section 171 of the Kentucky Constitution states that all election measures referred to the people under Section 171 shall be considered at the regular general election, except when the General Assembly shall order a special election; and

Whereas, Section 171 of the Kentucky Constitution states that the General Assembly shall provide a way by which the act shall be submitted to the people:

(1) The General Assembly hereby orders that the Revenue Measures included in Part VII of this Act shall be subject to the referendum power of the people, pursuant to Section 171 of the Kentucky Constitution.

(2) The referendum ordered in subsection (1) of this section shall be conducted in conjunction with the regular general election of November 6, 1990, and the Revenue Measures included in Part VII of this Act shall take effect and become law when approved by the majority of the votes cast thereon, and not otherwise.

(3) The Attorney General shall state the substance of the referendum in the form of a question in a manner calculated to inform the electorate of the substance of the referendum, and shall certify the question to the State Board of Elections to be placed on the voting machine. The State Board of Elections, not less than seventy (70) days before the election, shall certify the substance of the referendum, as stated and certified by the Attorney General, to the county clerk of each county, and the county clerk shall have the substance of the referendum, as so certified, indicated on the voting machines.

(4) The votes cast for and against the referendum shall be counted, canvassed and certified to the State Board of Elections in the same manner as the votes cast for any officer elective by the votes of the whole state.

(5) The Secretary of State shall cause the text of the referendum to be published at least two (2) times in two (2) newspapers of general circulation published in the state, and shall also cause to be published at the same time and in the same manner the fact that the referendum will be submitted to the voters for their acceptance or rejection at the regular election of November 6, 1990. The publication shall be made at least one hundred (100) days preceding the election."; and

On page 907, lines 14 through 18 by deleting those lines in their entirety.

Floor Amendment No. 53 to Committee Amendment No. 40 to **HB 940**, by Representative P. Richardson:

Amend printed copy of HCA 40 to **HB 940** on page 41, lines 6 and 7, by inserting a period after the word "***Act***" and deleting "***whose relative was not initially hired by the district during the tenure of the board member.***".

Floor Amendment No. 54 to **HB 940**, by Representative Mullinix:

Amend printed copy of **HB 940** on page 170, at the end of line 11, by inserting the following:

"***However, a present or former board member who voted prior to the effective date of this Act to employ in the school district his first cousin shall be eligible for re-election.***".

Floor Amendment No. 55 to **HB 940**, by Representative Moberly:

Amend printed copy of **HB 940** on page 275, between lines 16 and 17 by inserting the following:

"SECTION 118. KRS 160.599 IS AMENDED TO READ AS FOLLOWS:

(1) A special fund is hereby created which shall be known as "the emergency revolving school loan fund account," hereinafter referred to as account. This account, which shall be administered by the State Board for Elementary and Secondary Education, is for the purpose of providing emergency loans to eligible public common school districts.

(2) In order to be eligible for a loan from the account, a school district shall meet all of the following conditions:

(a) A loss of physical facilities must have been suffered as a result of a fire or a natural disaster;

(b) Insurance on such facilities was insufficient to replace the loss;

(c) The district is bonded to practical capacity and has insufficient resources to meet its immediate capital outlay needs as determined by an investigation of the ***chief state school officer*** [~~superintendent of public instruction~~].

(3) ***As an alternative to the criteria in subsection (2) of this section, a school district shall be eligible for a loan from the account if the sheriff has failed to collect or disburse delinquent tax revenue, which is for the benefit of the school district, within the fiscal year that the school district is to utilize those receipts according to its budget.***

(4) Under the criteria of subsection (2) of this Section, no loan from the account shall be made for a period in excess of ten (10) years***, and under the criteria of subsection (3) of this section, no loan from the account shall be made for a period in excess of three (3) years.*** [~~and~~] The maximum amount of any one ***(1)*** loan from the account shall not exceed ***two hundred fifty thousand dollars (***$250,000***)*** and shall be determined by the State Board for Elementary and Secondary Education on recommendation of the ***chief state school officer*** [~~superintendent of public instruction~~].

(5)[~~(4)~~] The State Board for Elementary and Secondary Education shall establish the terms and conditions for repaying the principal of such loan and interest shall not be charged on the loan. No loan shall cover a loss prior to January 1, 1972.

(6)[~~(5)~~] School districts eligible under this section to borrow from the account shall file formal application for such loan on forms provided by the state department of education. Before any loan is made, the application must be approved by the State Board for Elementary and Secondary Education on the recommendation of the ***chief state school officer*** [~~superintendent of public instruction~~].

(7)[~~(6)~~] All repayments of loans made under this section shall be paid into the emergency revolving school loan fund account, which shall be funded by an appropriation through the biennial budget. Balances remaining in the fund shall not revert to the general fund at the end of any fiscal year.

(8)[~~(7)~~] On approval of the loan application by the State Board for Elementary and Secondary Education on the recommendation of the ***chief state school officer*** [~~superintendent of public instruction~~], the [~~Executive Department for~~] Finance and Administration ***Cabinet***, on the certification of the ***chief state school officer*** [~~superintendent of public instruction~~], shall draw a warrant on the State Treasurer for the amount of the approved loan that is due the school district. The check shall be issued by the State Treasurer and transmitted to the department of education for distribution to the proper official of the school district when the district has complied with the rules and regulations of the State Board for Elementary and Secondary Education.

(9)[~~(8)~~] Any loan to a local school district under the provisions of this section shall not be considered as an indebtedness of the school district within the meaning of sections 157 and 158 of the Kentucky constitution."

and by renumbering the following sections to conform;

On page 849, by deleting all of lines 7 and 8.

Floor Amendment No. 56 to Committee Amendment No. 40 to **HB 940**, by Representative Kerr:

Amend printed copy of HCA 40 to **HB 940** on page 3, line 3 after the word "***value***" insert "***allotted to subsection (1) paragraph (b) of SECTION 3 of this Act***"; and

On page 3, line 4 delete the word "***basic***".

Floor Amendment No. 57 to **HB 940**, by Representative Burch:

Amend printed copy of **HB 940** on page 388, between lines 3 and 4, by adding the following new section:

"Section 217. KRS 158.797 is amended to read as follows:

(1) The Department of Education shall administer the provisions of this section pursuant to regulations adopted by the State Board for Elementary and Secondary Education.

(2) As used in this section, "parenting education and family life skills" shall include age appropriate information in the following instructional areas: developing positive self esteem and self concept, determining values, setting goals, decision making, communication skills and conflict resolution, peer pressure, substance abuse prevention, personal safety and prevention of family violence, human growth and development, human sexuality, responsible sexual behavior emphasizing premarital abstinence, sexually transmitted diseases including the human immunodeficiency virus (HIV) and any other virus linked to the acquired immune deficiency syndrome (AIDS), and parenting and family life skills. All instruction on human sexuality, responsible sexual behavior and sexually transmitted diseases shall emphasize, but not be limited to, discussion of self

esteem, self-discipline, respect for others, the emotional, educational, health and social advantages of premarital abstinence and the development of skills with which to practice premarital abstinence.

(3) The curriculum for this plan shall be based on a model curriculum developed by the Department of Education and approved by the State Board for Elementary and Secondary Education for use as a guide by local districts.

(4) No later than September 1, ***1990***[~~1989~~], all local school districts shall have ready for implementation a plan approved by the Department of Education for providing parenting and family life skills education in ***the primary program through grade***[~~grades~~ ~~kindergarten~~ ~~to~~] twelve (12). The plan shall be developed ***and may be periodically revised*** by an advisory committee composed of an equal number of lay persons and professional resource personnel, appointed by the district superintendents. Participants shall include parents and may include teachers, school administrators, guidance counselors, social workers, school nurses, students, representatives of parent-teacher organizations, religious groups, civic groups, health and mental health agencies, criminal justice professionals, and representatives of appropriate governmental agencies.

(5) ***Those schools participating in site-based management shall be exempt from the requirement that their Parenting and Family Life Skills Education program be part of the local district plan and overseen by the district plan and by the district's local advisory committee. Site-based managed schools shall have a school advisory committee for Parenting and Family Life Skills Education. This committee shall develop its school's curriculum and approve program materials and resources. It shall submit to the Department of Education a written plan for implementation of Parenting and Family Life Skills Education within one (1) calendar year after the site-based school becomes operative. All other provisions of this section that apply to local districts shall also apply to site-based managed schools.***

(6) The district plan shall specify that students receive a minimum of five (5) hours of instruction in each year of the ***primary program through grade***[~~elementary~~ ~~grades,~~ ~~kindergarten~~ ~~to~~] five (5); a minimum of twelve (12) hours in each year of the middle grades, six (6) to eight (8); and ninety (90) hours in any of the secondary grades, nine (9) to twelve (12). Instruction shall be provided by certified personnel who have received specialized in-service training by department of education approved trainers.

(7)[~~(6)~~] (a) At least one (1) month prior to instruction in human sexuality education in any classroom, all instructional material to be used in the course, including materials such as films, audio-visuals and all recommended readings, shall be made available at the school for reviewing by parents and guardians. The school shall publicize the availability of the materials for viewing by parents and guardians.

(b) The local board of education shall establish a procedure whereby the parent or guardian of any student in ***the primary program through*** [~~kindergarten~~ ~~to~~] sixth grade must submit a signed statement to the principal giving specific permission for the child to participate in any instruction required by this section.

(c) For students in grades seven (7) to twelve (12), the parent or guardian must submit a signed statement to the principal requesting the student be exempt from such instruction if the parent or guardian wishes to have the student exempted. In the event such request is submitted, alternate instruction shall be provided for the student. In addition, instructional materials shall be provided for parents or guardians wishing to instruct their children in areas covered by the provisions of this section.

(8)[~~(7)~~] (a) The district plan for parenting and family life skills shall be reviewed and approved by the local superintendent, the local school board, and the Department of Education.

(b) No condoms or other contraceptive shall be distributed or sold in any school covered by this section, except within a school specifically designed for the education of pregnant or parenting students.

(9)[~~(8)~~] Specialized in-service training shall be conducted by department of education approved trainers with expertise in the areas of instruction to be taught. All in-service training shall emphasize the development in teachers of the skills and resources necessary to teach children the skills with which to practice premarital abstinence. Additional resource personnel used for local instruction may be recommended by the local district advisory committee and approved according to local guidelines.

(10)[~~(9)~~] The State Department of Education shall develop a method of measuring the effectiveness of the curriculum in each local school district including the setting of reasonable goals for the reduction of reported sexual activity, sexually transmitted diseases and premarital pregnancy by the 1994-95 school year and shall transmit such method to each local school district. Each local school district may develop additional methods for measuring the effectiveness of the curriculum within the district.";

And renumbering subsequent sections accordingly;

And on page 848, by deleting line 20 in its entirety.

Floor Title Amendment to **HB 812**, by Representative Barrows:

Amend printed copy of **HB 812** by amending the title to read "AN ACT relating to retirement, and declaring an emergency.".

Floor Amendment No. 1 to **HB 812**, by Representative Barrows:

Amend printed copy of **HB 812** on page 7, by deleting all of lines 11 through 26; and

on page 8, line 1, by deleting "Section 4." and by substituting therefor "Section 3.".

Floor Amendment No. 1 to **HB 929**, by Representative Mason:

Amend printed copy of **HB 929** on page 2, line 7, after the word "***be***" by deleting the words "***those economic development***" and inserting the following language in lieu thereof "***the following projects limited to the costs established by this subsection:***

Route	***Total Project Cost***
(a) US-60	***$39,250,000;***
(b) US-68	***$174,915,000;***
(c) US-127	***$139,560,000;***
(d) US-119, Letcher County, Pine Mountain Section	***$5,500,000;***
(e) US-460	***$11,500,000;***
(f) AA-HWY	***$114,355,000;***
(g) US-25E	***$52,950,000;***
(h) US-23	***$161,700,000.***

The authority may expend funds in excess of the total project cost, but shall not exceed the total cost by more than ten percent (10%). If any route is completed at a cost less than the amount specified by this subsection, the authority shall utilize the remainder of the funds for the sole purpose of completion of projects as specified in this subsection regardless of whether project costs exceed the ten percent (10%) requirement."

On page 2, lines 8 through 13, by deleting said lines in their entirety.

Floor Amendment No. 2 to **HB 929**, by Representative Cline:

Amend printed copy of **HB 929** on page 2, line 7, after the word "***be***" by deleting the words "***those economic development***" and inserting the following language in lieu thereof "***the following projects limited to the costs established by this subsection:***

Route	***Total Project Cost***
(a) US-60	***$39,250,000;***
(b) US-68	***$174,915,000;***
(c) US-127	***$139,560,000;***
(d) KY-1072	***$5,500,000;***
(e) US-460	***$11,500,000;***
(f) AA-HWY	***$114,355,000;***
(g) US-25E	***$52,950,000; and***
(h) US-23	***$161,700,000.***

The authority may expend funds in excess of the total project cost, but shall not exceed the total cost by more than ten percent (10%). If any route is completed at a cost less than the amount specified by this subsection, the authority shall utilize the remainder of the funds for the sole purpose of completion of projects as specified in this subsection regardless of whether project costs exceed the ten percent (10%) requirement."

On page 2, lines 8 through 13, by deleting said lines in their entirety.

Floor Amendment No. 1 to **SB 174**, by Representative Lewis:

Amend printed copy of **SB 174** on page 3, line 21, after "30," by inserting: "***1992***" and by deleting "1991"; and

On page 5, line 26, after "30," by inserting: "***1992***" and by deleting "1991".

Floor Amendment No. 2 to **SB 174**, by Representative Cline:

Amend printed copy of **SB 174** on page 3, lines 20 and 21, after the word "through", by deleting "June 30, 1991" and inserting in lieu thereof "***June 30, 1992***";

On page 5, lines 25 and 26, after the word "through", by deleting "June 30, 1991" and inserting in lieu thereof "***June 30, 1992***".

Floor Amendment No. 1 to the House Committee Substitute to **SB 51**, by Representative Walker:

Amend printed copy of HCS to **SB 51** on page 3, line 10, to delete all underlined material following "***(h)***"; and

On page 3, lines 11 through 14, to delete the same; and

On page 3, line 15, to delete "***(i)***".

Floor Amendment No. 1 to the House Committee Substitute No. 2 to **HB 667**, by Representative Arnold:

Amend printed copy of HCS/2 to **HB 667** on page 22, by deleting lines 25 and 26; and by deleting pages 23 and 24; and

on page 25, by deleting lines 1 through 7, and

on page 25, line 8, by deleting "Section 14." and by substituting therefor "Section 13.".

Floor Amendment No. 3 to the House Committee Substitute to **HB 132**, by Representative B. Smith:

Amend printed copy of HCS to **HB 132** on page 11, after line 20, by inserting:

"SECTION 13. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

Effective October 1, 1990, no person shall sell, offer for sale, or introduce into commerce a motor fuel unless it is a gasoline-oxygenate blend with an oxygen content of no less than two and seven tenths percent (2.7%) oxygen. During the period from October 1 to March 31 each year, no person shall sell, offer for sale, or introduce into commerce in any area classified by the Natural Resources and Environmental Protection Cabinet as nonattainment for air quality, any motor fuel unless it is a gasoline-oxygenate blend with a minimum oxygen content of three and one tenth percent (3.1%) by weight or greater. The Division of Weights and Measures, Department of Agriculture, shall promulgate administrative regulations for the exchange of oxygen credits between sellers of gasoline-oxygenate blends with an oxygen content higher than three and one tenth percent (3.1%) by weight and other sellers of fuels to offset the sale of gasoline-oxygenate fuels with a lower oxygen content than required."; and

On page 11, line 21, renumber "SECTION 13" as "SECTION 14"; and

On page 12, line 3, renumber "Section 14" as "Section 15".

Floor Amendment No. 1 to **HCR 188**, by Representative Clarke:

Amend printed copy of **HCR 188** on page 1, line 2 delete the word "created" and insert in lieu thereof: "appointed by the Legislative Research Commission".

On page 2, line 5 after the word "force" insert: ", subject to the approval of the Legislative Research Commission,".

Floor Amendment No. 2 to **HB 557**, by Representative Clarke:

Amend printed copy of **HB 557** on page 3, line 26, beginning with the word "***federal***" delete the remainder of line 26 and through the word "***cooperatives***" on line 1 of page 4 and insert in lieu thereof the following language:

"or institutions of the farm credit system organized under the Farm Credit Act of 1971, 12 U.S.C.A. 2001 et. seq., as amended"

On page 22, line 1, beginning with the word "issue", delete the remainder of line 1 and all of lines 2 through 8 and in lieu thereof insert the following language:

"either:

(a) Establish a revolving agricultural loan fund within the corporation by becoming an eligible lender, authorized to make Farmer's Home Administration (FmHA) guaranteed farm loans; or

(b) Issue up to $10,000,000 in revenue bonds to be deposited in a fund which is hereby established for the purpose of making agricultural loans.

(2) There is hereby appropriated to the Kentucky Agricultural Finance Corporation out of the general fund the sum of $900,000 in fiscal year 1990-91 for costs associated with establishing and implementing either of the two loan programs authorized in subsection (1) of this section."

The Clerk announced the following meetings:

The Committee on Counties and Special Districts, 9:00 a.m., March 21, 1990.

The Committee on Labor and Industry, 9:00 a.m., March 21, 1990.

Adjournment

Representative Stumbo moved that the House adjourn until 2:00 p.m., Wednesday, March 21, 1990.

On the roll call the vote was yeas 77—Ackerson, Adkins, Allen, Altman, Ark, Arnold, Ballard, Barrows, Bentley, Blandford, Brown, Bruce, Burch, Butler, Callahan, Castleman, L. Clark, P. Clark Crupper, Curd, Cyrus, Donnermeyer, Farrow, Ford, Freibert, Gedling, Geveden, Gray, Hancock, J. Harper, K. Harper, Hatcher, Hourigan, Jackson, Jensen, Johnson, A. Jones, Kerr, Layman, Lear, Lefevers Lyne, Mack, Mason, McBee, McElroy, Moberly, Mullinix, Napier, Nelson, Nett, Noe, Noland, Northup, Overstreet, Preston, Priddy, Pritchett, Rapier, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Riner, Scorsone, Sheehan, Siler, Strong, Todd, Turner, Walker, Ward, White, Worthington, Yates, Zimmerman. Nays 7—Blevins, Bronger, Casebier, Curtsinger, Heleringer, Lile, Stokes.

The motion to adjourn was adopted.

WEDNESDAY, MARCH 21, 1990

FIFTY-FIRST LEGISLATIVE DAY

The House was called to order by Speaker Blandford.

Prayer by Rev. K. L. Moore, First Baptist Church, Frankfort.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present.

Representative McElroy moved that the reading of the Journal of March 20, 1990 be dispensed with and the same approved. Agreed.

Senate Message

Announcing passage of **SB 317**, **SB 356**, **HB 449** with Senate Amendments, **HB 608** with Senate Amendments, and **HB 6**.

Message received on **SB 68**: The Senate has concurred in the House Committee Substitute and House Committee Amendments No. 1, No. 2, No. 5, No. 6 and House Floor Amendments No. 5, No. 7 and No. 8 to **SB 68** but refused to concur in House Committee Amendment No. 3 to **SB 68** and respectfully returns it with the request that this Honorable Body recede from the House Committee Amendment No. 3 to **SB 68**.

Reference of Bills and Resolutions

The Clerk reported the Committee on Committees has referred the following Bills:

Appropriations and Revenue: **SB 407**.

Business Organizations and Professions: **SB 406**.

Judiciary: **SB 408**, **SB 388**.

Natural Resources and Environmental Protection: **SB 260**, **SB 272**, **SB 368**.

Transportation: **SB 398**, **SB 399**.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 245**, **HB 247**, **HB 494**, **HB 519**, **HB 584**, **HB 616**, **HB 637**, **HB 695**, **HB 697**, **HCR 163** and **HB 320** had been examined and found correctly enrolled. Said Bills and Resolution read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 2:05 p.m.)

HB 245, **HB 247**, **HB 494**, **HB 519**, **HB 584**, **HB 616**, **HB 637**, **HB 695**, **HB 697**, **HCR 163** and **HB 320** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Report of Committees

The Committee on Rules reported **SB 230**, **SB 240**, **SB 51**, **SB 180**, **SB 211**, **SB 290**, **SB 340**, **HB 836**, **HB 863**, **HB 877**, **HR 3**, **HCR 144**, **HCR 169**, **HCR 170**, **HJR 178**, **HJR 179** and **HB 929** has been posted for passage in Orders of the Day, March 22, 1990.

The Committee on Rules reported the following Consent Bill has been posted for passage in Regular Orders of the Day, March 22, 1990: **SB 271**.

The Committee on Rules reported the following Bills and Resolution have been recommitted:

Appropriations and Revenue: **HB 900**, **HJR 164**.

The Committee on Counties and Special Districts reported **HB 866** and **SB 243** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

HB 866, AN ACT relating to deputy sheriffs.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 70 IS CREATED TO READ AS FOLLOWS:

(1) Any county of the Commonwealth of Kentucky may, by an irrevocable ordinance of its fiscal court, create a deputy sheriff merit board, whose duty it shall be to hold hearings, public and executive, in matters of disciplinary actions brought before it concerning deputy sheriffs.

(2) Fiscal courts affected shall make appropriations of money for the reasonable and necessary expenses of the board, including the funds necessary to retain an attorney to advise the board on legal matters.

(3) The board shall consist of five (5) members, three members appointed by the county judge/executive with fiscal court approval, and two (2) members appointed by the county sheriff. Each board appointee shall be at least thirty (30) years of age, a resident of the county, and not related by either blood or marriage to either the county judge/executive, a member of the fiscal court, or the sheriff. The members of the board shall not receive a salary but shall receive reimbursement for necessary expenses.

(4) All appointments shall be for four (4) years and any vacancies shall be filled by the sheriff or county judge/executive responsible for the appointment.

(5) Each appointee before entering upon the discharge of his duties shall take an oath of office as required by law.

(6) The board shall elect a chairman from its membership and keep an accurate record of its proceedings.

(7) The board shall meet when a disciplinary matter concerning a deputy sheriff is brought to its attention or at other times at the discretion of the board, upon notification of its members.

(8) Three (3) members shall constitute a quorum except in hearing of disciplinary matters, when five (5) members shall be present.

SECTION 2. A NEW SECTION OF KRS CHAPTER 70 IS CREATED TO READ AS FOLLOWS:

(1) All deputy sheriffs on active duty or service as of the effective date of an ordinance of the fiscal court of the county creating a deputy sheriff merit board shall be deemed fit and qualified to continue their respective duties of employment and shall be considered permanent employees subject to their ability to satisfactorily perform their respective duties.

(2) All deputy sheriffs appointed after the effective date of an ordinance of the fiscal court creating a deputy sheriff merit board shall be considered on probationary status until one (1) year from the effective date of their appointments.

SECTION 3. A NEW SECTION OF KRS CHAPTER 70 IS CREATED TO READ AS FOLLOWS:

(1) No deputy sheriff covered by the provisions of this Act shall directly or indirectly solicit, receive, or be in any manner concerned in receiving, soliciting, or publicizing any assessment, gift, subscription or contribution to or for any political party or candidate for public office.

(2) No deputy sheriff covered by the provisions of this Act shall be suspended, laid off, demoted, promoted, fined, disciplined, threatened or in any way changed in duty or compensation for withholding or neglecting to pay or make contributions of any sort, either in money, goods, services, or anything of value for any political purpose.

(3) No deputy sheriff covered by the provisions of this Act shall foster, promote, or be concerned with any actions involving political or religious controversies or prejudices while in uniform.

(4) Nothing contained in this Act shall be construed to abridge the rights of any deputy sheriff with respect to his personal opinions, beliefs, or right to vote.

SECTION 4. A NEW SECTION OF KRS CHAPTER 70 IS CREATED TO READ AS FOLLOWS:

(1) Any deputy sheriff may be removed, suspended, laid off, or fined by the sheriff for any cause which will promote the efficiency of the department; but before any action is taken by the sheriff against any deputy, the sheriff shall furnish the deputy with a written statement of the reason why the action was taken.

(2) Every action in the nature of a dismissal, suspension, reduction, or fine made by the sheriff, shall be subject to review by the board at the request of any deputy sheriff affected by the provisions of this Act.

(3) Any citizen who makes written charges of misconduct, under oath, concerning the actions of any deputy sheriff covered by the provisions of this Act shall present the charges to the sheriff who shall investigate the charges. The sheriff shall determine what action, if any, shall be taken against the deputy, subject to the limitations set out in this Act. The citizen may appeal the determination of the sheriff to the board.

SECTION 5. A NEW SECTION OF KRS CHAPTER 70 IS CREATED TO READ AS FOLLOWS:

(1) The board may remove, suspend, lay off, fine, or discipline any deputy sheriff covered by the provisions of this Act on written charges of misconduct preferred on its own initiative or the initiative of any citizen, but only after reasonable notice to the accused and after a complete public hearing at which the deputy accused shall have the right to be present, represented by counsel, and confronted by all of the witnesses preferring charges against him.

(2) Procedural due process shall be afforded to all deputy sheriffs by the board. The board shall notify the deputy promptly and in writing of any charges brought against him by the board or by a citizen. The board shall have the power to issue subpoenas, to compel the attendance of witnesses, and conduct the hearing, as far as possible, within the Kentucky Rules of Civil Procedure. Any deputy who is not given a hearing within sixty (60) days of any charge being preferred shall be reinstated in full.

(3) After a full public hearing by the board, the board shall retire into executive session to discuss the evidence introduced at the hearing and to make its determination and conclusion. The board in executive session shall not receive any further evidence or communication from any source, except for legal advice from the board's counsel, prior to reaching its determination and conclusion.

(4) In all disciplinary matters, the action of the sheriff or the board shall be final except that any aggrieved person may, within thirty (30) days after the rendition of the decision, appeal to the Circuit Court of the county, in which the board meets. The board shall be named as respondent, and the county attorney shall represent the board before the court. The appeal taken to the Circuit Court shall be a review of record by the court.

(5) The provisions of this Act shall not apply to any special deputy appointed by the sheriff pursuant to KRS 70.045.

Section 6. KRS 70.030 is amended to read as follows:

The sheriff may appoint his own deputies, and may revoke the appointment at his pleasure ***except for those deputies covered by the provisions of this Act***. Before any deputy executes the duties of his office, he shall take the oath required to be taken by the sheriff.

SB 243, AN ACT relating to counties.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

The General Assembly of the Commonwealth of Kentucky hereby finds and declares it to be the public policy of this Commonwealth that efforts at shared and cooperative programs and services between counties be encouraged and that the number of counties in Kentucky be reduced.

SECTION 2. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby established a County Government Improvement Commission as a permanent state agency, which shall be attached for administrative purposes to the Finance and Administration Cabinet, which shall provide necessary office space and secretarial support services.

(2) The commission shall consist of the following nine (9) members:

(a) Seven (7) citizen representatives, appointed by the Governor, none of whom shall be from the same congressional district, and no more than four (4) of whom shall be from the same political party;

(b) The president of the Kentucky Chamber of Commerce, or the president's designee; and

(c) The president of the Kentucky League of Women Voters, or the president's designee.

(3) The initial appointment of members by the Governor in subsection (2) of this section shall be made no later than September 1, 1990.

(4) The members of the commission shall elect a chairman from their membership, who shall serve as chairman for a term of one (1) year and may be reelected to that position.

(5) The commission shall keep an accurate record of its proceedings and may hold public hearings.

(6) The commission shall meet quarterly and at other times as necessary. The first meeting shall be no later than October 1, 1990. A quorum for the transaction of business shall be five (5) members, and a majority of the members present at a meeting may take action on any matter legally before it.

(7) The members of the commission appointed by the Governor shall serve for a term of four (4) years. In the event of a vacancy among those members appointed by the Governor, the Governor shall appoint a qualified replacement within thirty (30) days of the vacancy, which replacement member shall serve for the remainder of the unexpired term. Commission members may be reappointed.

(8) Members shall be paid their necessary expenses incurred in attending meetings and in the performance of their official duties.

(9) The commission may promulgate any necessary administrative regulations to discharge its duties.

(10) Upon request of the commission or its executive director, the Department for Local Government, other state agencies, and local government units shall provide information, assistance, and support to the commission in its work.

SECTION 3. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

The County Government Improvement Commission shall:

(1) Develop a plan for reducing the number of counties in Kentucky;

(2) Propose to the General Assembly incentives in the forms of direct grants and bonding authority to promote cooperative or consolidated county services and the consolidation of counties;

(3) Examine the procedures for county boundary realignment as set out in KRS 67.030 and make recommendations to the General Assembly on the modification of that process;

(4) Formulate a statement of basic services which should be provided by all county governments;

(5) Gather and report information on current conditions of county government services in the Commonwealth;

(6) Review shared county services and intergovernmental cooperation including current agreements among counties;

(7) Report on county government operations and projections on the fiscal effects of county consolidation or shared services through the use of available database including those of the state universities and the Legislative Research Commission; and

(8) Report annually on a calendar-year basis to the Governor and the Legislative Research Commission, including, among other items, a summary of the year's activities, an assessment of the progress being made toward consolidation of county services and county consolidation, and recommendations.

SECTION 4. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

(1) The commission shall appoint an executive director who shall perform those duties assigned by the commission. The executive director shall receive an annual salary to be fixed by the commission.

(2) On the advice of the executive director, the commission may employ additional staff, as required, and may engage, as needed, the professional services of individuals on a contractual basis.

Section 5. KRS 67.190 is amended to read as follows:

When a petition signed by not less than five percent (5%) ***but at least two hundred (200) of the registered voters of any county is filed with the county judge/executive asking that the county be consolidated with an adjoining county, the county judge/executive shall notify the county judge/executive of the adjoining county within thirty (30) days. Within ninety (90) days of the notice of the first county to the second county, a similar petition signed by not less than five percent (5%) but at least two hundred (200) of the registered voters in the second county may be filed on the question of placing the issue on the ballot in the second county.*** [~~of the registered legal voters of any county, and no petition shall be signed by less than two hundred (200) legal voters of any county, shall be filed with the county judge/executive, asking that said county be consolidated with a named adjoining county, it shall be the duty of the county judge/executive to notify the county judge/executive of the adjoining county. If within six (6) months from the time of said notice of the first county to the second county a petition, similarly signed by not less than five percent (5%) of the registered legal voters of any county, and no petition shall be signed by less than two hundred (200) legal voters of any county, has been filed, for the consolidation of the two (2) counties, the county judge/executive of the second county shall notify the county judge/executive of the first county of such action.~~]

Section 6. KRS 67.210 is amended to read as follows:

(1) If ***an effective*** [~~such a~~] petition ***under KRS 67.190*** is filed in the second county within ***ninety (90) days*** [~~six (6) months~~] of the filing of the petition in the first county, [~~or if a new petition is filed in the first county within six (6) months of the filing of the petition in the second county,~~] it shall be the duty of each of the county judges/executive of the two (2) counties, by orders entered of record, to call an election to be held, and direct a poll to be taken in the various precincts in each county on the day of the election to be held in ***these*** [~~said~~] counties on the first Tuesday after the first Monday in November following the filing of the petition as provided ***in KRS 67.190*** [~~herein~~], which does not occur within less than ninety (90) days of the time of the filing of an effective petition in the county in which one (1) is last filed, at which election the proposition for the consolidation of the two (2) named counties shall be submitted to the legal voters of each of the two (2) counties for their approval or rejection.

(2) If an effective petition is not filed in the second county, the proposition for the consolidation of the two (2) named counties shall be placed on the ballot only in the first county.

Section 7. KRS 67.240 is amended to read as follows:

(1) ***(a) If the election required by KRS 67.210 is held only in a single county,*** the result of the election in ***that*** [~~each~~] county shall be certified by the county election commissioners to the county judge/executive in each county. If a majority of the voters of ***that single*** [~~each~~] county, voting on the proposition, approve the consolidation, the county judge/executive of each county shall, within thirty (30) days after the election, appoint a commission to be composed of three (3) voters of the county for the purpose of dividing the area of the new county into districts for the election of members of the fiscal court for the new county. ***These*** [~~The said~~] commissions representing the two (2) counties shall meet together within fifteen (15) days after their appointment and proceed to divide the area of the new county into three (3) districts, each to be as nearly equal in area and population as possible. The commissions also shall select not less than two (2) and not more than three (3) names for the new county, and shall select not less than two (2) nor more than three (3) sites for the county seat of the new county. The report of the commissions, which shall act jointly, shall be filed with the county judge/executive of each county not less than ninety (90) days after the appointment of the commissions.

(b) If the election required by KRS 67.210 is held in both of the two counties involved, the result of the election in each county shall be certified by the county election commissioners to the county judge/executive in each county. If a majority of the voters of each county, voting on the proposition, approve the consolidation, the county judge/executive of each county shall, within thirty (30) days after the election, appoint a commission to be composed of three (3) voters of the county for the purpose of dividing the area of the new county into districts for the election of members of the fiscal court for the new county. These commissions representing the two (2) counties shall meet together within fifteen (15) days after their appointment and proceed to divide the area of the new county into three (3) districts, each to be as nearly equal in area and population as possible. The commissions also shall select not less than two (2) and not more than three (3) names for the new county, and shall select not less than two (2) nor more than three (3) sites for the county seat of the new county. The report of the commissions, which shall act jointly, shall be filed with the county judge/executive of each county not less than ninety (90) days after the appointment of the commissions.

(2) If, at the expiration of ninety (90) days after the six (6) commissioners have been appointed as provided for ***in subsection (1) of this section*** [~~herein~~], a majority of ***the*** [~~said~~] commissioners have failed to agree upon the selection of ***the specified number of*** [~~three (3)~~] names for the proposed county or ***the specified number of*** [~~three (3)~~] places for the county seat to be submitted to the voters of the county as provided for in KRS 67.260, the Governor of the Commonwealth of Kentucky shall appoint a seventh person to act as chairman of ***this*** [~~said~~] board of commissioners and ***this*** [~~said~~] chairman shall not have a vote on any question except in case of a tie vote. The report of the commissions, when a chairman is appointed, shall be filed with the county judge/executive of each county not less than thirty (30) days after appointment of the chairman.

SECTION 8. A NEW SECTION OF KRS CHAPTER 67 IS CREATED TO READ AS FOLLOWS:

The newly consolidated county shall not receive less in state grants-in-aid, general support payments, shared revenues, or tax abatement programs than the total amount that would have been received by each former county government if consolidation had not taken place. In addition, for five (5) years following consolidation, the amount of this state financial assistance for the consolidated county shall be the greater amount as computed in two (2) ways:

(1) By determination of the amount the consolidated county should receive; and

(2) By combining the amounts each previously independent former county government would have received.

Section 9. To carry out the purposes of this Act, there is hereby appropriated to the County Government

Improvement Commission out of the general fund in the State Treasury, the sum of one hundred thousand dollars ($100,000) for the fiscal year 1990-1991 and one hundred thousand dollars ($100,000) for the fiscal year 1991-1992.

Section 10. The following KRS section is repealed:

67.200 New petition when petition not filed in time.

The Committee on Labor and Industry reported **SB 333** and **SB 403** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Consent Calendar.

SB 333, AN ACT relating to workers' compensation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 342.710 is amended to read as follows:

(1) One of the primary purposes of this chapter shall be restoration of the injured employee to gainful employment. To this end there is hereby created a rehabilitation panel which shall be composed of the commissioner and specialists in medical and vocational rehabilitation to be appointed by the board.

(2) The panel shall continuously study the problems of rehabilitation, both physical and vocational, and shall investigate and maintain a directory of all rehabilitation facilities, both private and public. The board in consultation with the panel, shall approve as qualified such facilities, institutions and physicians as are capable of rendering competent rehabilitation service to seriously injured employees. No facility or institution shall be considered as qualified unless it is specifically equipped to provide rehabilitation services for persons suffering either from some specialized type of disability or general type of disability within the field of occupational injury and is staffed with trained and qualified personnel, and with respect to physical rehabilitation, unless it is supervised by a physician qualified to render such service. No physician shall be considered qualified unless he has had the experience and training specified by the board.

(3) An employee who has suffered an injury covered by this chapter shall be entitled to prompt medical rehabilitation services for whatever period of time is necessary to accomplish physical rehabilitation goals which are feasible, practical, and justifiable. When as a result of the injury he is unable to perform work for which he has previous training or experience, he shall be entitled to such vocational rehabilitation services, including retraining and job placement, as may be reasonably necessary to restore him to suitable employment. In all such instances, the administrative law judge shall inquire whether such services have been voluntarily offered and accepted. The administrative law judge on his own motion, or upon application of any party or carrier, after affording the parties an opportunity to be heard, may refer the employee to a qualified physician or facility for evaluation of the practicability of, need for, and kind of service, treatment or training necessary and appropriate to render him fit for a remunerative occupation. Upon receipt of such report, and after affording the parties an opportunity to be heard by the panel, the administrative law judge, in consultation with the panel, may order that the services and treatment recommended in the report, or such other rehabilitation treatment or service the administrative law judge may deem necessary, be provided at the expense of the ***employer or his insurance carrier*** [~~defendants~~]. Vocational rehabilitation training, treatment or service shall not extend for a period of more than fifty-two (52) weeks, except in unusual cases when by special order of the administrative law judge, after hearing and upon a finding, determined by sound medical evidence which indicates such further rehabilitation is feasible, practical and justifiable, the period may be extended for additional periods.

(4) Where rehabilitation requires residence at or near the facility or institution, away from the employee's customary residence, reasonable cost of his board, lodging or travel shall be paid for by the ***employer or his insurance carrier*** [~~defendants~~].

(5) Refusal to accept rehabilitation pursuant to an order of an administrative law judge shall result in a fifty percent (50%) loss of compensation for each week of the period of refusal.

(6) The board and the rehabilitation panel shall cooperate on a reciprocal basis with the Kentucky office of rehabilitation of the Department of Education and the Department of Employment Services of the Kentucky Cabinet for Human Resources. In the event medical treatment, medical rehabilitation services, or vocational rehabilitation services are purchased for an injured employee by the office of vocational rehabilitation or Department for Employment Services following the [~~defendant's~~] refusal ***by the employer or his insurance carrier*** to provide such services, the board, after affording the parties an opportunity to be heard, may order reimbursement of the cost of such treatment or services by the ***employer or his insurance carrier*** [~~defendants~~] as apportioned in the award.

(7) The board shall, by July 1, 1988, promulgate administrative regulations to effectuate the provisions of this section. The administrative regulations shall ensure early intervention; prompt and cost-efficient delivery of rehabilitation services and vigorous monitoring of qualified rehabilitation providers, facilities and agencies.

SB 403, AN ACT relating to workers' compensation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 342.720 is amended to read as follows:

If death results from the injury, the employer shall pay the cost of burying in an amount not to exceed ***four thousand dollars ($4,000)*** [~~$2,500~~] to any person who performed such service or incurred the liability for the service, whether or not the employee leaves dependents within the meaning of this chapter. Any such person is hereby authorized to file a petition with the board for the fixing of the amount of the service and for an order requiring the employer to pay the cost of the service. If death occurs while the employee is away from his usual place of business or residence, the employer ***shall***[~~will~~] be liable for the additional reasonable cost of transportation of the body to the employee's place of residence within the Commonwealth of Kentucky.

The Committee on Health and Welfare reported **SB 42**, **SB 233** with Committee Amendments attached thereto, **SB 246** with Committee Substitute, Title Amendment and Committee Amendment attached thereto, and **SB 265** with Committee Amendment attached thereto, with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 42, AN ACT relating to controlled substances.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 218A.010 is amended to read as follows:

As used in this chapter:

(1) "Administer" means the direct application of a controlled substance, whether by injection, inhalation, ingestion, or any other means, to the body of a patient or research subject by:

(a) A practitioner or by his authorized agent under his immediate supervision and pursuant to his order, or

(b) The patient or research subject at the direction and in the presence of the practitioner.

(2) "Controlled substance" means a drug, substance, or immediate precursor in schedules I through V.

(3) "Counterfeit substance" means a controlled substance which, or the container or labeling of which, without authorization, bears the trade mark, trade name, or other identifying mark, imprint, number or device, or any likeness thereof, of a manufacturer, distributor, or dispenser other than the person who in fact manufactured, distributed, or dispensed the substance.

(4) "Dispense" means to deliver a controlled substance to an ultimate user or research subject by or pursuant to the lawful order of a practitioner, including the packaging, labeling, or compounding necessary to prepare the substance for that delivery.

(5) "Distribute" means to deliver other than by administering or dispensing a controlled substance.

(6) "Drug" means (a) substances recognized as drugs in the official United States Pharmacopoeia, official Homeopathic Pharmacopoeia of the United States, or official National Formulary, or any supplement to any of them; (b) substances intended for use in the diagnosis, care, mitigation, treatment or prevention of disease in man or animals; (c) substances***,*** [~~(~~]other than food,[~~)~~] intended to affect the structure or any function of the body of man or animals; and (d) substances intended for use as a component of any article specified in this subsection. It does not include devices or their components, parts, or accessories.

(7) ***"Drug dependent person" means a person who is using a controlled substance and who is in a state of psychic or physical dependence, or both, arising from the use of that substance on a repeated basis. Drug dependence is characterized by behavioral and other responses which include a strong compulsion to take the substance in order to experience its psychic effects or to avoid the discomfort caused by its absence.***

(8) "Immediate precursor" means a substance which is the principal compound commonly used or produced primarily for use, and which is an immediate chemical intermediary used or likely to be used in the manufacture of a controlled substance, the control of which is necessary to prevent, curtail, or limit manufacture.

(9)[~~(8)~~] "Manufacture" means the production, preparation, propagation, compounding, conversion or processing of a controlled substance, either directly or indirectly by extraction from substances of natural origin or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis, and includes any packaging or repackaging of the substance or labeling or relabeling of its container except that this term does not include activities:

(a) By a practitioner as an incident to his administering or dispensing of a controlled substance in the course of his professional practice, or

(b) By a practitioner, or by his authorized agent under his supervision, for the purpose of, or as an incident to, research, teaching, or chemical analysis and not for sale, or

(c) By a pharmacist as an incident to his dispensing of a controlled substance in the course of his professional practice.

(10)[~~(9)~~] "Marijuana" means all parts of the plant cannabis sativa L., whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination.

(11)[~~(10)~~] "Narcotic drug" means any of the following, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis:

(a) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate;

(b) Any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of the substances referred to in subsection (10) (a) of this section, but not including the isoquinoline alkaloids of opium;

(c) Opium poppy and poppy straw;

(d) Coca leaves and any salt, compound, derivative, or preparation of coca leaves, and any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions of coca leaves which do not contain cocaine or ecgonine.

(12)[~~(11)~~] "Opiate" means any substance having an addiction-forming or addiction-sustaining liability similar to morphine or being capable of conversion into a drug having addiction-forming or addiction-sustaining liability. It does not include, unless specifically designated as controlled under KRS 218A.030, the dextrorotatory isomer of 3 - methoxy - n - methylmorphinan and its salts (dextromethorphan). It does include its racemic and levorotatory forms.

(13)[~~(12)~~] "Opium poppy" means the plant of the species papaver somniferum L., except its seeds.

(14)[~~(13)~~] "Person" means individual, corporation, government or governmental subdivision or agency, business trust, estate, trust, partnership or association, or any other legal entity.

(15)[~~(14)~~] "Poppy straw" means all parts, except the seeds, of the opium poppy, after mowing.

(16)[~~(15)~~] "Pharmacist" means a natural person licensed by this state to engage in the practice of the profession of pharmacy.

(17)[~~(16)~~] "Practitioner" means a physician, dentist, podiatrist, veterinarian, scientific investigator, or other person licensed, registered or otherwise permitted to distribute, dispense, conduct research with respect to or to administer a controlled substance in the course of professional practice or research in this state.

(18)[~~(17)~~] "Production" includes the manufacture, planting, cultivation, growing, or harvesting of a controlled substance.

(19)[~~(18)~~] "Sell" means to dispose of a controlled substance to another person for consideration or in furtherance of commercial distribution.

(20)[~~(19)~~] "Traffic" means to manufacture, sell, transfer or possess with intent to sell a controlled substance.

(21)[~~(20)~~] "Transfer" means to dispose of a controlled substance to another person without consideration and not in furtherance of commercial distribution.

(22)[~~(21)~~] "Ultimate user" means a person who lawfully possesses a controlled substance for his own use or for the use of a member of his household or for administering to animal owned by him or by a member of his household.

Section 2. KRS 218A.030 is amended to read as follows:

(1) The controlled substances listed or to be listed in the schedules provided for in this chapter ***shall be*** [~~are~~] included by whatever official, common, usual, chemical, or trade name designated.

(2) Any compound, mixture or preparation containing any depressant or stimulant substance exempt from the provisions of the federal controlled substance law as set forth in the Code of Federal Regulations shall be exempt from the provisions of this chapter.

(3) Properly labeled over the counter preparations containing not more than one-eighth (1/8) grain of barbituric acid or derivatives of barbituric acid, or salts of barbituric acid or salts of derivatives of barbituric acid, in combination with theophylline two (2) grains or ephedrine three-eighths (3/8) grain, or both, or their salts shall be exempt from the provisions of this chapter.

(4) Properly labeled over the counter suppository preparations containing not more than one-fourth (1/4) grain of barbituric acid or derivatives of barbituric acid, or salts of barbituric acid or salts of derivatives of barbituric acid, in combination with theophylline two (2) grains or ephedrine three-eighths (3/8) grain, or both, or their salts shall be exempt from the provisions of this chapter.

Section 3. KRS 218A.050 is amended to read as follows:

Unless otherwise rescheduled by regulation of the Cabinet for Human Resources, the controlled substances listed in this section ***shall be*** [~~are~~] included in schedule I:

(1) Any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, unless specifically excepted, whenever the existence of these isomers, esters, ethers and salts is possible within the specific chemical designation:

(a) Acetyl - alpha - methylfentanyl, N - [l - (1 - methyl - 2 - phenyl)ethyl - 4 - piperidinyl] - N - phenylacetamide;

(b) Acetylmethadol;

(c) Allylprodine;

(d) Alphacetylmethadol;

(e) Alphameprodine;

(f) Alphamethadol;

(g) Alpha - methylfentanyl, N - [l - (alpha - methyl - beta - phenyl)ethyl - 4 - piperidyl] proprionanilide;

(h) Alpha - methylthiofentanyl, N - [l - (l - methyl - 2 - (2 - thienyl)ethyl - 4 - piperidinyl] N - phenylpropanamide;

(i) Benzethidine;

(j) Benzylfentanyl, N - [l - benzyl - 4 - piperidyl] - N - phenylpropanamide;

(k) Betacetylmethadol;

(l) Beta - hydroxyfentanyl, N - [1 - (2 - hydroxy - 2 - phenethyl - 4 - piperdinyl] - N - phenylpropanamide;

(m) Beta - hydroxy - 3 - methylfentanyl, N - [1 - (2 - hydroxy - 2 - phenethyl - 3 - methyl - 4 - piperidinyl] - N - phenylpropanamide;

(n) Betameprodine;

(o) Betamethadol;

(p) Betaprodine;

(q) Clonitazene;

(r) Dextromoramide; [~~Dextrorphan;~~]

(s) Diampromide;

(t) Diethylthiambutene;

(u) Difenoxin;

(v) Dimenoxadol;

(w) Dimepheptanol;

(x) Dimethylthiambutene;

(y) ***Dioxaphetyl butyrate*** [~~Dioxaphetylebutyrate~~];

(z) Dipipanone;

(aa) Ethylmethylthiambutene;

(bb) Etonitazene;

(cc) Etoxeridine;

(dd) Furethidine;

(ee) ***Hydroxypethidine*** [~~Hydroxpethidine~~];

(ff) Ketobemidone;

(gg) Levomoramide;

(hh) Levophenacylmorphan;

(ii) ***3-Methylfentanyl, N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide;***

(jj) ***3-Methylthiofentanyl, N-[3-methyl-1-(2-thienyl)ethyl-4-piperadinyl]-N-phenylpropanamide;***

(kk) Morpheridine;

(ll) ***MPPP, 1-methyl-4-phenyl-4-propionoxypiperidine;***

(mm) Noracymethadol;

(nn) Norlevorphanol;

(oo) Normethadone;

(pp) Norpipanone;

(qq) ***Para-fluorofentanyl, N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-piperidinyl]propanamide;***

(rr) ***PEPAP, 1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine;***

(ss) Phenadoxone;

(tt) Phenampromide;

(uu) Phenomorphan;

(vv) Phenoperidine;

(ww) Piritramide;

(xx) Proheptazine;

(yy) Properidine;

(zz) Propiram;

(aaa) Racemoramide;

(bbb) ***Thenylfentanyl, N-[1-(2-thienyl) methyl-4-piperidyl]-N-phenylpropanamide;***

(ccc) ***Thiofentanyl, N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]-propanamide;***

(ddd) ***Tilidine;***

(eee) Trimeperidine.

(2) Any of the following opium derivatives, their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers and salts of isomers is possible within the specific chemical designation:

(a) Acetorphine;

(b) Acetyldihydrocodeine;

(c) Benzylmorphine;

(d) Codeine methylbromide;

(e) Codeine - N - Oxide;

(f) Cyprenorphine;

(g) Desomorphine;

(h) Dihydromorphine;

(i) ***Drotebanol;***

(j) Etorphine ***(except hydrochloride salt)***;

(k) Heroin;

(l) Hydromorphinol;

(m) Methyldesorphine;

(n) Methyldihydromorphine;

(o) Morphine methylbromide;

(p) Morphine methylsulfonate;

(q) Morphine - N - Oxide;

(r) Myrophine;

(s) Nicocodeine;

(t) Nicomorphine;

(u) Normorphine;

(v) Phoclodine;

(w) Thebacon.

(3) Any material, compound, mixture or preparation which contains any quantity of the following hallucinogenic substances, their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers, and salts of isomers is possible within the specific chemical designation:

(a) ***4 - bromo - 2, 5 - dimethoxy - amphetamine;***

(b) ***2, 5 - dimethoxyamphetamine (2, 5 DMA);***

(c) ***4 - methoxyamphetamine (PMA);***

(d) ***5 - methoxy - 3, 4 - methylenedioxy - amphetamine*** [~~3, 4 - methylenedioxy amphetamine~~];

(e) ***4 - methyl - 2, 5 - dimethoxy - amphetamine (DOM, STP)*** [~~5 - methoxy - 3, 4 - methylenedioxy amphetamine~~];

(f) ***3, 4 - methylenedioxy amphetamine;***

(g) ***3, 4 - methylenedioxymethamphetamine (MDMA);***

(h) 3,4, 5 - trimethoxy amphetamine;

(i) Bufotenine;

(j) Diethyltryptamine ***(DET)***;

(k) Dimethyltryptamine ***(DMT)***; [~~4 - methyl - 2, 5 - dimethoxylamphetamine;~~]

(l) Ethylamine analog of phencyclidine (N - ethyl - 1 - phenylcyclohexylamine, cyclohexamine, PCE);

(m) Hashish;

(n) Ibogaine;

(o) Lysergic acid diethylamide;

(p) Marijuana;

(q) Mescaline;

(r) 4-methylaminorex (2-amino-4-methyl-5-phenyl-2-oxazoline);

(s) 3,4-methylenedioxy-N-ethylamphetamine (N-ethyl-alpha-methyl-3,4 (methylenedioxy) phenethylamine; N-ethyl MDA, MDE, MDEA);

(t) N-hydroxy-3,4-methylenedioxyamphetamine (N-hydroxy-alpha-methyl-3,4-(methylenedioxy) phenethylamine; N-hydroxy MDA);

(u) Parahexyl (Synhexyl);

(v) Peyote ***(Meaning all parts of the plant presently classified botanically as Lophophora williamsii Lemaire, whether growing or not, the seeds thereof, any extract from any part of such plant, and every compound, manufacture, salts, derivative, mixture, or preparation of such plant, its seeds or extracts);***

(w) N - ethyl - 3 - piperidyl benzilate;

(x) N - methyl - 3 - piperidyl benzilate;

(y) Phencyclidine;

(z) Psilocybin;

(aa) Psilocyn; [~~Tetrahydrocannabinols; Hashish; Phencyclidine.~~]

(bb) Pyrrolidine analog of phencyclidine (1 - (1 - phenylcyclohexyl) - pyrrolidine; PCPy, PHP);

(cc) Tetrahydrocannabinols (Synthetic equivalents of the substances contained in the plant, or in the resinous extractives of Cannabis, sp. and/or synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity);

(dd) Thiophene analog of phencyclidine (1 - [1 - (2 - thienyl) - cyclohexyl] - piperidine; TCP, TPCP).

(4) Any material, compound, mixture, or preparation which contains any quantity of the following depressants, their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers, and salts of isomers is possible within the specific chemical designation:

(a) Mecloqualone;

(b) Methaqualone.

(5) Any material, compound, mixture, or preparation which contains any quantity of the following stimulants, their salts, isomers, and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers, and salts of isomers is possible within the specific chemical designation:

(a) N,N-dimethylamphetamine (N,N,alpha-trimethylbenzene-ethaneamine; N,N,alpha-trimethylephenethylamine), its salts, optical isomers and salts of optical isomers;

(b) Fenethylline;

(c) N - ethylamphetamine.

Section 4. KRS 218A.070 is amended to read as follows:

Unless otherwise rescheduled by regulation of the Cabinet for Human Resources, the controlled substances listed in this section ***shall be*** [~~are~~] included in schedule II:

(1) Any of the following substances, except those narcotic drugs listed in other schedules, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by combination of extraction and chemical synthesis:

(a) Opium and opiate, and any salt, compound, derivative, or preparation of opium or opiate[;]***, excluding apomorphine, dextrorphan, nalbuphine, nalmefene, naloxone, and naltrexone, and their respective salts, but including the following:***

1. Raw opium;

2. Opium extracts;

3. Opium fluid;

4. Powdered opium;

5. Granulated opium;

6. Tincture of opium;

7. Codeine;

8. Ethylmorphine;

9. Etorphine hydrochloride;

10. Hydrocodone (dihydrocodeinone);

11. Hydromorphone (dihydromorhinone);

12. Metopon

13. Morphine;

14. Oxycodone;

15. Oxymorphone;

16. Thebaine.

(b) Any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of the substances referred to in paragraph (a), but not including the isoquinoline alkaloids of opium;

(c) Opium poppy and poppy straw;

(d) Coca leaves and any salt, compound, derivative, or preparation of coca leaves, and any salt, compound, isomer, derivative, or preparation thereof which is chemically equivalent or identical with any of these substances, but not including decocainized coca leaves or extractions of coca leaves which do not contain cocaine or ecgonine.

(2) Any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, ***esters and ethers,*** whenever the existence of these isomers, esters, ethers and salts is possible within the specific chemical designation***, excluding dextrorphan and levopropoxyphene***:

(a) Alfentanil;

(b) Alphaprodine;

(c) Anileridine;

(d) Bezitramide;

(e) Bulk Dextropropoxyphene (non-dosage forms);

(f) Carfentanil;

(g) Dihydrocodeine;

(h) Diphenoxylate;

(i) Fentanyl;

(j) Isomethadone;

(k) Levomethorphan;

(l) Levorphanol;

(m) Metazocine;

(n) Methadone;

(o) Methadone-Intermediate*,*[;] 4-cyano-2-dimethylamino-4*,*[;] 4-diphenyl butane;

(p) Moramide-Intermediate*,*[;] 2-methyl-3-morpholino-1*,*[;] 1-diphenyl[-]propane-carboxylic acid;

(q) Pethidine ***(Meperidine)***;

(r) Pethidine - Intermediate - A*,*[;] 4 - cyano - 1 - methyl - 4 - phenylpiperidine;

(s) Pethidine - Intermediate - B*,*[;] ethyl - 4 - phenylpiperidine - 4 - carboxylate;

(t) Pethidine - Intermediate - C*,*[;] 1 - methyl - 4 - phenylpiperidine - 4 - carboxylic acid;

(u) Phenazocine;

(v) Piminodine;

(w) Racemethorphan;

(x) Racemorphan*;*

(y) ***Sufentanil.***

(3) Any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a stimulant effect on the central nervous system:

(a) Amphetamine, its salts, optical isomers, and salts of its optical isomers;

(b) ***Methamphetamine,*** [~~Any substance which contains any quantity of methamphetamine, including~~] its salts, isomers, and salts of isomers;

(c) Phenmetrazine and its salts;

(d) Methylphenidate.

(4) Any material, compound, mixture, or preparation which contains any quantity of:

(a) Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatin capsule in a U.S. food and drug administration approved drug product. (Some other names for dronabinol: (6aR-trans)-6a, 7, 8, 10a-tetrahydro-6, 6, 9-trimethyl-3-pentyl-6H-dibenzo [b, d] pyran-1-ol or (-) delta-9(trans)-tetrahydrocannabinol.);

(b) Nabilone (Another name for nabilone: (plus or minus)-trans-3-(1,1-di-methylheptyl)-6, 6a, 7, 8, 10, 10a-hexahydro-1-hydroxy-6,6-dimethyl-9H-dibenzo [b, d] pyran-9-one).

(5) Any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

(a) Amobarbital;

(b) Pentobarbital;

(c) Secobarbital.

(6) Any material, compound, mixture, or preparation which contains any of the following substances:

(a) Immediate precursor to amphetamine and methamphetamine: Phenylacetone. (some trade or other names include phenyl-2-propanone, P2P, benzyl methyl ketone, and methyl benzyl ketone);

(b) Immediate precursors to phencyclidine (PCP);

1. 1 - phenlcyclohexylamine;

2. 1 - piperidinocyclohexanecarbonitrile (PCC).

Section 5. KRS 218A.090 is amended to read as follows:

Unless otherwise rescheduled by regulation of the Cabinet for Human Resources, the controlled substances listed in this section ***shall be*** [~~are~~] included in schedule III:

(1) Unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system:

(a) Any substance which contains any quantity of a derivative of barbituric acid, or any salt of a derivative of barbituric acid;

(b) Any compound, mixture or preparation containing amobarbital, secobarbital, pentobarbital or any salt thereof and one (1) or more other active medicinal ingredients which are not listed in any schedule;

(c) Any suppository dosage form containing amobarbital, secobarbital, pentobarbital or any salt of any of these drugs and approved by the food and drug administration for marketing only as a suppository;

(d) Chlorhexadol;

(e) Glutethimide;

(f) Lysergic acid;

(g) Lysergic acid amide;

(h) Methyprylon;

(i) Sulfondiethylmethane;

(j) Sulfonethylmethane;

(k) Sulfonmethane*;*

(l) Tiletamine and zolazepam or any salt thereof. Trade or other names for tiletamine; 2-(ethylamino)-2-(2-thienyl)-cyclohexanone. Trade or other names for zolazepam; 4-(2-fluorophenyl)-6, 8-dihydro-1, 3, 8-trimethylpyrazolo-[***3, 4-e***] [***1, 4***]***-diazepin-7 (I H)-one, flupyrazapon.***

(2) Nalorphine.

(3) Pentazocine [~~(parenteral or injectable form only)~~].

(4) Any material, compound, mixture, or preparation containing limited quantities of any of the following narcotic drugs, or any salts thereof:

(a) Not more than 1.8 grams of codeine, or any of its salts, per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium;

(b) Not more than 1.8 grams of codeine, or any of its salts, per 100 milliliters or not more than 90 milligrams per dosage unit, with one (1) or more active nonnarcotic ingredients in recognized therapeutic amounts;

(c) Not more than 300 milligrams of dihydrocodeinone ***(hydrocodone)***, or any of its salts, per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium;

(d) Not more than 300 milligrams of dihydrocodeinone ***(hydrocodone)***, or any of its salts, per 100 milliliters or not more than 15 milligrams per dosage unit, with one (1) or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(e) Not more than 1.8 grams of dihydrocodeine, or any of its salts, per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(f) Not more than 300 milligrams of ethylmorphine, or any of its salts per 100 milliliters or not more than 15 milligrams per dosage unit, with one (1) or more ***active; nonnarcotic*** ingredients in recognized therapeutic amounts;

(g) Not more than 500 milligrams of opium per 100 milliliters or per 100 grams, or not more than 25 milligrams per dosage unit, with one (1) or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(h) Not more than 50 milligrams of morphine, or any of its salts, per 100 milliliters or per 100 grams with one (1) or more active, nonnarcotic ingredients in recognized therapeutic amounts.

(i) The Cabinet for Human Resources may except by regulation any compound, mixture, or preparation containing any stimulant or depressant substance listed in subsection (1) from the application of all or any part of this chapter if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a stimulant or depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a stimulant or depressant effect on the central nervous system.

(5) Any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system; including their salts, isomers (whether optical, position or geometric), and salts of such isomers when the existence of the salts, isomers and salts of isomers is possible within the specific chemical designation:

(a) Benzphetamine;

(b) Chlorphentermine;

(c) Clortermine;

(d) Phendimetrazine;

(e) The following amphetamine and methamphetamine combination products and any other drug of the quantitative composition shown below or which is the same except that it contains a lesser quantity of controlled substances:

1. Tablet or capsule: Methamphetamine hydrochloride 1 mg.; conjugated estrogens-equine 0.25 mg.; methyl testosterone 2.5 mg.

2. Liquid (per 15cc.): Methamphetamine hydrochloride 1 mg.; conjugated estrogens-equine 0.25 mg.; methyl testosterone 2.5 mg.

Section 6. KRS 218A.110 is amended to read as follows:

Unless otherwise rescheduled by regulation of the Cabinet for Human Resources, the controlled substances listed in this section ***shall be*** [are] included in schedule IV;

(1) Any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system:

(a) Alprazolam;

(b) Bromazepam;

(c) Camazepam;

(d) Chloral betaine;

(e) Chloral hydrate;

(f) Chlordiazepoxide;

(g) Clobazam;

(h) Clonazepam;

(i) Clorazepate;

(j) Clotiazepam;

(k) Cloxazolam;

(l) Delorazepam;

(m) Diazepam;

(n) Estazolam;

(o) Ethchlorvynol;

(p) Ethinamate;

(q) Ethyl loflazepate;

(r) Fludiazepam;

(s) Flunitrazepam;

(t) Flurazepam;

(u) Halazepam;

(v) Haloxazolam;

(w) Ketazolam;

(x) Loprazolam;

(y) Lorazepam;

(z) Lormetazepam;

(aa) Mebutamate;

(bb) Medazepam;

(cc) Meprobamate;

(dd) Methohexital;

(ee) Midazolam;

(ff) Nimetazepam;

(gg) Nitrazepam;

(hh) Nordiazepam;

(ii) Oxazepam;

(jj) Oxazolam;

(kk) Paraldehyde;

(ll) Petrichloral;

(mm) Pinazepam;

(nn) Prazepam;

(oo) Quazepam;

(pp) Temazepam;

(qq) Tetrazepam; and

(rr) Triazolam [~~chloral betaine; chloral hydrate; ethchlorvynol; ethinamate; meprobamate; paraldehyde; petrichloral~~].

(2) ***Any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers and salts of isomers:***

(a) Cathine (()-norpseudoephedrine);

(b) Diethylpropion;

(c) Fencamfamin;

(d) Fenproporex;

(e) Mazindol;

(f) Mefenorex;

(g) Pemoline (including organometric complexes and chelates thereof);

(h) Phentermine;

(i) Pipradrol; and

(j) SPA((-) - 1 - dimethylamino - 1, 2 - diphenylethane).

(3) Any material, compound, mixture, or preparation which contains any quantity of dextropropoxyphene (alpha-(d+)-4-dimethylamino-1, 2-diphenyl-3-methyl-2-propionoxybutane), including its salts.

(4) Any material, compound, mixture or preparation which contains any quantity of fenfluramine, including its salts; isomers (whether optical, position, or geometric), and salts of the isomers, when the existence of such salts, isomers, and salts of isomers is possible.

(5) The Cabinet for Human Resources may except by regulation any compound, mixture, or preparation containing any depressant substance listed in subsection (1) from the application of all or any part of this chapter if the compound, mixture, or preparation contains one or more active medicinal ingredients not having a depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a depressant effect on the central nervous system.

Section 7. KRS 218A.130 is amended to read as follows:

Unless otherwise rescheduled by regulation of the Cabinet for Human Resources, the controlled substances listed in this section ***shall be*** [~~are~~] included in schedule V:

(1) Any compound, mixture, or preparation containing [~~limited quantities of~~] any of the following narcotic drugs, ***or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below, which shall include*** [~~which also contains~~] one or more nonnarcotic active medicinal ingredients in sufficient proportion to confer upon the compound, mixture, or preparation, valuable medicinal qualities other than those possessed by [~~the~~] narcotic ***drugs*** [~~drug~~] alone:

(a) Not more than 200 milligrams of codeine, or any of its salts, per 100 milliliters or per 100 grams***;***

(b) Not more than 2.5 milligrams of diphenoxylate hydrochloride and not less than 25 micrograms of atropine sulfate per dosage unit; and

(c) Not more than 100 milligrams of opium per 100 milliliters or per 100 grams.

(2) Any material, compound, mixture, or preparation containing any quantity of buprenorphine, or its salts.

Section 8. KRS 218A.150 is amended to read as follows:

(1) No person shall manufacture, compound, mix, cultivate, grow, ***repack,*** or by any other process produce, or prepare controlled substances, and no person as a wholesaler ***or distributor*** shall supply ***them*** [~~the same~~], without having first obtained a license so to do from the Cabinet for Human Resources. The Cabinet for Human Resources may adopt regulations and set reasonable fees relating to the issuance and renewal of ***the*** [~~such~~] licenses. All [~~such~~] licenses shall expire on June 30, following the date of issue, unless renewed. All [~~such~~] fees shall be deposited in a revolving fund to be used by the cabinet in carrying out the provisions of this chapter.

(2) No person shall manufacture any controlled substance ***in this Commonwealth*** except under the direct supervision of a pharmacist.

(3) A pharmacy licensed in Kentucky and registered with the U.S. Drug Enforcement Administration may distribute, without being licensed as a manufacturer or wholesaler in Kentucky, a quantity of a controlled substance to a practitioner or another pharmacy provided that:

(a) The practitioner or pharmacy to whom the controlled substance is to be distributed is registered with the U.S. Drug Enforcement Administration;

(b) The distribution is recorded by the distributing pharmacy and by the receiving practitioner or pharmacy in accordance with KRS 218.200;

(c) If the substance is listed in Schedule II, DEA order form 222C shall be utilized and copy one (1) thereof shall be completed and filed in the Schedule II prescription file and copy two (2) thereof shall be completed and forwarded to U.S. Drug Enforcement Administration;

(d) If the substance is listed in Schedule III, IV or V, a written record of the substance distributed shall be maintained in the appropriate prescription file showing: the date of the transaction, the name, form and quantity of the substance, the name, address and registration number of the purchaser;

(e) The total number of dosage units of all controlled substances distributed by the pharmacy pursuant to this subsection during a twelve (12) month period shall not exceed five percent (5%) of the total number of dosage units of all controlled substances distributed and dispensed by the pharmacy during the twelve (12) month period. If the five percent (5%) limitation is expected to be exceeded, the pharmacy shall obtain a license to distribute controlled substances in accordance with KRS 218A.160 and 218A.170;

(f) No prescription shall be issued by a practitioner to obtain any controlled substance for the purpose of general dispensing, administering or office use; and

(g) All distributions shall be in accordance with applicable federal and state laws and regulations.

Section 9. KRS 218A.180 is amended to read as follows:

(1) Except when dispensed directly by a practitioner to an ultimate user, no controlled substance in schedule II may be dispensed without the written prescription of a practitioner. ***No prescription for a schedule II controlled substance shall be valid after thirty (30) days from date of issue.*** No controlled substance in schedule II shall be refilled. All prescriptions for controlled substances classified in schedule II shall be maintained in a separate prescription file.

(2) Except when dispensed directly by a practitioner to an ultimate user, a controlled substance included in schedules III, IV, and V, which is a prescription drug, shall not be dispensed without a written or oral prescription by a practitioner. All oral prescriptions shall be dated and signed by the pharmacist. A pharmacist refilling any prescription shall record on the prescription the date, the quantity and his initials. The maintenance of prescription records under the federal controlled substances laws and regulations, containing substantially the same information as specified herein, shall constitute compliance with this subsection. The prescription shall not be filled or refilled more than six (6) months after the date thereof or be refilled more than five (5) times, unless renewed by the practitioner and a new prescription, written or oral shall be required.

(3) All written prescriptions for controlled substances shall be dated as of and signed by the practitioner on the date [~~when~~] issued and shall bear the full name and address of the patient and the name, address and registration number of the practitioner. ***Oral prescriptions for controlled substances shall be immediately reduced to writing by the pharmacist receiving the prescription and with the exception of the signature of the practitioner shall comply with the provisions of this subsection. In addition, all prescriptions shall contain the name, strength and quantity of the drug and directions for use. These requirements for a prescription shall be met prior to being signed by the practitioner.*** [~~All prescriptions for controlled substances shall be retained for a period of two (2) years.~~]

(4) The pharmacist filling a written or oral prescription for a controlled substance shall affix to the package a label showing the date of filling, the pharmacy name and address, the serial number of the prescription, the name of the patient, the name of the prescribing practitioner and directions for use and cautionary statements, if any, contained in such prescription or required by law. ***All prescriptions for controlled substances shall be retained for a period of five (5) years.***

(5) (a) A prescription for a controlled substance to be valid shall be issued only for a legitimate medical purpose by an individual practitioner acting in good faith within the usual course of professional practice. Responsibility for the proper prescribing of controlled substances shall be upon the prescribing practitioner. An order purporting to be a prescription issued not in the usual course of professional treatment or in legitimate and authorized research shall not be considered a prescription within the meaning and intent of this chapter.

(b) A prescription shall not be issued in order for an individual practitioner to obtain a controlled substance for supplying the individual practitioner for the purpose of general dispensing to patients.

(c) A prescription shall not be issued for the dispensing of controlled substances listed in any schedule for detoxification treatment or maintenance treatment of drug dependent persons except as provided by federal law or regulation.

Section 10. KRS 218A.200 is amended to read as follows:

(1) Every practitioner who is authorized to administer or professionally use controlled substances[~~;~~] shall keep a record of [~~such~~] substances received by him, and a record of all ***the*** [~~such~~] substances administered, dispensed, or professionally used by him otherwise than by prescription.

(2) Manufacturers and wholesalers shall keep records of all controlled substances compounded, mixed, cultivated, grown, or by any other process produced or prepared, and of all controlled substances received and disposed of by them.

(3) Pharmacists shall keep records of all controlled substances received and disposed of by them.

(4) The record of controlled substances received shall in every case show the date of receipt, the name and address of the person from whom received, and the kind and quantity of drugs received. The record of all controlled substances sold, administered, dispensed, or otherwise disposed of, shall show the date of selling, administering, or dispensing, the name and address of the person to whom, or for whose use, or the owner and species of animal for which the drugs were sold, administered or dispensed, and the kind and quantity. Every [~~such~~] record shall be kept for a period of ***five (5)*** [~~two (2)~~] years. The keeping of a record under the federal controlled substances laws, containing substantially the same information as is specified herein, shall constitute compliance with this section. A copy of the detailed list of controlled substances lost, destroyed, or stolen shall be forwarded to the Cabinet for Human Resources as soon as practical.

Section 11. KRS 218A.240 is amended to read as follows:

(1) [~~It is hereby made the duty of~~] All peace officers within this state, the state police, the Cabinet for Human Resources, their officers and agents, and [~~of~~] all city, county, and Commonwealth's attorneys, and the Attorney General, within their respective jurisdictions, ***shall*** [~~to~~] enforce all provisions of this chapter and cooperate with all agencies charged with the enforcement of the laws of the United States, of this state, and of all other states relating to controlled substances.

(2) For the purpose of enforcing the provisions of this chapter, the designated agents of the Cabinet for Human Resources shall have the full power and authority of peace officers in this state, including the power of arrest and the authority to bear arms, and shall have the power and authority to administer oaths, to enter upon premises at all times for the purpose of making inspections, to seize evidence, to interrogate all persons, to require the production of prescriptions, of books, papers, documents or other evidence, to employ special investigators, and to expend funds for the purpose of obtaining evidence.

(3) The Kentucky Board of Pharmacy, its agents and inspectors, shall have the same powers of inspection and enforcement as the Cabinet for Human Resources.

(4) Designated agents of the Cabinet for Human Resources and the Kentucky Board of Pharmacy ***may*** [~~are empowered to~~] remove from the files of any pharmacy or other custodian any controlled substance prescription ***or other controlled substance records*** upon tendering a receipt therefor.

(5) Notwithstanding the existence or pursuit of any other remedy, civil or criminal, any law enforcement authority may maintain, in its own name, an action to restrain or enjoin any violation of this chapter.

(6) [~~It shall be the duty of~~] The Cabinet for Human Resources ***shall*** [~~to~~] make or cause to be made examinations of samples secured under the provisions of this chapter to determine whether [~~or not~~] any provision thereof has been violated.

SB 233, AN ACT relating to health care facilities.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 216 IS CREATED TO READ AS FOLLOWS:

If a patient in a health facility, as defined in KRS 216B.015, is diagnosed as having a communicable disease for which blood and body fluid precautions are required, as defined by administrative regulations of the Cabinet for Human Resources, the health facility shall notify in writing the person in charge of any emergency medical service personnel, police, firefighters, or other responding emergency personnel who assisted or transported the patient to the facility, that they assisted or transported a person who had been diagnosed as being infected with a communicable disease which required blood and body fluid precautions. The notice shall be confidential and shall not be disclosed to any person other than the affected emergency service personnel. Notification shall be made within forty-eight (48) hours, or sooner, of confirmation of the patient's diagnosis and shall include written protocol for the appropriate treatment or medical surveillance for the exposed individual.

Section 2. KRS 216B.990 is amended to read as follows:

(1) Any person who, in willful violation of this chapter, operates a health facility without first obtaining a license or continues to operate a health facility after a final decision suspending or revoking a license, shall be fined not less than five hundred dollars ($500) nor more than ten thousand dollars ($10,000) for each violation.

(2) Any person who, in willful violation of this chapter, acquires major medical equipment, establishes a health facility; or obligates a capital expenditure without first obtaining a certificate of need, or after the applicable certificate of need has been withdrawn, shall be fined one percent (1%) of the capital expenditure involved but not less than five hundred dollars ($500) for each violation.

(3) Any hospital acting by or through its agents or employees which violates any provision of KRS 216B.400 shall be punished by a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500).

(4) Any hospital acting by or through its agents or employees which violates any provision of KRS 311.241 to 311.245 shall be punished by a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500).

(5) Any hospital violating the provisions of KRS 311.241 may be denied a license to operate under the provisions of this chapter.

(6) Any health facility which willfully violates KRS 216B.250 shall be fined one hundred dollars ($100) per day for failure to post required notices and one hundred dollars ($100) per instance for willfully failing to provide an itemized statement within the required time frames.

(7) Any health facility which violates the provisions of Section 1 of this Act shall be fined one hundred dollars ($100) for each violation.

The Committee Amendment No. 1 to **SB 233** is as follows:

Amend printed copy of **SB 233** on page 3, line 13, by inserting the following new subsection:

"(8) Any person who receives notice of a person having a communicable disease for which blood and body fluid precautions are required, pursuant to Section 1 of this Act, and who discloses the identity of such person in violation of Section 1 of this Act, shall be guilty of a Class A misdemeanor. Each violation shall constitute a separate offense."

The Committee Amendment No. 2 to **SB 233** is as follows:

Amend printed copy of **SB 233** on page 1, by deleting lines 3 through 16, and inserting in lieu thereof the following:

"If an emergency response worker sustains a percutaneous or mucous membrane exposure to the blood or tissues of a patient who has subsequently been transported to a medical facility, the worker may notify the facility in writing of the exposure. The facility shall then inform the worker if the patient is diagnosed with HIV infection, hepatitis B infection, or any other condition which the physician attending the patient believes may have posed a risk to the worker. Testing of the patient for infectious conditions shall be conducted at the discretion of the physician."

SB 246, AN ACT relating to utilization review.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

As used in this Act:

(1) "Utilization review" means a system for reviewing the appropriate and efficient allocation of hospital resources and medical services given or proposed to be given to a patient or group of patients;

(2) "Private review agent" means a nonhospital-affiliated person or entity that contracts to provide utilization review for:

(a) An employer who provides health insurance benefits; or

(b) A third party payer that provides or administers hospital and medical benefits to citizens of this state, including a health maintenance organization, a health insurer, nonprofit health service plan, health

insurance service organization, or preferred provider organization or other entity offering health insurance policies, contracts, or benefits in this Commonwealth;

(3) "Utilization review plan" means a description of the utilization review procedures of a private review agent;

(4) "Cabinet" means the Cabinet for Human Resources; and

(5) "Certificate" means a certificate of registration granted by the Cabinet for Human Resources to a private review agent.

SECTION 2. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) A private review agent who approves or denies payment or who recommends approval or denial of payment for hospital or medical services or whose review results in approval or denial of payment for hospital or medical services on a case-by-case basis shall not conduct utilization review in this state unless the Cabinet for Human Resources has granted the private review agent a certificate.

(2) (a) The cabinet may waive the requirements of this Act for the activities of a private review agent in connection with a contract with the federal government for utilization review of patients eligible for hospital and medical services under the Social Security Act.

(b) No certificate is required for those private review agents conducting general in-house utilization review for hospitals, home health agencies, preferred provider organizations, or other managed care entities, clinics, private offices or any other health facility or entity, so long as the review does not result in the approval or denial of payment for hospital or medical services for a particular case. The general in-house utilization review shall be exempt from the provisions of this Act.

(c) No certificate shall be required for utilization review by any licensed pharmacist or pharmacy, organizations of either, while engaged in the practice of pharmacy, including, but not limited to, dispensing of drugs, participation in drug utilization reviews, and monitoring patient drug therapy.

(3) A certificate issued under the provisions of this Act shall not be transferable.

SECTION 3. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) The Cabinet for Human Resources shall adopt regulations to implement the provisions of this Act.

(2) Any information required by the cabinet with respect to customers, patients or utilization review procedures of a private review agent shall be held in confidence and not disclosed to the public.

(3) The cabinet may establish reporting requirements to:

(a) Evaluate the effectiveness of private review agents; and

(b) Determine if the utilization review programs are in compliance with the provisions of this Act and applicable regulations.

SECTION 4. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) Every health insurance plan proposing to issue or deliver a health insurance policy or contract or administer a health benefit program which provides for the coverage of hospital and medical benefits and the utilization review of those benefits shall:

(a) Have a certificate in accordance with this Act; or

(b) Contract with a private review agent who has a certificate in accordance with this Act.

(2) Notwithstanding any other provisions of this Act, for claims where the medical necessity of the provision of a covered benefit is disputed, a health insurance plan that does not meet the requirements of subsection (1) of this section shall pay any person or hospital entitled to reimbursement under the policy or contract.

SECTION 5. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) An applicant for a certificate shall:

(a) Submit an application to the cabinet; and

(b) Pay to the cabinet the application fee established by the cabinet through regulation.

(2) The application shall:

(a) Be on a form and accompanied by supporting documentation that the cabinet requires; and

(b) Be signed and verified by the applicant.

(3) The application fee required under this section shall be sufficient to pay for the administrative cost of the certification program and any other cost associated with carrying out the provisions of this Act.

(4) In conjunction with the application, the private review agent shall submit information that the cabinet requires including:

(a) A utilization review plan that includes a description of review standards and procedures to be used in evaluating proposed or delivered hospital and medical care, and the provisions by which patients, physicians, or hospitals may seek reconsideration or appeal of adverse decisions by the private review agent;

(b) The type and qualifications of the personnel either employed or under contract to perform the utilization review;

(c) The procedures and policies to insure that a representative of the private review agent is reasonably accessible to patients and providers five (5) days a week during normal business hours in this state;

(d) The policies and procedures to insure that all applicable state and federal laws to protect the confidentiality of individual medical records are followed;

(e) A copy of the materials designed to inform applicable patients and providers of the requirements of the utilization review plan; and

(f) A list of the third party payors for which the private review agent is performing utilization review in this state.

SECTION 6. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) A certificate expires on the second anniversary of its effective date unless the certificate is renewed for a term of two (2) years as provided in this section.

(2) Before the certificate expires, a certificate may be renewed for an additional term of two (2) years if the applicant:

(a) Otherwise is entitled to the certificate;

(b) Pays the cabinet the renewal fee set by the cabinet through regulation; and

(c) Submits to the cabinet:

1. A renewal application on the form that the cabinet requires; and

2. Satisfactory evidence of compliance with any requirement of this Act for certificate renewal.

SECTION 7. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) The cabinet may revoke or deny a certificate if the holder does not comply with performance assurances under this section, violates any provision of this Act, or violates any regulation adopted pursuant to this Act.

(2) The cabinet shall deny a certificate to any applicant if, upon review of the application, the cabinet finds that the applicant proposing to conduct utilization review does not:

(a) Have available the services of sufficient number of qualified medical professionals supported and supervised by appropriate physicians to carry out its utilization review activities;

(b) Meet any applicable regulations the cabinet adopted under this Act relating to the qualifications of private review agents or the performance of utilization review; and

(c) Provide assurances satisfactory to the cabinet that the procedure and policies of the private review agent will protect the confidentiality of medical records, and the review agent will be reasonably accessible to patients and providers for five (5) working days a week during normal business hours in this state.

SECTION 8. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) Before denying or revoking a certificate under this Act, the cabinet shall provide the applicant or certificate holder with reasonable time to supply additional information demonstrating compliance with the requirements of this Act and the opportunity to request a hearing.

(2) Any person aggrieved by a final decision of the cabinet in a contested case under this subsection may take a direct judicial appeal to the Franklin Circuit Court.

SECTION 9. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

A private review agent shall not disclose or publish individual medical records or any other confidential medical information obtained in the performance of utilization review activities without the appropriate procedures for protecting the patient's confidentiality. Nothing in this Act shall prohibit private review agents from providing patient information to a third party with whom the private review agent is affiliated, under contract, or acting on behalf of.

Section 10. KRS 311.990 is amended to read as follows:

(1) Any person who violates KRS 311.250 shall be fined fifty dollars ($50) for the first offense and one hundred dollars ($100) for each subsequent offense.

(2) Any college or professor thereof violating the provisions of KRS 311.300 to 311.350 shall be civilly liable on his bond for a sum not less than one hundred dollars ($100) nor more than one thousand dollars ($1,000) for each violation, which may be recovered by an action in the name of the Commonwealth.

(3) Any person who presents to the county clerk for the purpose of registration any license which has been fraudulently obtained, or obtains any license under KRS 311.380 to 311.510 by false or fraudulent statement or representation, or practices podiatry under a false or assumed name or falsely impersonates another practitioner or former practitioner of a like or different name, or aids and abets any person in the practice of podiatry within the state without conforming to the requirements of KRS 311.380 to 311.510, or otherwise violates or neglects to comply with any of the provisions of KRS 311.380 to 311.510, shall be fined not less than two hundred fifty dollars ($250) nor more than five thousand dollars ($5,000) or imprisoned in the county jail for not less than three (3) months nor more than twelve (12) months, or both so fined and imprisoned. Each case of practicing podiatry in violation of the provisions of KRS 311.380 to 311.510 shall be considered a separate offense.

(4) Each first violation of KRS 311.560 shall be punishable by a fine of not less than two hundred fifty dollars ($250) nor more than five thousand dollars ($5,000) or by imprisonment for not less than one (1) month nor more than twelve (12) months, or both. Each subsequent violation of KRS 311.560 shall constitute a felony and be punishable by a fine of not less than one thousand dollars ($1,000) nor more than ten thousand dollars ($10,000) or by imprisonment in a penitentiary for not less than one (1) nor more than three (3) years, or both.

(5) Each violation of KRS 311.590 shall constitute a felony and shall be punishable by a fine of not less than one thousand dollars ($1,000) nor more than ten thousand dollars ($10,000) or by imprisonment in a penitentiary for not less than one (1) nor more than three (3) years. Conviction, under this subsection, of a holder of a license or permit, shall result automatically in permanent revocation of such license or permit.

(6) Conviction of willfully resisting, preventing, impeding, obstructing, threatening or interfering with the board or any of its members, or of any officer, agent, inspector or investigator of the board or the Cabinet for Human Resources, in the administration of any of the provisions of KRS 311.550 to 311.620 shall be punishable by a fine of not more than one thousand dollars ($1,000) or by imprisonment for not more than six (6) months, or both.

(7) Each violation of subsection (1) of KRS 311.375 shall, for the first offense, be punishable by a fine of not less than fifty dollars ($50) nor more than three hundred dollars ($300) or by imprisonment for not more than thirty (30) days or both, and, for each subsequent offense, by a fine of not less than three hundred dollars ($300) nor more than one thousand dollars ($1,000) or by imprisonment for not more than one (1) year, or both.

(8) Each violation of subsection (2) of KRS 311.375 shall, for the first offense, be punishable by a fine of not more than one hundred dollars ($100) or by imprisonment for not more than thirty (30) days, or both, and, for each subsequent offense, by a fine of not less than one hundred dollars ($100) nor more than two hundred fifty dollars ($250) or by imprisonment for not more than ninety (90) days or both.

(9) Each day of violation of either subsection of KRS 311.375 shall constitute a separate offense.

(10) (a) Any person who intentionally or knowingly performs an abortion contrary to the requirements of KRS 311.723(1) shall be guilty of a Class D felony; and

(b) Any person who intentionally, knowingly or recklessly violates the requirements of KRS 311.723(2) shall be guilty of a Class A misdemeanor.

(11) Any person who intentionally, knowingly or recklessly violates the requirements of KRS 311.726 shall be guilty of a Class A misdemeanor.

(12) Any person who intentionally performs an abortion with knowledge that, or with reckless disregard as to whether the person upon whom the abortion is to be performed is an unemancipated minor, and who intentionally or knowingly, fails to conform to any requirement of KRS 311.732 is guilty of a Class A misdemeanor.

(13) Any person who negligently releases information or documents which are confidential under KRS 311.732 is guilty of a Class B misdemeanor.

(14) Any person who performs an abortion upon a married woman either with knowledge or in reckless disregard of whether KRS 311.735 applies to her and who intentionally, knowingly or recklessly fails to conform to the requirements of KRS 311.735 shall be guilty of a Class D felony.

(15) Any person convicted of violating KRS 311.750 shall be imprisoned in the penitentiary for a term of not less than ten (10) nor more than twenty (20) years.

(16) Any person who violates KRS 311.760(2) shall be guilty of a Class D felony.

(17) Any person who violates KRS 311.770 or 311.780 shall be imprisoned for a term not to exceed two (2) years or fined not more than five thousand dollars ($5,000), or both.

(18) A person convicted of violating KRS 311.780 shall be imprisoned in the penitentiary for not less than two (2) nor more than twenty-one (21) years.

(19) Any person who violates KRS 311.810 shall be imprisoned in the county jail for a term not to exceed twelve (12) months or fined a sum not to exceed one thousand dollars ($1,000), or both.

(20) Any professional medical association or society, licensed physician, or hospital or hospital medical staff who shall have violated the provisions of KRS 311.606, shall be fined not less than one hundred dollars ($100), nor more than five hundred dollars ($500) for each failure to so report as described in KRS 311.606.

(21) Any person who violates KRS 311.652 or any rule or regulation of the board of medical licensure adopted pursuant to KRS 311.654 shall be guilty of a Class A misdemeanor.

(22) Any administrator, officer or employee of a publicly-owned hospital or publicly-owned health care facility who performs or permits the performance of abortions in violation of KRS 311.800(1) shall be guilty of a Class A misdemeanor.

(23) Any person who violates KRS 311.914 shall be guilty of a misdemeanor and on conviction shall be punished by a fine of not less than twenty-five dollars ($25) nor more than two hundred dollars ($200).

(24) Any person who violates the provisions of KRS 311.820 ***shall be*** [~~is~~] guilty of a Class A misdemeanor.

(25) A person who violates any provision of this Act or any regulation adopted under this Act shall be guilty of a misdemeanor and on conviction shall be subject to a penalty not exceeding one thousand dollars ($1,000). Each day a violation is continued after the first conviction shall be a separate offense.

The Committee Substitute to **SB 246** is as follows:

SB 246, AN ACT relating to utilization review.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

As used in this Act:

(1) "Utilization review" means a set of techniques used by or on behalf of purchasers of health benefits to manage health care costs by influencing patient care decision making through case-by-case assessments of the appropriateness of care prior to its provision;

(2) "Private review agent" means a nonhospital-affiliated person or entity that contracts to provide utilization review for:

(a) An employer who provides health insurance benefits; or

(b) A third party payer that provides or administers hospital and medical benefits to citizens of this state, including a health maintenance organization, a health insurer, nonprofit health service plan, health insurance service organization, or preferred provider organization or other entity offering health insurance policies, contracts, or benefits in this Commonwealth;

(3) "Utilization review plan" means a description of the utilization review procedures of a private review agent;

(4) "Cabinet" means the Cabinet for Human Resources; and

(5) "Certificate" means a certificate of registration granted by the Cabinet for Human Resources to a private review agent.

SECTION 2. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) A private review agent which approves or disapproves payment or the rendering of services, or both, or who recommends approval or denial of payment for hospital or medical services or whose review results in approval or denial of payment for hospital or medical services on a case-by-case basis shall not conduct utilization review in this state unless the Cabinet for Human Resources has granted the private review agent a certificate.

(2) (a) The cabinet may waive the requirements of this Act for the activities of a private review agent in connection with a contract with the federal government for utilization review of patients eligible for hospital and medical services under the Social Security Act.

(b) No certificate is required for those private review agents conducting general in-house utilization review for hospitals, home health agencies, preferred provider organizations, or other managed care entities, clinics, private offices or any other health facility or entity, so long as the review does not result in the approval or denial of payment for hospital or medical services for a particular case. The general in-house utilization review shall be exempt from the provisions of this Act.

(c) No certificate shall be required for utilization review by any licensed pharmacist or pharmacy, organizations of either, while engaged in the practice of pharmacy, including, but not limited to, dispensing of drugs, participation in drug utilization reviews, and monitoring patient drug therapy.

(d) The cabinet shall waive the requirements of Section 5 of this Act except for the application fee for the activities of a private review agent, certified under the law of another state, where the certification procedures of the other state are at least as stringent as those of Section 5 of this Act.

(3) A certificate issued under the provisions of this Act shall not be transferable.

SECTION 3. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) The Cabinet for Human Resources shall adopt regulations to implement the provisions of this Act.

(2) Any information required by the cabinet with respect to customers, patients or utilization review procedures of a private review agent shall be held in confidence and not disclosed to the public.

(3) The cabinet may establish reporting requirements to:

(a) Evaluate the effectiveness of private review agents; and

(b) Determine if the utilization review programs are in compliance with the provisions of this Act and applicable regulations.

SECTION 4. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) Every health insurance plan proposing to issue or deliver a health insurance policy or contract or administer a health benefit program which provides for the coverage of hospital and medical benefits and the utilization review of those benefits by a private review agent shall:

(a) Have a certificate in accordance with this Act; or

(b) Contract with a private review agent who has a certificate in accordance with this Act.

(2) Notwithstanding any other provisions of this Act, for claims where the medical necessity of the provision of a covered benefit is disputed, a health insurance plan that does not meet the requirements of subsection (1) of this section shall pay any person or hospital entitled to reimbursement under the policy or contract.

SECTION 5. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) An applicant for a certificate shall:

(a) Submit an application to the cabinet; and

(b) Pay to the cabinet the application fee established by the cabinet through regulation.

(2) The application shall:

(a) Be on a form and accompanied by supporting documentation that the cabinet requires; and

(b) Be signed and verified by the applicant.

(3) The application fee required under this section shall be used to pay for the administrative cost of the certification program and any other cost associated with carrying out the provisions of this Act and shall not exceed five hundred dollars ($500).

(4) In conjunction with the application, the private review agent shall submit information that the cabinet requires including:

(a) A utilization review plan that includes a description of review standards and procedures to be used in evaluating proposed or delivered hospital and medical care, and the provisions by which patients, physicians, or hospitals may seek reconsideration or appeal of adverse decisions by the private review agent;

(b) The type and qualifications of the personnel either employed or under contract to perform the utilization review;

(c) The procedures and policies to insure that a representative of the private review agent is reasonably accessible to patients and providers five (5) days a week during normal business hours in this state;

(d) The policies and procedures to insure that all applicable state and federal laws to protect the confidentiality of individual medical records are followed;

(e) An assurance that a copy of the materials designed to explain the requirements of the utilization review plan and will be distributed to applicable patients and providers; and

(f) A list of the third party payors for which the private review agent is performing utilization review in this state.

SECTION 6. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) A certificate expires on the second anniversary of its effective date unless the certificate is renewed for a term of two (2) years as provided in this section.

(2) Before the certificate expires, a certificate may be renewed for an additional term of two (2) years if the applicant:

(a) Otherwise is entitled to the certificate;

(b) Pays the cabinet the renewal fee set by the cabinet through regulation; and

(c) Submits to the cabinet:

1. A renewal application on the form that the cabinet requires; and

2. Satisfactory evidence of compliance with any requirement of this Act for certificate renewal.

SECTION 7. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) The cabinet may revoke or deny a certificate if the holder does not comply with performance assurances under this section, violates any provision of this Act, or violates any regulation adopted pursuant to this Act.

(2) The cabinet shall deny a certificate to any applicant if, upon review of the application, the cabinet finds that the applicant proposing to conduct utilization review does not:

(a) Have available the services of sufficient number of qualified medical professionals and supervised by a physician or physicians with access to consultation with appropriate physicians to carry out its utilization review activities;

(b) Meet any applicable regulations the cabinet adopted under this Act relating to the qualifications of private review agents or the performance of utilization review; and

(c) Provide assurances satisfactory to the cabinet that the procedure and policies of the private review agent will protect the confidentiality of medical records, and the review agent will be reasonably accessible to patients and providers for five (5) working days a week during normal business hours in this state.

SECTION 8. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

(1) Before denying or revoking a certificate under this Act, the cabinet shall provide the applicant or certificate holder with reasonable time to supply additional information demonstrating compliance with the requirements of this Act and the opportunity to request a hearing.

(2) Any person aggrieved by a final decision of the cabinet in a contested case under this subsection may take a direct judicial appeal to the Franklin Circuit Court.

SECTION 9. A NEW SECTION OF KRS 311.530 TO 311.599 IS CREATED TO READ AS FOLLOWS:

A private review agent shall not disclose or publish individual medical records or any other confidential medical information obtained in the performance of utilization review activities without the appropriate procedures for protecting the patient's confidentiality. Nothing in this Act shall prohibit private review agents from providing patient information to a third party with whom the private review agent is affiliated, under contract, or acting on behalf of.

Section 10. KRS 311.990 is amended to read as follows:

(1) Any person who violates KRS 311.250 shall be fined fifty dollars ($50) for the first offense and one hundred dollars ($100) for each subsequent offense.

(2) Any college or professor thereof violating the provisions of KRS 311.300 to 311.350 shall be civilly liable on his bond for a sum not less than one hundred dollars ($100) nor more than one thousand dollars ($1,000) for each violation, which may be recovered by an action in the name of the Commonwealth.

(3) Any person who presents to the county clerk for the purpose of registration any license which has been fraudulently obtained, or obtains any license under KRS 311.380 to 311.510 by false or fraudulent statement or representation, or practices podiatry under a false or assumed name or falsely impersonates another practitioner or former practitioner of a like or different name, or aids and abets any person in the practice of podiatry within the state without conforming to the requirements of KRS 311.380 to 311.510, or otherwise violates or neglects to comply with any of the provisions of KRS 311.380 to 311.510, shall be fined not less than two hundred fifty dollars ($250) nor more than five thousand dollars ($5,000) or imprisoned in the county jail for not less than three (3) months nor more than twelve (12) months, or both so fined and imprisoned. Each case of practicing podiatry in violation of the provisions of KRS 311.380 to 311.510 shall be considered a separate offense.

(4) Each first violation of KRS 311.560 shall be punishable by a fine of not less than two hundred fifty dollars ($250) nor more than five thousand dollars ($5,000) or by imprisonment for not less than one (1) month nor more than twelve (12) months, or both. Each subsequent violation of KRS 311.560 shall constitute a felony and be punishable by a fine of not less than one thousand dollars ($1,000) nor more than ten thousand dollars ($10,000) or by imprisonment in a penitentiary for not less than one (1) nor more than three (3) years, or both.

(5) Each violation of KRS 311.590 shall constitute a felony and shall be punishable by a fine of not less than one thousand dollars ($1,000) nor more than ten thousand dollars ($10,000) or by imprisonment in a penitentiary for not less than one (1) nor more than three (3) years. Conviction, under this subsection, of a holder of a license or permit, shall result automatically in permanent revocation of such license or permit.

(6) Conviction of willfully resisting, preventing, impeding, obstructing, threatening or interfering with the board or any of its members, or of any officer, agent, inspector or investigator of the board or the Cabinet for Human Resources, in the administration of any of the provisions of KRS 311.550 to 311.620 shall be punishable by a fine of not more than one thousand dollars ($1,000) or by imprisonment for not more than six (6) months, or both.

(7) Each violation of subsection (1) of KRS 311.375 shall, for the first offense, be punishable by a fine of not less than fifty dollars ($50) nor more than three hundred dollars ($300) or by imprisonment for not more than thirty (30) days or both, and, for each subsequent offense, by a fine of not less than three hundred dollars ($300) nor more than one thousand dollars ($1,000) or by imprisonment for not more than one (1) year, or both.

(8) Each violation of subsection (2) of KRS 311.375 shall, for the first offense, be punishable by a fine of not more than one hundred dollars ($100) or by imprisonment for not more than thirty (30) days, or both, and, for each subsequent offense, by a fine of not less than one hundred dollars ($100) nor more than two hundred fifty dollars ($250) or by imprisonment for not more than ninety (90) days or both.

(9) Each day of violation of either subsection of KRS 311.375 shall constitute a separate offense.

(10) (a) Any person who intentionally or knowingly performs an abortion contrary to the requirements of KRS 311.723(1) shall be guilty of a Class D felony; and

(b) Any person who intentionally, knowingly or recklessly violates the requirements of KRS 311.723(2) shall be guilty of a Class A misdemeanor.

(11) Any person who intentionally, knowingly or recklessly violates the requirements of KRS 311.726 shall be guilty of a Class A misdemeanor.

(12) Any person who intentionally performs an abortion with knowledge that, or with reckless disregard as to whether the person upon whom the abortion is to be performed is an unemancipated minor, and who intentionally or knowingly, fails to conform to any requirement of KRS 311.732 is guilty of a Class A misdemeanor.

(13) Any person who negligently releases information or documents which are confidential under KRS 311.732 is guilty of a Class B misdemeanor.

(14) Any person who performs an abortion upon a married woman either with knowledge or in reckless disregard of whether KRS 311.735 applies to her and who intentionally, knowingly or recklessly fails to conform to the requirements of KRS 311.735 shall be guilty of a Class D felony.

(15) Any person convicted of violating KRS 311.750 shall be imprisoned in the penitentiary for a term of not less than ten (10) nor more than twenty (20) years.

(16) Any person who violates KRS 311.760(2) shall be guilty of a Class D felony.

(17) Any person who violates KRS 311.770 or 311.780 shall be imprisoned for a term not to exceed two (2) years or fined not more than five thousand dollars ($5,000), or both.

(18) A person convicted of violating KRS 311.780 shall be imprisoned in the penitentiary for not less than two (2) nor more than twenty-one (21) years.

(19) Any person who violates KRS 311.810 shall be imprisoned in the county jail for a term not to exceed twelve (12) months or fined a sum not to exceed one thousand dollars ($1,000), or both.

(20) Any professional medical association or society, licensed physician, or hospital or hospital medical staff who shall have violated the provisions of KRS 311.606, shall be fined not less than one hundred dollars ($100), nor more than five hundred dollars ($500) for each failure to so report as described in KRS 311.606.

(21) Any person who violates KRS 311.652 or any rule or regulation of the board of medical licensure adopted pursuant to KRS 311.654 shall be guilty of a Class A misdemeanor.

(22) Any administrator, officer or employee of a publicly-owned hospital or publicly-owned health care facility who performs or permits the performance of abortions in violation of KRS 311.800(1) shall be guilty of a Class A misdemeanor.

(23) Any person who violates KRS 311.914 shall be guilty of a misdemeanor and on conviction shall be punished by a fine of not less than twenty-five dollars ($25) nor more than two hundred dollars ($200).

(24) Any person who violates the provisions of KRS 311.820 ***shall be*** [~~is~~] guilty of a Class A misdemeanor.

(25) A person who violates any provision of this Act or any regulation adopted under this Act shall be guilty of a violation and on conviction shall be subject to a penalty up to one thousand dollars ($1,000). Each day a violation is continued after the first conviction shall be a separate offense.

The Committee Title Amendment to the Committee Substitute to **SB 246** is as follows:

Amend printed copy of **SB 246/TITLE** by amending the title to read as follows:

"AN ACT relating to health care."

The Committee Amendment No. 1 to the House Committee Substitute to **SB 246** is as follows:

Amend printed copy of HCS for **SB 246** on page 3, line 25,

After the word "***of***" by inserting "***Sections 1 through 9 of***";

And on page 4, line 9, after the word "***of***" by inserting "***Sections 1 through 9 of***":

And on page 4, line 19, after the word "***with***" by inserting "***Sections 1 through 9 of***";

And on page 4, line 22, after the word "***with***" by inserting "***Sections 1 through 9 of***";

And on page 5, line 17, after the word "***of***" by inserting "***Sections 1 through 9 of***";

And on page 7, line 8, after the word "***of***" by inserting "***Sections 1 through 9 of***";

And on page 7, line 13, after the word "***of***" by inserting "***Sections 1 through 9 of***";

And on page 7, line 14, after the word "***to***" by inserting "***Sections 1 through 9 of***";

And on page 14, after line 15, by adding the following:

"Section 11. KRS 311.541 is amended to read as follows:

The board [~~advocate~~] may purchase liability insurance for the protection of all members of the board to protect them from liability arising in the course of pursuing their duties as members of the board and for all full-time employees to protect them from liability arising in the course or scope of their employment. This insurance shall be purchased with money contained in the trust and agency fund of the board.

Section 12. KRS 311.560 is amended to read as follows:

(1) Except as provided in subsection (2) of this section, no person shall engage or attempt to engage in the practice of medicine or osteopathy within this state, or open, maintain or occupy an office or place of business within this state for engaging in [~~such~~] practice, or in any manner announce or express a readiness to engage in [~~such~~] practice within this state, unless he holds a valid and effective license or permit issued by the board as hereinafter provided.

(2) The provisions of subsection (1) of this section shall not apply to:

(a) Commissioned medical officers of the armed forces of the United States, or medical officers of the United States Public Health Service, the United States Veterans Administration and other agencies of the government of the United States of America, while said persons are engaged in the performance, within this state, of their official duties under federal laws;

(b) Persons, who being nonresidents of Kentucky and lawfully licensed to practice medicine or osteopathy in their states of actual residence, infrequently engage in the practice of medicine or osteopathy within this state, when called to see or attend particular patients in consultation and association with a physician licensed pursuant to this chapter;

(c) Graduates of medical or osteopathic schools approved by the board, while engaged in performing supervised internship or first-year postgraduate training approved by the board at hospitals in this state. ***All first-year postgraduate trainees shall register with the board at no cost, on forms provided by the board.***[~~; provided, however, that~~] This shall not be construed to otherwise exempt interns or first-year postgraduate trainees, or to exempt in any manner resident or staff physicians of hospitals, from the licensure requirements of KRS 311.550 to 311.620.

Section 13. KRS 311.565 is amended to read as follows:

The board ***may*** [~~is authorized and empowered to~~]:

(1) Exercise all the administrative functions of the state in the prevention of empiricism and in the regulation of the practice of medicine and osteopathy ***which shall include, but not be limited to, promulgation of reasonable regulations enabling the board to regulate the conduct of its licensees***;

(2) Promulgate reasonable [~~rules and~~] regulations establishing moral, physical, intellectual, educational, scientific, technical and professional qualifications of applicants for licenses and permits that may be issued by the board;

(3) Issue, deny, suspend, limit, restrict and revoke any licenses or permits that may be issued by the board, and to reprimand or to place licensees on probation, in compliance with the provisions of KRS 311.530 to 311.620;

(4) Appoint an executive director and assistant executive directors and fix their compensation. The executive director shall oversee the work of the board, shall be authorized to discharge the duties of the secretary as provided by KRS 311.530 to 311.620 and shall carry out the duties of the executive director as set forth elsewhere in this chapter;

(5) Appoint a general counsel and assistant general counsel and fix their compensation;

(6) Appoint investigatory personnel and fix their compensation;

(7) Appoint one (1) or more hearing officers, who need not be members of the board, and fix their compensation. Every [~~such~~] hearing officer shall be vested with the full and complete power and authority of the board to schedule and conduct hearings on behalf of and in the name of the board on all matters referred for hearing by the board or secretary thereof, including, among other things, proceedings for placing licensees on probation and for limitation, suspension and revocation of licenses, and shall cause to be prepared and furnished to the board, for decision thereon by the board, a complete written transcript of the record of the hearing which shall contain all evidence introduced at the hearing and all pleas, motions and objections and all rulings of the hearing officer. Every [~~such~~] hearing officer shall be authorized to administer oaths and issue summonses, notices and subpoenas, but shall not be empowered to place any licensee on probation or to issue, refuse, suspend, limit or revoke any license;

(8) Appoint committees of licensees, who need not be board members, to review issues ***of public or medical interest*** before the board and ***to*** make recommendations to the board ***on the issues***[~~, including a physician review advisory committee, which may have at least one (1) non-physician member and which shall have the power to review grievances and recommend action to the board in accordance with the provisions of KRS 311.591 and 311.592~~];

(9) Promulgate regulations to promote the efficient and fair conduct of disciplinary proceedings;

(10) Promulgate a code of conduct governing the practice of medicine and osteopathy, which shall be based upon generally recognized principles of professional ethical conduct;

(11) Utilize the services and facilities of professional organizations, and procure and receive the assistance and recommendations of professional organizations in administering KRS 311.530 to 311.620;

(12) Make its personnel and facilities available to other governmental entities under mutually agreeable terms and conditions;

(13) Issue regular licenses without further testing by endorsement from another state having qualifications and standards at least as high as those of this state or by endorsement from the National Board of Medical Examiners, the National Board of Examiners for Osteopathic Physicians and Surgeons, the National Gaint Committee of Preregistration Physician Training Programs, or any approved successors thereof;

(14) Issue and renew regular licenses to practice medicine or osteopathy in accordance with KRS 311.530 to 311.620 and any reasonable [~~rules and~~] regulations of the board;

(15) Issue and renew, or refuse to issue or renew, or cancel and terminate limited licenses pursuant to rules and regulations prescribed by the board; provided however, no person who held a limited license for institutional practice or general practice as of September 1, 1972, shall be denied the renewal of that limited license for non-disciplinary reasons;

(16) Appoint examiners, who need not be members of the board, and employ or contract with the Federation of State Medical Boards of the United States, Inc., or the National Board of Medical Examiners or other organizations, agencies or individuals to prepare examination questions and grade examination papers;

(17) Determine the schools, colleges, universities, institutions, and training acceptable in connection with licensure under KRS 311.530 to 311.620;

(18) Prescribe the time, place, method, manner, scope and content of examinations; provided, however, that at least two (2) examinations shall be held annually;

(19) Prescribe all forms which it considers appropriate, and require the submission of photographs, fingerprints, and personal history data;

(20) Prescribe and collect reasonable fees and charges for examinations, directories and the issuance and renewal of licenses and permits;

(21) Impose fines of not greater than five thousand dollars ($5,000) per violation upon a finding pursuant to disciplinary proceedings that the licensee has violated any provision of KRS 311.595 to 311.597 or duly promulgated disciplinary regulation of the board; and

(22) Exercise all the administrative functions of the state in regard to the regulation of physician assistants. In promulgating these regulations under the provisions of KRS Chapter 13A, the board shall address:

(a) The professional qualifications of physician assistants;

(b) The supervision of physician assistants by licensed physicians;

(c) The review and discipline of physician assistants and their supervising physicians;

(d) The scope of practice allowed physician assistants;

(e) The facilities in which physician assistants may practice; and

(f) The delegation of responsibilities from physicians to physician assistants.

The board ***may*** [~~is specifically authorized to~~] establish qualifications that the physician assistants shall attain before the board grants the right to practice in this state. At a minimum, these qualifications shall include the passage of a written examination approved by the board and satisfactory completion of a clinical training program approved by the board. The board may establish an advisory committee to aid the board in the regulation of physician assistants, who shall be considered adjuncts to supervising physicians and not independent practitioners of any healing art.

Section 14. KRS 311.595 is amended to read as follows:

If the [~~Where such~~] power has not been transferred by statute to some other board, commission or agency of this state, the board may deny an application for a license; place a licensee on probation for a period not to exceed five (5) years; suspend a license for a period not to exceed five (5) years; limit or restrict a license for an indefinite period; or revoke any license heretofore or hereafter issued by the board, upon proof that the licensee has:

(1) Knowingly made or presented, or caused to be made or presented, any false, fraudulent or forged statement, writing, certificate, diploma or other thing, in connection with an application for a license or permit.

(2) Practiced, or aided or abetted in the practice of fraud, forgery, deception, collusion or conspiracy in connection with an examination for a license.

(3) Committed, procured or aided in the procurement of an unlawful abortion.

(4) ***Entered a guilty or nolo contendere plea, or*** been convicted, by any court within or without the Commonwealth of Kentucky, of committing an act which is, or would be a felony under the laws of the Commonwealth of Kentucky, or of the United States, or of any crime involving moral turpitude which is a misdemeanor, under ***the*** [~~such~~] laws.

(5) Become addicted to a controlled substance.

(6) Become a chronic or persistent alcoholic.

(7) Developed ***a*** [~~such~~] physical or mental disability, or other condition, that continued practice is dangerous to patients or to the public.

(8) Engaged in dishonorable, unethical, or unprofessional conduct of a character likely to deceive, defraud or harm the public or any member thereof.

(9) Knowingly made, or caused to be made, or aided or abetted in the making of, a false statement in any document executed in connection with the practice of his profession.

(10) Employed, as a practitioner of medicine or osteopathy in the practice of his profession in this state, any person not duly licensed or otherwise aided, assisted or abetted the unlawful practice of medicine or osteopathy or any other healing art.

(11) Violated or attempted to violate, directly or indirectly, or assisted in or abetted the violation of, or conspired to violate any provision or term of any medical practice act, including but not limited to the code of conduct promulgated by the board under KRS 311.601 or any other valid regulation of the board.

(12) Violated any order of suspension, or the terms or conditions of any order of probation, issued by the board.

(13) Engaged in or attempted to engage in the practice of medicine or osteopathy under a false or assumed name, or impersonated another practitioner of a like, similar or different name.

(14) Obtained a fee or other thing of value on the fraudulent representation that a manifestly incurable condition could be cured.

(15) Willfully violated a confidential communication.

(16) Had his license to practice medicine or osteopathy in any other state, territory or foreign nation revoked, suspended, restricted or limited or has been subjected to other disciplinary action by the licensing authority thereof.

(17) Failed or refused, without legal justification, to practice medicine in a rural area of this state in violation of a valid medical scholarship loan contract with the trustees of the rural Kentucky medical scholarship fund.

(18) Given or received, directly or indirectly, from any person, firm, or corporation, any fee, commission, rebate, or other form of compensation for sending, referring or otherwise inducing a person to communicate with a person licensed under KRS 311.530 to 311.620 in his professional capacity or for any professional services not actually and personally rendered; provided, however, that nothing contained in this subsection shall prohibit persons holding valid and current licenses under KRS 311.530 to 311.620 from practicing medicine in partnership or association or in a professional service corporation authorized by KRS Chapter 274, as now or hereinafter amended, or from pooling, sharing, dividing or apportioning the fees and moneys received by them or by the partnership, corporation or association in accordance with the partnership agreement or the policies of the board of directors of the corporation or association. Nothing contained in this subsection shall abrogate the right of two or more persons holding valid and current licenses under KRS 311.530 to 311.620 to receive adequate compensation for concurrently rendering professional care to a single patient and divide a fee, ***if*** [~~provided~~] the patient has full knowledge of this division and ***if*** [~~provided~~] the division is made in proportion to the services performed and responsibility assumed by each.

(19) Been removed, suspended or expelled by any professional medical association or society when ***the*** [~~such~~] action was based upon what ***the*** [~~said~~] association or society found to be unprofessional conduct, professional incompetence, malpractice, or a violation of any provision of KRS Chapter 311.

(20) Been disciplined by a licensed hospital or medical staff of ***the*** [~~said~~] hospital, including removal, suspension, limitation of hospital privileges, failing to renew privileges for cause, ***resignation of privileges under pressure or investigation,*** or other disciplinary action if ***the*** [~~such~~] action was based upon what ***the*** [~~said~~] hospital or medical staff found to be unprofessional conduct, professional incompetence, malpractice, or a violation of any provisions of KRS Chapter 311.

Section 15. KRS 311.602 is amended to read as follows:

(1) In order to assist a licensee in determining what actions would constitute unacceptable conduct under the provisions of KRS 311.595, the licensee may request an opinion of the board by written request submitted to the secretary; the board ***may, in its discretion,*** [~~shall~~] cause a written response to be made to each requesting licensee ***if the request addresses an issue of such public or medical interest that the board's opinion on the subject is deemed desirable.***

(2) In formulating a response to a request, the board may request an opinion from any concerned medical or osteopathic professional association or society; however, the board shall not be bound by ***the*** [~~such~~] a supplemental opinion.

(3) The board shall keep a permanent record of all ***the*** [~~such~~] requests made and the response thereto; further, the board may publish its opinions.

Section 16. KRS 311.603 is amended to read as follows:

There shall be no monetary liability on the part of, and no cause of action for damages shall arise against, any current or former member, officer, administrator, staff member, committee member, representative, agent or employee of the board, either as a part of the board's operation or as an individual, as the result of any act, omission, proceeding, conduct, or decision related to his official duties undertaken or performed within the scope of the function of the board, except where actual malice is shown or willful misconduct is involved. [~~Members of the board shall be immune from suit in any action, civil or criminal, which is based upon any official act or acts performed by them in good faith as members of said board.~~]"

SB 265, AN ACT relating to long-term care beds.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 216B.040 is amended to read as follows:

(1) The commission shall have four (4) separate and distinct functions:

(a) To approve or deny certificates of need in accordance with the provisions of this chapter, except as to those applications which have been granted nonsubstantive review status by the chairman;

(b) To issue and to revoke certificates of need;

(c) To provide a due process hearing and issue a final determination on all actions by the cabinet to deny, revoke, modify or suspend licenses of health facilities and health services issued by the cabinet; and

(d) To enforce, through legal actions on its own motion, the provisions of this chapter and its orders and decisions issued pursuant to its functions.

(2) The commission shall:

(a) Issue administrative regulations through the secretary:

1. To establish the certificate of need review procedures, including but not limited to, application procedures, notice provisions, procedures for review of completeness of applications, and timetables for review cycles.

2. To establish criteria for issuance and denial of certificates of need which shall be limited to the following considerations:

a. Consistency with plans. The ***proposals*** [~~proposal~~] should be consistent with the state health plan. ***The state health plan shall contain a need assessment for long-term care beds, which shall be based on a statistically valid analysis of the present and future needs of the state as a whole and counties individually. The need assessment shall be applied uniformly to all areas of the state. The methodology shall be reviewed and updated on an annual basis*** [~~Consideration should be given to other applicable appropriately adopted plans developed by local health planning agencies. In case of inconsistency between the state health plan and other plans considered, the state health plan shall prevail~~]. The fact that the state health plan does not address the specific type of proposal being reviewed does not constitute grounds for disapproval of the proposal;

b. Need and accessibility. The proposal should meet an identified need in a defined geographic area and be accessible to all residents of the area. ***A defined geographic area shall be defined as the area the proposal seeks to serve, including its demographics, and shall not be limited to geographical boundaries***;

c. Interrelationships and linkages. The proposal should serve to accomplish appropriate and effective linkages with other services, facilities, and elements of the health care system in the region and state, accompanied by assurance of effort to achieve comprehensive care, proper utilization of services and efficient functioning of the health care system;

d. Costs, economic feasibility, and resources availability. The proposal, when measured against the cost of alternatives for meeting needs, is judged to be an effective and economical use of resources, not only in terms of capital investment, but also in terms of ongoing requirements for health manpower and operational financing;

e. Quality of services. The applicant should be prepared to and capable of undertaking and carrying out the responsibilities involved in the proposal in a manner consistent with appropriate standards and requirements assuring the provision of quality health care services; [~~and~~].

f. Special needs and circumstances of health maintenance organizations. In the case of a health maintenance organization or an ambulatory care facility or health facility controlled directly or indirectly by a health maintenance organization, the proposal should be consistent with the special needs and circumstances of health maintenance organizations;.

g. Hospital based skilled nursing, intermediate care and personal care beds shall not be considered by the commission in determining the need for freestanding long-term care beds;

h. Conversions of licensed or certificate of need approved skilled nursing, intermediate care, and personal care beds shall be allowed to any level of approved care up to five (5) beds or fifteen percent (15%) per year of the facility's total bed complement, whichever is greater, until July 1, 1992, regardless of restrictions which may be contained in the state health plan; and

i. For all certificates of need approved for long-term care beds, or conversions thereof, after the effective date of this Act, a minimum of fifteen percent (15%) of those beds approved shall be certified for participation in the Kentucky medical assistance program:.

3. To define a substantial change in a project which will require a subsequent review of an approved certificate of need and to establish a procedure for conducting such subsequent review.

(b) Conduct public hearings, as requested, in respect to certificate of need applications, revocations of certificates of need, and denials, suspensions, modifications, or revocations of licenses.

(3) The commission shall have the authority to:

(a) Issue such other administrative regulations through the secretary as are necessary for the proper administration of its functions;

(b) Administer oaths, issue subpoenas, subpoenas duces tecum, and all necessary process in proceedings brought before or initiated by the commission, and such process shall extend to all parts of the Commonwealth. Service of process in all proceedings brought before or initiated by the commission may be made by certified mail, or in the same manner as other process in civil cases, as the commission directs;

(c) Establish by administrative regulation reasonable application fees for certificates of need;

(d) Appoint technical advisory committees as are deemed necessary to administer its functions under the provisions of this chapter; and

(e) Establish a mechanism for issuing advisory opinions to prospective applicants for certificates of need regarding the requirements of a certificate of need.

The Committee Amendment No. 1 to **SB 265** is as follows:

Amend printed copy of **SB 265** on page 4, line 2, by inserting after the "***;***" the word "***and***";

And on page 4, line 6, by deleting the "***;***" and inserting in lieu thereof a period ".";

And on page 4, by deleting lines 7 through 18 in their entirety;

The Committee on Health and Welfare reported **SB 30** with Committee Amendments attached thereto, with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Consent Calendar.

SB 30, AN ACT relating to public health.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 217.015 is amended to read as follows:

For the purposes of KRS 217.005 to 217.215:

(1) The term "secretary" means the secretary of the cabinet for human resources;

(2) The term "cabinet" means the cabinet for human resources or its designee;

(3) The term "person" ***means an individual, or a firm, partnership, company, corporation, trustee, association, or any public or private entity*** [~~includes individual, partnership, corporation, and association~~];

(4) The term "food" means:

(a) Articles used for food or drink for man or other animals;

(b) Chewing gum; and

(c) Articles used for components of any such article;

(5) The term "drug" means:

(a) Articles recognized in the official United States pharmacopoeia, official homeopathic pharmacopoeia of the United States, or official national formulary, or any supplement to any of them;

(b) Articles intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in man or other animals;

(c) Articles***,*** [~~(~~]other than food***,***[~~)~~] intended to affect the structure or any function of the body of man or other animals; and

(d) Articles intended for use as a component of any article specified in this subsection but does not include devices or their components, parts, or accessories;

(6) The term "device"***,*** [~~(~~]except when used in subsection (12) of this section and in subsection (10) of

KRS 217.175, subsection (6) of KRS 217.035, subsection (3) of KRS 217.065, and subsection (3) of KRS 217.095,[~~)~~] means instruments, apparatus and contrivances, including their components, parts and accessories, intended:

(a) For use in the diagnosis, cure, mitigation, treatment, or prevention of disease in man or other animals; or

(b) To affect the structure or any function of the body of man or other animals;

(7) The term "cosmetic" means:

(a) Articles intended to be rubbed, poured, sprinkled, or sprayed on, introduced into, or otherwise applied to the human body or any part thereof for cleansing, beautifying, promoting attractiveness, or altering the appearance; and

(b) Articles intended for use as a component of any such articles, except that such term shall not include soap;

(8) The term "official compendium" means the official United States pharmacopoeia, official homeopathic pharmacopoeia of the United States, official national formulary, or any supplement to any of them;

(9) The term "label" means a display of written, printed or graphic matter upon the immediate container of any article; and a requirement made by or under authority of KRS 217.005 to 217.215 that any word, statement, or other information appearing on the label shall not be considered to be complied with unless ***the*** [~~such~~] word, statement, or other information also appears on the outside container or wrapper, if any there be, of the retail package of ***the*** [~~such~~] article, or is easily legible through the outside container or wrapper;

(10) The term "immediate container" ***shall*** [~~does~~] not include package liners;

(11) The term "labeling" means all labels and other written, printed or graphic matter:

(a) Upon an article or any of its containers or wrappers; or

(b) Accompanying ***the*** [~~such~~] article;

(12) If an article is alleged to be misbranded because the labeling is misleading, or if an advertisement is alleged to be false because it is misleading, [~~then~~] in determining whether the labeling or advertisement is misleading, there shall be taken into account, [~~(~~]among other things,[~~)~~] not only representations made or suggested by statement, word, design, device, sound, or in any combination thereof, but also the extent to which the labeling or advertisement fails to reveal facts material in the light of ***the*** [~~such~~] representations or material with respect to consequences which may result from the use of the article to which the labeling or advertisement relates under the conditions of use prescribed in the labeling or advertisement thereof or under ***the*** [~~such~~] conditions of use as are customary or usual;

(13) The term "advertisement" means all representations disseminated in any manner or by any means, other than by labeling, for the purpose of inducing, or which are likely to induce, directly or indirectly, the purchase of food, drugs, devices, or cosmetics;

(14) The representation of a drug, in its labeling or advertisement, as an antiseptic shall be considered to be a representation that it is a germicide, except in the case of a drug purporting to be, or represented as, an antiseptic for inhibitory use as a wet dressing, ointment, dusting powder, or [~~such~~] other use ***involving*** [~~as involves~~] prolonged contact with the body;

(15) The term "new drug" means:

(a) Any drug the composition of which is such that ***the*** [~~such~~] drug is not generally recognized among experts qualified by scientific training and experience to evaluate the safety of drugs, as safe for use under the conditions prescribed, recommended, or suggested in the labeling thereof; or

(b) Any drug the composition of which is such that ***the*** [~~such~~] drug, as a result of investigations to determine its safety for use under such conditions, has become so recognized, but which has not, otherwise than in ***the*** [~~such~~] investigations, been used to a material extent or for a material time under ***the*** [~~such~~] conditions;

(16) The term "contaminated with filth" ***shall apply*** [~~applies~~] to any food, drug, device, or cosmetic not securely protected from dust, dirt, and as far as may be necessary by all reasonable means, from all foreign or injurious contaminations;

(17) The provisions of KRS 217.005 to 217.215 regarding the selling of food, drugs, devices, or cosmetics, shall be considered to include the manufacture, production, processing, packing, exposure, offer, possession, and holding of any such article for sale; and the sale, dispensing, and giving of any such article, and the supplying or applying of any such articles in the conduct of any food, drug, or cosmetic establishment;

(18) The term "federal act" means the federal Food, Drug and Cosmetic Act; (21 U.S.C. Sec. 301 et seq.; 52 Stat. 1040 et seq. or amendments thereto);

(19) The term "flour" ***shall include*** [~~includes~~] and [~~shall~~] be limited to the foods, commonly known as flour, white flour, wheat flour, plain flour, bromated flour, self-rising flour, self-rising white flour, self-rising wheat flour, phosphated flour, phosphated white flour, and phosphated wheat flour, defined under the federal act;

(20) The term "enriched" as applied to flour, means the addition to flour of vitamins and other nutritional ingredients necessary to make it conform to the definition and standard of "enriched" flour as defined under the federal act;

(21) The terms "bread" and "enriched bread" ***shall*** include, and [~~shall~~] be limited to, the foods commonly known and described as "white bread," "white rolls," "white buns," "enriched white bread," "enriched rolls," and "enriched white buns," as defined under the federal act;

(22) The term "filled milk" means any milk, cream or skimmed milk, whether or not condensed, evaporated, concentrated, frozen, powdered, dried or desiccated, to which has been added, or which has been blended or compounded with, any fat or oil other than milk fat, except the fat or oil of contained eggs and nuts and the fat or oil of substances used for flavoring purposes only, so that the resulting product is an imitation or semblance of milk, cream, skimmed milk, ice cream mix, ice cream, or frozen desserts, whether or not condensed, evaporated, concentrated, frozen, powdered, dried or desiccated, whether in bulk or in containers, hermetically sealed or unsealed. This definition ***shall*** [~~does~~] not mean or include any milk or cream from which no part of the milk or butter fat has been extracted, whether or not condensed, evaporated, concentrated, powdered, dried, or desiccated, to which has been added any substance rich in vitamins, nor any distinctive proprietary food compound not readily mistaken for milk or cream or for condensed, evaporated, concentrated, powdered, dried, or desiccated milk or cream, if ***the*** [~~such~~] compound is prepared and designed for the feeding of infants or young children, sick or infirm persons, and customarily used on the order of a physician, and is packed in individual containers bearing a label in bold type that the contents are to be used for those purposes; nor shall this definition prevent the use, blending or compounding of chocolate as a flavor with milk, cream or skimmed milk, desiccated, whether in bulk or in containers, hermetically sealed or unsealed, to or with which has been added, blended or compounded no other fat or oil other than milk or butter fat;

(23) The term "practitioner" means medical or osteopathic physicians, dentists, chiropodists, and veterinarians who are licensed under the professional licensing laws of Kentucky to prescribe and administer drugs and devices; it shall also include optometrists when administering or prescribing pharmaceutical agents authorized in subsections (13), (14) and (15) of KRS 320.240;

(24) The term "prescription" means a written or oral order for a drug or medicine, or combination or mixture of drugs or medicines, or proprietary preparation, signed or given or authorized by a medical, dental, chiropody, veterinarian or optometric practitioner, and intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in man or other animals;

(25) The term "Meat Inspection Act" means the federal Meat Inspection Act; (21 U.S.C. Sec. 71 et seq.; 34 Stat. 1260 et seq. including any amendments thereto);

(26) The term "Poultry Products Inspection Act" means the federal Poultry and Poultry Products Inspection Act; [~~(~~]21 U.S.C. Sec. 451 et seq.; Public Law 85-172; 71 Stat. 441 including any amendments thereto[~~)~~];

(27) The term "Fair Packaging and Labeling Act" means the Fair Packaging and Labeling Act as it relates to foods and cosmetics***,*** [~~(~~]15 U.S.C. Sec. 1451, et seq.[~~)~~], and all amendments thereto;

(28) The term "pesticide chemical" means any substance which, alone, in chemical combination, or in formulation with one or more other substances is an "economic poison" within the meaning of the federal Insecticide, Fungicide and Rodenticide Act and subsequent amendments thereto, and which is used in the production, storage, or transportation of raw agricultural commodities;

(29) The term "raw agricultural commodity" means any food in its raw or natural state, including all fruits that are washed, colored, or otherwise treated in their unpeeled natural form prior to marketing;

(30) The term "food additive" means any substance, the intended use of which results or may be reasonably expected to result, directly or indirectly, in its becoming a component or otherwise affecting the characteristics of any food [~~(~~]including any substance intended for use in producing, manufacturing, packing, processing, preparing, treating, packaging, transporting, or holding food; and including any source of radiation intended for any such use***,***[~~)~~] if ***the*** [~~such~~] substance is not generally recognized, among experts qualified by scientific training and experience to evaluate its safety, as having been adequately shown through scientific procedures

[~~(~~]or, in the case of a substance used in a food prior to January 1, 1958, through either scientific procedures or experience based on common use in food[~~)~~] to be safe under the conditions of its intended use; except that ***the*** [~~such~~] term does not include:

(a) A pesticide chemical in or on a raw agricultural commodity; or

(b) A pesticide chemical to the extent that it is intended for use or is used in the production, storage, or transportation of any raw agricultural commodity; or

(c) A color additive; or

(d) Any substance used in accordance with a sanction or approval granted prior to the enactment of the food additives amendment of 1958, pursuant to the federal act; the Poultry Products Inspection Act***,*** [~~(~~]21 U.S.C. Sec. 451 et seq.***,***[~~)~~] or the Meat Inspection Act of 1907 and subsequent amendments thereto;

(31) (a) The term "color additive" means a material which:

1. Is a dye, pigment, or other substance made by a process of synthesis or similar artifice, or extracted, isolated, or otherwise derived, with or without intermediate or final change of identity, from a vegetable, animal, mineral, or other source; or

2. When added or applied to a food, drug, or cosmetic, or to the human body or any part thereof, is capable***,*** [~~(~~]alone or through reaction with other substance***,***[~~)~~] of imparting color thereto; except that ***the*** [~~such~~] term ***shall*** [~~does~~] not include any material which has been or hereafter is exempted under the federal act;

(b) The term "color" ***shall include*** [~~includes~~], but [~~is~~] not ***be*** limited to black, white and intermediate grays;

(c) Nothing in paragraph (a)1. of this subsection shall be construed to apply to any pesticide chemical, soil or plant nutrient, or other agricultural chemical solely because of its effect in aiding, retarding, or otherwise affecting, directly or indirectly the growth or other natural physiological process of produce of the soil and thereby affecting its color, whether before or after harvest.

(32) The term "Environmental Pesticide Control Act of 1972" means the federal Environmental Pesticide Control Act of 1972***,*** [~~(~~]Public Law 92-516***,***[~~)~~] and all amendments thereto;

(33) ***The term "retail food establishment" means any food service establishment, retail food store or a combination of both within the same establishment;***

(34) The term "food service establishment" means any fixed or mobile commercial establishment that engages in the preparation and serving of ready-to-eat foods in portions to the consumer, including, but not limited to: restaurants; coffee shops; cafeterias; short order cafes; luncheonettes; grills; tea rooms; sandwich shops; soda fountains; taverns; bars; cocktail lounges; nightclubs; roadside stands; industrial feeding establishments; private, public or nonprofit organizations or institutions routinely serving food; catering kitchens; commissaries; or similar places in which food is prepared for sale or service on the premises or elsewhere with or without charge. It shall not include food vending machines, establishments serving beverages only in single service or original containers or retail food stores which only cut, slice, and prepare cold-cut sandwiches for individual consumption;

(35) The term "temporary food service establishment" means any food service establishment which operates at a fixed location for a period of time, not to exceed fourteen (14) consecutive days;

(36) The term "retail food store" means any fixed or mobile establishment where food or food products, including prepackaged, labeled sandwiches or other foods to be heated in a microwave or infrared oven at the time of purchase, are offered for sale to the consumer, and intended for off-premises consumption, but shall not include establishments which handle only prepackaged, snack-type, non-potentially hazardous foods, markets that offer only fresh fruits and vegetables for sale, food service establishments, food and beverage vending machines, vending machine commissaries or food processing establishments;

(37) The term "salvage distributor" means a person who engages in the business of distributing, peddling, or otherwise trafficking in any salvaged merchandise; [~~and~~]

(38)[~~(34)~~] ***The term*** "salvage processing plant" means an establishment operated by a person engaged in the business of reconditioning, labeling, relabeling, repackaging, recoopering, sorting, cleaning, culling or who by other means salvages, sells, offers for sale, or distributes for human or animal consumption or use any salvaged food, beverage, including beer, wine and distilled spirits, vitamins, food supplements, dentifices, cosmetics, single-service food containers or utensils, containers and packaging materials used for foods and cosmetics, soda straws, paper napkins, or any other product of a similar nature that has been damaged or contaminated by fire, water, smoke, chemicals, transit, or by any other means***;***

(39) The term "food processing establishment" means any commercial establishment in which food is manufactured, processed or packaged for human consumption, but shall not include retail food establishments; and

(40) The term "food storage warehouse" means any establishment in which food is stored for subsequent distribution.

Section 2. KRS 217.125 is amended to read as follows:

(1) The authority to promulgate regulations for the efficient administration and enforcement of KRS 217.005 to 217.215 is hereby vested in the secretary. The secretary may make the regulations promulgated under KRS 217.005 to 217.215 consistent with those promulgated under the federal act and the fair packaging and labeling act. Regulations promulgated may require permits to operate and include provisions for regulating the issuance, suspension, and reinstatement of permits.

(2) ***No person shall operate a food processing establishment, food storage warehouse, salvage distributor or salvage processing plant without having obtained an annual permit to operate from the cabinet. An application for the permit to operate shall be made to the cabinet upon forms provided by it and shall be accompanied by the required fee as shall be provided by regulation. The secretary shall establish a fee schedule according to authorization in the state budget document.*** [~~The secretary shall have authority to establish by regulation a schedule of reasonable fees, not to exceed twenty dollars ($20.00) per inspector hour plus travel costs pursuant to state regulations for travel reimbursement, to cover the costs of inspections of food manufacturing plants, food storage warehouses, retail food markets, salvage distributors and salvage processing plants for the purpose of determining compliance with the requirements of KRS 217.025 to 217.390.~~] Fees collected by the ***cabinet*** [~~secretary~~] shall be deposited in the state treasury and credited to a revolving fund account for use by the cabinet in carrying out the provisions of KRS 217.025 to 217.390 and the regulations adopted by the secretary pursuant thereto. The balance of ***the*** [~~said~~] account shall lapse to the general fund at the end of each biennium.

(3) No person shall operate a retail food establishment without having obtained a permit to operate from the cabinet. An application for a permit to operate any retail food establishment shall be made to the cabinet upon forms provided by it and shall contain the information the cabinet may reasonably require.

(4) Except as otherwise provided in subsection (6) of this section, each application for a temporary food service establishment or for an annual permit to operate a retail food establishment shall be accompanied by the required fee. The secretary shall establish a fee schedule according to authorization in the state budget document.

(5) Upon receipt of an application for a permit to operate a food processing establishment, food storage warehouse, salvage distributor or salvage processing plant or a retail food establishment accompanied by the required fee, the cabinet shall issue a permit if the establishment meets the requirements of KRS 217.005 to 217.215 and regulations adopted by the cabinet. Retail food establishments holding a valid and effective permit on January 1, 1973, even though not fully meeting the construction requirements of KRS 217.005 to 217.215 and the regulations adopted pursuant thereto, may continue to be eligible for permit renewal if in good repair and capable of being maintained in a safe and sanitary manner.

(6) Private, parochial, and public school cafeterias or lunchroom facilities through the twelfth (12th) grade and all facilities operated by the Cabinet for Human Resources or Corrections Cabinet shall be exempt from the payment of fees, but shall comply with all other provisions of KRS 217.005 to 217.215 and the state retail food establishment code.

(7) Each annual permit to operate a food processing establishment, food storage warehouse, salvage distributor or salvage processing plant or a retail food establishment, unless previously suspended or revoked, shall expire on December 31 following its date of issuance, and be renewable annually upon application accompanied by the required fee except as otherwise provided in subsection (6) of this section and provided the establishment is in compliance with KRS 217.005 to 217.215 and regulations of the cabinet.

(8) Each permit to operate a food processing establishment, food storage warehouse, salvage distributor or salvage processing plant or a retail food establishment shall be issued only for the premises and person named in the application and shall not be transferable. Permits issued shall be posted in a conspicuous place in the establishment.

SECTION 3. A NEW SECTION OF KRS CHAPTER 217 IS CREATED TO READ AS FOLLOWS:

The cabinet or local health department concerned, after notice to the applicant or holder of a permit to operate and after an opportunity for a hearing as provided by regulations of the secretary, may deny, suspend or revoke a permit to operate in any case where it finds that there has been a failure to comply with the requirements of KRS 217.005 to 217.215 and regulations of the secretary.

SECTION 4. A NEW SECTION OF KRS CHAPTER 217 IS CREATED TO READ AS FOLLOWS:

(1) The secretary shall adopt regulations for the effective administration and enforcement of KRS 217.005 to 217.215.

(2) The secretary shall adopt a state retail food code which shall include, among other things, provisions for regulating the issuance, suspension, and revocation of permits to operate; submission of plans for construction and equipment layout including plumbing, lighting, ventilation, water supply, sewage disposal and other facilities; food supply source and protection; health, disease control and cleanliness of personnel; design, construction, installation and cleanliness of equipment and utensiles; toilet and hand washing facilities; solid waste disposal and vermin control; and any other matters deemed necessary to insure a safe and sanitary operation of a retail food establishment. Standards for construction, plumbing, lighting and ventilation of fixed retail food establishments shall be effective only if they are approved by the Board of Housing, Buildings and Construction and are included in the Uniform State Building Code, or if they conform to the State Plumbing Code in the case of plumbing fixtures. Any review of plans for construction, plumbing, lighting and ventilation required before construction of a fixed retail food establishment shall be conducted by the Department of Housing, Buildings and Construction or authorized local building official pursuant to KRS Chapter 198B.

SECTION 5. A NEW SECTION OF KRS CHAPTER 217 IS CREATED TO READ AS FOLLOWS:

The state fire marshal or other duly authorized agents or representatives or other authorized agents pursuant to KRS Chapter 227 shall administer and enforce all state fire regulations, laws, standards of safety and regulations adopted by the commissioner of housing, buildings and construction relating to retail food establishments.

SECTION 6. A NEW SECTION OF KRS CHAPTER 217 IS CREATED TO READ AS FOLLOWS:

(1) Each food service establishment, having an on-premises seating capacity of twenty-five (25) persons or more, shall post inside the establishment, in a location conspicuous to employees, a choke-saving techniques poster meeting the following requirements.

(2) The choke-saving techniques poster shall meet the following specifications:

(a) The poster shall depict through illustration and description procedures for the removal of food which is lodged in a person's throat; and

(b) The techniques illustrated and described shall include, but need not be limited to, the procedures whereby the choking person is grasped around the lower chest and upper abdomen and given a quick jerk, thus putting increased interabdominal pressure on the lungs and expelling the foreign matter.

(3) The Cabinet for Human Resources shall produce or requisition the production of the choke-saving techniques poster as provided in this section and shall supply the posters to the local health departments for distribution without cost to food establishments.

Section 7. KRS 217.155 is amended to read as follows:

(1) The cabinet or its duly authorized agent shall have free access at all reasonable times to any factory, warehouse, or establishment in which foods, drugs, devices, or cosmetics are manufactured, processed, packed, or held for sale, or are held after receipt in commerce, or to enter any vehicle being used to transport or hold ***the*** [~~such~~] foods, drugs, devices or cosmetics in commerce, for the purpose:

(a) Of inspecting ***the*** [~~such~~] factory, warehouse, establishment, or vehicle and all pertinent equipment, finished and unfinished materials, containers, and labeling thereon, to determine if any of the provisions of KRS 217.005 to 217.215 are being violated; and

(b) Of securing samples or specimens of any food, drug, device, or cosmetic after paying or offering to pay for ***the*** [~~such~~] sample. [~~It shall be the duty of~~] The cabinet ***shall*** [~~to~~] make or cause to be made examinations of samples secured under the provisions of this section to determine whether or not any provision of KRS 217.005 to 217.215 is being violated; and

(c) Of examining or reproducing books, papers, documents or other evidence pertaining to ***the*** [~~such~~] foods, drugs, cosmetics or devices.

(2) Any inspector appointed for the purpose of administering and carrying out the provisions of KRS 217.005 to 217.215 insofar as they relate to drugs in a retail pharmacy shall be a registered pharmacist and a graduate of a school recognized as in good standing by the Kentucky Board of Pharmacy.

(3) The cabinet may carry out the provisions of KRS 217.005 to 217.215 and regulations relating to food processing establishments, food storage warehouses, salvage distributors, or salvage processing plants or retail food establishments through local health departments.

Section 8. KRS 217.992 is amended to read as follows:

(1) Any person who violates any of the provisions of KRS 217.175 shall be guilty of a misdemeanor and shall on conviction thereof be subject to a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500), or by imprisonment for not more than thirty (30) days, or both; but if the violation is committed after a conviction of ***the*** [~~such~~] person under this section has become final, ***the*** [~~such~~] person shall be subject to a fine of not less than five hundred dollars ($500) nor more than one thousand dollars ($1,000) or by imprisonment for not more than ninety (90) days, or both.

(2) No person shall be subject to the penalties of subsection (1) of this section, for having violated KRS 217.175(1) or (3) if he establishes a guaranty or undertaking signed by, and containing the name and address of, the person residing in the United States from whom he received in good faith the article, to the effect that ***the*** [~~such~~] article is not adulterated or misbranded within the meaning of KRS 217.005 to 217.215, designating KRS 217.005 to 217.215.

(3) No publisher, radio-broadcast licensee, or agency or medium for the dissemination of an advertisement, except the manufacturer, packer, distributor, or seller of the article to which a false advertisement relates, shall be liable under this section by reason of the dissemination by him of ***the*** [~~such~~] false advertisement, unless he has refused, on the request of the cabinet to furnish the cabinet the name and post office address of the manufacturer, packer, distributor, seller, or advertising agency, residing in the United States who causes him to disseminate ***the*** [~~such~~] advertisement.

(4) ***Any person who operates a food service food storage warehouse, salvage distributor, or salvage processing plant establishment, without a permit as provided in KRS 217.005 to 217.215 or who fails to comply with any regulation adopted thereto shall be guilty of a misdemeanor and shall on conviction be subject to a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500), or by imprisonment for not more than thirty (30) days, or both but if the violation is committed after a conviction of the person under this section has become final, the person shall be subject to a fine of not less than five hundred dollars ($500) nor more than one thousand dollars ($1,000), or by imprisonment for not more than ninety (90) days, or both.***

(5) Any person who violates any provision of KRS 217.005 to 217.215, for which a specific penalty is not otherwise provided, or any [~~rule or~~] regulation adopted under the provision of KRS 217.005 to 217.215, or who fails to comply with an order of the cabinet issued pursuant thereto, shall be fined not less than one hundred dollars ($100) nor more than five hundred dollars ($500). Each day of violation or noncompliance shall constitute a separate offense.

Section 9. KRS 219.011 is amended to read as follows:

As used in KRS 219.011 to 219.081:

(1) "Secretary" means the secretary of the cabinet for human resources.

(2) "Cabinet" means the Cabinet for Human Resources or its designee.

(3) [~~"Food service establishment" means any fixed or mobile commercial establishment that engages in the preparation and serving of ready-to-eat foods in portions to the consumer, including, but not limited to: restaurants; coffee shops; cafeterias; short order cafes; luncheonettes; grills; tea rooms; sandwich shops; soda fountains; taverns; bars; cocktail lounges; nightclubs; roadside stands; industrial feeding establishments; private, public or nonprofit organizations or institutions routinely serving food; catering kitchens; commissaries; or similar places in which food is prepared for sale or service on the premises or elsewhere with or without charge. It does not include food vending machines, establishments serving beverages only in single service or original containers or retail food markets which only cut, slice, and prepare cold-cut sandwiches for individual consumption.~~

~~(4)~~] "Hotel" means every building or structure kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are furnished to the public, and includes motels, tourist homes and similar establishments, but excludes boarding houses and rooming houses.

(4)[~~(5)~~] "Person" means an individual, or a firm, partnership, company, corporation, trustee, association, or any public or private entity owning or operating a hotel or a food service establishment.

[~~(6) "Temporary food service establishment" means any food service establishment which operates at a fixed location for a period of time, not to exceed fourteen (14) consecutive days.~~]

Section 10. KRS 219.021 is amended to read as follows:

(1) No person shall operate a hotel [~~or food service establishment~~] without first having obtained a permit to operate from the cabinet. An application for a permit to operate any hotel [~~or food service establishment~~] shall be made to the cabinet upon forms provided by it and shall contain ***the*** [~~such~~] information [~~as~~] the cabinet ***requires*** [~~may reasonably require~~].

(2) [~~Except as otherwise provided in subsection (4) of this section,~~] Each application for an annual permit to operate a hotel [~~or food service establishment~~] shall be accompanied by a fee of twenty-five dollars ($25). [~~Applications for permits to operate temporary food service establishments shall be accompanied by a fee of ten dollars ($10).~~]

(3) Upon receipt of an application for a permit to operate a hotel [~~or food service establishment~~] accompanied by the required fee, the cabinet shall issue a permit if ***the hotel*** [~~such establishment~~] meets the requirements of KRS 219.011 to 219.081 and [~~rules and~~] regulations adopted by the cabinet. [~~Provided, however, that food service establishments and~~] Hotels holding a valid and effective permit on January 1, 1973, even though not fully meeting the construction requirements of KRS 219.011 to 219.081 and the regulations adopted pursuant thereto, may continue to be eligible for permit renewal if in good repair and capable of being maintained in a safe and sanitary manner ***and if***[~~; and further provided~~] there is no change in ownership of the establishment.

(4) [~~Private, parochial, and public school cafeterias or lunchroom facilities through the twelfth (12th) grade and all facilities operated by the cabinet for human resources or corrections cabinet shall be exempt from the payment of fees, but shall comply with all other provisions of KRS 219.011 to 219.081 and the state food service code.~~

~~(5)~~] Each annual permit to operate a hotel, [~~or food service establishment~~] unless previously suspended or revoked, shall expire on December 31[~~,~~] following its date of issuance, and be renewable annually upon application accompanied by the required fee of twenty-five dollars ($25), except as otherwise provided in subsection (4) of this section and provided the ***hotel*** [~~establishment~~] is in compliance with KRS 219.011 to 219.081 and [~~rules and~~] regulations of the cabinet.

(6) Each permit to operate a hotel [~~or food service establishment~~] shall be issued only for the premises and person named in the application and shall not be transferable. Permits issued shall be posted in a conspicuous place in the ***hotel*** [~~establishment~~].

Section 11. KRS 219.031 is amended to read as follows:

(1) The cabinet or local health department concerned after notice to the applicant or holder of a permit to operate ***a hotel*** and after an opportunity for a hearing, as provided by [~~rules and~~] regulations of the secretary, ***may*** [~~is authorized to~~] deny, suspend or revoke a permit to operate in any case where it finds that there has been a failure to comply with the requirements of KRS 219.011 to 219.081 and [~~rules and~~] regulations of the secretary.

(2) The cabinet may carry out the provisions of KRS 219.011 to 219.081 [~~and rules~~] and regulations relating to hotels [~~and food service establishments~~] through local health departments. Employees of the cabinet and local health departments ***may,*** [~~are hereby granted the power and authority to~~] enter upon the premises of each hotel [~~or food service establishment~~] at any reasonable time for the purposes set forth in KRS 219.011 to 219.081.

Section 12. KRS 219.041 is amended to read as follows:

(1) The secretary shall adopt [~~rules and~~] regulations for the effective administration and enforcement of KRS 219.011 to 219.081.

(2) [~~The secretary shall adopt a state food service code which shall include, among other things, provisions for regulating the issuance, suspension, and revocation of permits to operate; submission of plans for construction and equipment layout including plumbing, lighting, ventilation, water supply, sewage disposal and other facilities; food supply source and protection; health, disease control and cleanliness of personnel; design, construction, installation and cleanliness of equipment and utensils; toilet and hand washing facilities; solid waste disposal and vermin control; and such other matters deemed necessary to insure a safe and sanitary operation of a food service establishment. Standards for construction, plumbing, lighting and ventilation of fixed food service establishments shall be effective only if they are approved by the board of housing, buildings, and construction and are included in the uniform state building code, or if they conform to the state plumbing code in the case of plumbing fixtures. Any review of plans for construction, plumbing, lighting and ventilation required before construction of a fixed food service establishment shall be conducted by the department of housing, buildings and construction.~~

~~(3)~~] The secretary shall adopt a state hotel code which shall include, among other things, requirements for the issuance, suspension and revocation of permits to operate; submission of plans for construction and equipment layout; plumbing; lighting; ventilation; water supply; sewage disposal; sanitary standards for operation; and such other matters deemed necessary to insure a safe and sanitary operation of a hotel. Standards for construction, plumbing, lighting and ventilation shall be effective only if they are approved by the Board of Housing, Buildings and Construction and are included in the Uniform State Building Code, or if they conform to the State Plumbing Code in the case of plumbing fixtures. Any review of plans for construction, plumbing, lighting and ventilation required before construction of a hotel shall be conducted by the Department of Housing, Buildings and Construction.

[~~(4) The secretary may, by regulation, adopt a schedule of reasonable fees, none of which shall exceed one hundred dollars ($100), to cover the costs of inspection activities of the cabinet under the provisions of KRS 219.011 to 219.081.~~]

Section 13. KRS 219.051 is amended to read as follows:

The state fire marshal or his duly authorized agents or representatives shall administer and enforce all state fire regulations, laws, standards of safety and [~~rules and~~] regulations adopted by the commissioner of Housing, Buildings and Construction relating to hotels and food service establishments.

Section 14. KRS 219.081 is amended to read as follows:

KRS 219.011 to 219.081 may be cited as the Kentucky Hotel [~~and Food Service Establishment~~] Act of 1972.

Section 15. KRS 219.991 is amended to read as follows:

(1) Any person who operates a hotel [~~or food service establishment~~] without a permit as provided in KRS 219.011 to 219.081 or who fails to comply with any other provisions of KRS 219.011 to 219.081 or any regulation adopted pursuant thereto shall be guilty of a misdemeanor and shall on conviction thereof be subject to a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500), or by imprisonment for not more than thirty (30) days, or both; but if the violation is committed after a conviction of ***the*** [~~such~~] person under this section has become final, ***the*** [~~such~~] person shall be subject to a fine of not less than five hundred dollars ($500) nor more than one thousand dollars ($1,000), or by imprisonment for not more than ninety (90) days, or both.

(2) Any person who operates, constructs, or alters a park without a permit as provided for in KRS 219.310 to 219.410 or who violates any other provision of KRS 219.310 to 219.410 or any [~~rule or~~] regulation adopted by the secretary or order issued pursuant thereto shall be fined not less than twenty-five dollars ($25.00) nor more than one hundred dollars ($100). Each day of violation shall constitute a separate offense.

Section 16. KRS 211.848 is amended to read as follows:

(1) The secretary of the Cabinet for Human Resources shall fix a reasonable schedule of fees and charges, by regulation, to be paid by applicants for registration of radiation producing machines and radioactive material licenses and for renewal of ***the*** [~~such~~] certificates and licenses. The secretary shall also prescribe, by regulation, a reasonable schedule of fees to be paid by registrants and licensees for inspections and environmental surveillance activities conducted by the cabinet.

(2) All fees and charges collected by the Cabinet for Human Resources under the provisions of KRS 211.842 to 211.852 or the rules and regulations adopted pursuant to KRS 211.844 shall be paid into the state treasury and credited to a trust and agency fund to be used by the Cabinet for Human Resources in carrying out the provisions of KRS 211.842 to 211.852.

[~~(3) State and local governmental agencies shall be exempt from the payment of fees but shall comply with the other provisions of KRS 211.842 to 211.852.~~]

Section 17. The following KRS sections are repealed:

219.025 Posting of choke-saving techniques.

217.370 Persons with disease not to work in food establishment.

The Committee Amendment No. 1 to **SB 30** is as follows:

Amend printed copy of **SB 30** on page 14, line 9, by adding after the word "***permits.***" the following new sentence:

"***The authority to promulgate regulations pursuant to KRS 217.005 to 217.205 is restricted to the Cabinet for Human Resources.***".

The Committee Amendment No. 2 to **SB 30** is as follows:

Amend printed copy of **SB 30** on page 24, line 18,

By placing brackets around and striking through "or a food service establishment".

And on page 26, lines 13-14,

By placing brackets around and striking through "except as otherwise provided in subsection (4) of this section and".

And on page 31, line 11,

By inserting "***administrative***" after "or the" and by placing brackets around and striking through "rules and".

Calendar

SB 320, SB 332, HB 306, HB 307, HB 799, SB 318, HB 759, HB 844, HCR 188, SB 3, SB 33, SB 35, SB 38, SB 96, SB 108, SB 310, SB 355, SCR 1, SCR 11, SCR 71, SJR 110, HCR 205, SB 210, SB 405, HB 291, HB 563, HB 617, HB 920, SB 256, SB 391, SCR 97, HB 475 and **SB 321** taken from the Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Consent Calendar

SB 350, SB 313, SB 89, SB 90, SB 91, SB 92, SB 95, SB 97, SB 112 and **SB 314** taken from the Consent Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Representative Stumbo moved that the rules be suspended to allow floor privileges to the Honorable Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky. Agreed.

Orders of the Day

HB 940, with Committee Amendments and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Clarke moved the adoption of Floor Amendment No. 45 to Committee Amendment No. 40 to **HB 940**. Agreed.

Representative Lefevers moved the adoption of Floor Amendment No. 10 to **HB 940**.

On the roll call the vote was yeas 87—Ackerson, Adkins, Allen, Altman, Ark, Arnold, Ballard, Bentley, Blevins, Bronger, Brown, Bruce, Butler, Callahan, Casebier, Castleman, L. Clark, P. Clark, Cline, Curd, Cyrus, Deskins, Donnermeyer, Farrow, Ford, Freibert, Gedling, Geveden, Gray, Gregory, J. Harper, K. Harper, Hatcher, Heleringer, Hourigan, Jackson, Jensen, Johnson, A. Jones, T. Jones, Keith, Kerr, Layman, Lefevers, Lewis, Lile, Little, Lyne, Maggard, Mason, McBee, McElroy, Moberly, Morris, Mullinix, Napier, Nelson, Noe, Noland, Northup, O'Brien, Overstreet, Preston, Priddy, Pritchett, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Riner, Scorsone, Sheehan, Siler, B. Smith, R. Smith, Stokes, Strong, Stumbo, Todd, Turner, Walker, Ward, White, Worthington, Yates, Zimmerman. Nays 8—Burch, Clarke, Hancock, Long, Mack, Nett, Rapier.

Floor Amendment No. 10 to **HB 940** was adopted.

Representative Farrow moved the adoption of Floor Amendment No. 37 to Committee Amendment No. 40 to **HB 940**.

On the roll call the vote was yeas 56—Ackerson, Allen, Altman, Ark, Ballard, Blandford, Bronger, Brown, Burch, Callahan, L. Clark, P. Clark, Clarke, Crupper, Curd, Curtsinger, Farrow, Ford, Freibert, Geveden, Gray, Gregory, Hatcher, Heleringer, Johnson, A. Jones, Kerr, Layman, Lear, LeMaster, Lewis, Long, Mack, McBee, McElroy, Nett, Northup, O'Brien, Overstreet, Preston, Priddy, Rapier, Richards, B. Richardson, P. Richardson, Ridley, Riner, Sheehan, R. Smith, Stokes, Stumbo, Todd, Walker, Ward, Worthington, Zimmerman. Nays 37—Adkins, Barrows, Bentley, Blevins, Bruce, Casebier, Castleman, Cline, Cyrus, Deskins, Donnermeyer, Gedling, Hancock, J. Harper, K. Harper, Hourigan, Jackson, Keith, Lefevers, Lile, Little, Maggard, Mason, Moberly, Morris, Mullinix, Napier, Noe, Noland, Pritchett, Reinhardt, Scorsone, Siler, Strong, Turner, White, Yates.

Floor Amendment No. 37 to the Committee Amendment No. 40 to **HB 940** was adopted.

Representative Hourigan moved the adoption of Floor Amendment No. 49 to Committee Amendment No. 40 to **HB 940**. Rejected.

Representative Sheehan moved the adoption of Floor Amendment No. 47 to Committee Amendment No. 40 to **HB 940**. Rejected.

Representative Stumbo moved the adoption of Floor Amendment No. 41 to **HB 940**.

On the roll call the vote was yeas 66—Ackerson, Adkins, Ark, Arnold, Ballard, Bentley, Blandford, Blevins, Bronger, Bruce, Burch, Callahan, L. Clark, Clarke, Cline, Curtsinger, Deskins, Donnermeyer, Farrow, Freibert, Geveden, Gray, Gregory, Hancock, Jensen, Johnson, A. Jones, Keith, Kerr, Layman, Lear, Lefevers, LeMaster, Lewis, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Morris, Mullinix, Napier, Nett, Noe, Noland, Northup, O'Brien, Overstreet, Priddy, Richards, B. Richardson, P. Richardson, Ridley, Scorsone, Sheehan, Siler, Stokes, Stumbo, Todd, Ward, White, Worthington. Nays 23—Allen, Altman, Barrows, Brown, Casebier, Castleman, Crupper, Curd, J. Harper, K. Harper, Hatcher, Heleringer, Nelson, Pritchett, Rapier, Reinhardt, Riner, B. Smith, Strong, Turner, Walker, Yates, Zimmerman.

Floor Amendment No. 41 to **HB 940** was adopted.

Representative Stumbo moved the adoption of Committee Amendment No. 40 to **HB 940**. Agreed.

Representative Farrow moved the adoption of Floor Amendment No. 2 to **HB 940**.

Representative B. Richardson inquired whether Floor Amendment No. 2 was germane to **HB 940**.

The Speaker ruled that Floor Amendment No. 2 was not germane to **HB 940**.

Representative Richards moved the adoption of Floor Amendment No. 46 to **HB 940**. Agreed.

Representative Richards moved the adoption of Floor Amendment No. 50 to **HB 940**. Agreed.

Representative Worthington moved the adoption of Floor Amendment No. 35 to **HB 940**.

On the roll call the vote was yeas 50—Adkins, Allen, Altman, Ark, Arnold, Ballard, Barrows, Bentley, Blevins, Bruce, Castleman, Cline, Crupper, Cyrus, Deskins, Ford, Gedling, Gregory, J. Harper, Jackson, Jensen, A. Jones, Keith, Layman, Lefevers, Lewis, Little, Lyne, Maggard, McElroy, Moberly, Morris, Mullinix, Napier, Nelson, Noland, Overstreet, Preston, B. Richardson, P. Richardson, Ridley, Siler, R. Smith, Strong, Stumbo, Todd, Turner, White, Worthington, Zimmerman. Nays 45—Ackerson, Bronger, Butler, Callahan, Casebier, L. Clark, P. Clark, Clarke, Curd, Curtsinger, Donnermeyer, Farrow, Freibert, Geveden, Gray, Hancock, K. Harper, Hatcher, Heleringer, Hourigan, Johnson, Kerr, Lear, LeMaster, Lile, Long, Mack, Mason, McBee, Nett, Noe, Northup, O'Brien, Priddy, Pritchett, Rapier, Reinhardt, Riner, Scorsone, Sheehan, B. Smith, Stokes, Walker, Ward, Yates.

Floor Amendment No. 35 to **HB 940** was adopted.

Representative Little moved the adoption of Floor Amendment No. 15 to **HB 940**. Rejected.

Representative Little moved the adoption of Floor Amendment No. 16 to **HB 940**.

On the roll call the vote was yeas 55—Adkins, Allen, Altman, Arnold, Bentley, Blevins, Casebier, Castleman, P. Clark, Cline, Crupper, Curtsinger, Cyrus, Deskins, Donnermeyer, Ford, Freibert, Gedling, Hancock, J. Harper, Hatcher, Hourigan, Jackson, Jensen, Johnson, A. Jones, Keith, Kerr, Layman, Lefevers, LeMaster, Lile, Little, Lyne, Maggard, Mason, McBee, Moberly, Mullinix, Napier, Nelson, Noland, Overstreet, Preston, Reinhardt, Sheehan, Siler, B. Smith, Strong, Stumbo, Todd, Turner, Ward, White, Zimmerman. Nays 38—Ackerson, Ark, Ballard, Barrows, Blandford, Bronger, Brown, Bruce, Butler, Callahan, L. Clark, Clarke, Geveden, Gray, K. Harper, Heleringer, T. Jones, Lear, Lewis, Long, Mack, McElroy, Morris, Nett, Noe, Northup, O'Brien, Priddy, Pritchett, Rapier, B. Richardson, Ridley, Riner, Scorsone, R. Smith, Stokes, Worthington, Yates.

Floor Amendment No. 16 to **HB 940** was adopted.

Representative Cline moved the adoption of Floor Amendment No. 5 to **HB 940**.

On the roll call the vote was yeas 36—Adkins, Altman, Bentley, Cline, Cyrus, Deskins, Donnermeyer, Ford, Gedling, Hancock, J. Harper, K. Harper, Hatcher, Hourigan, Jackson, Jensen, Johnson, Keith, Lefevers, Little, Lyne, Maggard, Mason, Mullinix, Napier, Noland, Overstreet, Pritchett, Reinhardt, Riner, Siler, Strong, Stumbo, Todd, Turner, Yates. Nays 41—Ackerson, Allen, Ark, Barrows, Blandford, Bronger, Bruce, Burch, Butler, Callahan, Castleman, L. Clark, P. Clark, Curd, Farrow, Freibert, Geveden, Gray, Heleringer, A. Jones, T. Jones, Lear, Lewis, Mack, McElroy, Moberly, Morris, Nett, Noe, Northup, O'Brien, Preston, Priddy, Rapier, Richards, Scorsone, Sheehan, B. Smith, Stokes, Worthington, Zimmerman.

Floor Amendment No. 5 to **HB 940** was rejected.

Recess

Representative Stumbo moved that the House recess for 15 minutes. Agreed.

At the appointed hour, the Speaker resumed the Chair.

Orders of the Day (Continued)

Representative Stumbo moved that the rules be suspended to reconsider the vote on Floor Amendment No. 35 to **HB 940**. Agreed.

Representative Worthington moved the adoption of Floor Amendment No. 35 to **HB 940**.

On the roll call the vote was yeas 43—Adkins, Allen, Altman, Arnold, Ballard, Barrows, Bentley, Blevins, Castleman, Cline, Crupper, Cyrus, Deskins, Ford, Gedling, Gregory, J. Harper, Jackson, Jensen, Keith, Layman, Lefevers, Little, Lyne, Maggard, Moberly, Mullinix, Napier, Nelson, Noe, Noland, Overstreet, Preston, B. Richardson, Ridley, Siler, R. Smith, Strong, Todd, Turner, White, Worthington, Zimmerman. Nays 50—Ackerson, Ark, Blandford, Bronger, Brown, Burch, Butler, Callahan, Casebier, L. Clark, P. Clark, Clarke, Curd, Donnermeyer, Farrow, Freibert, Geveden, Gray, Hancock, Hatcher, Heleringer, Hourigan, Johnson, A. Jones, T. Jones, Kerr, Lear, LeMaster, Lewis, Lile, Long, Mack, Mason, McBee, McElroy, Morris, Nett, Northup, O'Brien, Priddy, Pritchett, Rapier, Richards, Riner, Scorsone, Sheehan, B. Smith, Stumbo, Ward, Yates.

Floor Amendment No. 35 to **HB 940** was rejected.

Representative Ward moved the adoption of Floor Amendment No. 9 to **HB 940**. Rejected.

Representative Scorsone moved the adoption of Floor Amendment No. 19 to **HB 940**.

On the roll call the votes was yeas 79—Adkins, Allen, Altman, Ballard, Barrows, Bentley, Blevins, Bronger, Bruce, Burch, Butler, Callahan, Casebier, Castleman, L. Clark, P. Clark, Cline, Curtsinger, Cyrus, Deskins, Donnermeyer, Ford, Freibert, Gedling, Geveden, Gregory, Hancock, J. Harper, K. Harper, Hatcher, Heleringer, Hourigan, Jackson, Jensen, Johnson, A. Jones, T. Jones, Keith, Kerr, Layman, Lear, Lefevers, LeMaster, Lewis, Lile, Little, Long, Lyne, Maggard, Mason, McBee, Moberly, Morris, Mullinix, Napier, Nelson, Noe, Noland, O'Brien, Overstreet, Preston, Priddy, Reinhardt, B. Richardson, Ridley, Riner, Scorsone, Sheehan, Siler, R. Smith, Stokes, Strong, Todd, Turner, Walker, Ward, White, Yates, Zimmerman. Nays 15—Ackerson, Ark, Blandford, Brown, Clarke, Curd, Farrow, Gray, Mack, McElroy, Nett, Northup, Pritchett, Rapier, Richards.

Floor Amendment No. 19 to **HB 940** was adopted.

Representative Sheehan moved the adoption of Floor Amendment No. 20 to **HB 940**. Rejected.

Representative Hancock moved the adoption of Floor Amendment No. 21 to **HB 940**.

On the roll call the vote was yeas 38—Adkins, Altman, Arnold, Ballard, Barrows, Blevins, Brown, Bruce, Casebier, Cline, Crupper, Cyrus, Deskins, Donnermeyer, Farrow, Ford, Gedling, Hancock, J. Harper, K. Harper, Jackson, Jensen, Keith, Layman, Lefevers, Lile, Little, Long, Maggard, Moberly, Napier, Reinhardt, B. Richardson, Siler, Strong, Ward, Yates, Zimmerman. Nays 46—Ackerson, Allen, Ark, Bentley, Blandford, Bronger, Burch, Callahan, Castleman, L. Clark, Clarke, Curd, Curtsinger, Freibert, Geveden, Gray, Hatcher, Heleringer, Hourigan, Johnson, A. Jones, T. Jones, Kerr, Lear, LeMaster, Lewis, Mason, McElroy, Morris, Nett, Noe, Noland, Northup, O'Brien, Overstreet, Preston, Rapier, Richards, Ridley, Riner, Sheehan, B. Smith, R. Smith, Stumbo, Turner, White.

Floor Amendment No. 21 to **HB 940** was rejected.

Representative Lear moved the adoption of Floor Amendment No. 25 to **HB 940**.

On the roll call the vote was yeas 51—Ackerson, Ark, Blandford, Bronger, Brown, Burch, Butler, Callahan, Casebier, Castleman, L. Clark, Curd, Curtsinger, Donnermeyer, Freibert, Geveden, Gray, Gregory, J. Harper, K. Harper, Hatcher, Heleringer, Hourigan, Jensen, Kerr, Lear, Lefevers, LeMaster, Lewis, Lile, Mack, McBee, Mullinix, Nett, Northup, O'Brien, Rapier, Reinhardt, Richards, Riner, Scorsone, Sheehan, B. Smith, R. Smith, Stokes, Stumbo, Walker, Ward, White, Yates, Zimmerman. Nays 38—Adkins, Allen, Altman, Ballard, Barrows, Bentley, Blevins, Bruce, P. Clark, Clarke, Cline, Cyrus, Deskins, Farrow, Ford, Gedling, Hancock, Jackson, Johnson, A. Jones, T. Jones, Keith, Little, Maggard, Mason, McElroy, Moberly, Morris, Napier, Nelson, Noe, Overstreet, Pritchett, Ridley, Siler, Strong, Todd, Turner.

Floor Amendment No. 25 to **HB 940** was adopted.

Representative Blevins moved the adoption of Floor Amendment No. 30-P to **HB 940**.

The Speaker called for a roll call vote on whether to consider a Piggyback Amendment.

On the roll call the vote was yeas 81—Ackerson, Adkins, Allen, Altman, Ark, Arnold, Ballard, Bentley, Blandford, Blevins, Brown, Bruce, Burch, Butler, Callahan, Casebier, Castleman, Cline, Crupper, Curtsinger, Cyrus, Deskins, Donnermeyer, Farrow, Ford, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, K. Harper, Hatcher, Heleringer, Hourigan, Jackson, Jensen, Johnson, A. Jones, Keith, Kerr, Layman, Lefevers, Lewis, Lile, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Morris, Mullinix, Napier, Nelson, Noland, O'Brien, Overstreet, Preston, Pritchett, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Riner, Scorsone, Sheehan, Siler, B. Smith, R. Smith, Stokes, Strong, Stumbo, Todd, Turner, White, Worthington, Zimmerman. Nays 13—L. Clark, P. Clark, Clarke, Curd, T. Jones, Moberly, Nett, Noe, Northup, Priddy, Rapier, Walker, Yates.

The House agreed to consider the Piggyback Amendment.

Representative Blevins moved the adoption of Floor Amendment No. 30-P to **HB 940**. Agreed.

Representative Callahan moved the adoption of Floor Amendment No. 14 to **HB 940**. Agreed.

Representative Moberly moved the adoption of Floor Amendment No. 55 to **HB 940**. Agreed.

Representative Blevins moved the adoption of Floor Amendment No. 11 to **HB 940**. Rejected.

Representative Heleringer moved the adoption of Floor Amendment No. 44 to **HB 940**.

Representative Deskins inquired whether Floor Amendment No. 44 was germane to **HB 940**.

The Speaker ruled that Floor Amendment No. 44 was germane to **HB 940**.

On the roll call the vote was yeas 65-Ackerson, Adkins, Allen, Altman, Arnold, Ballard, Blandford, Bronger, Brown, Bruce, Butler, Callahan, Casebier, Castleman, L. Clark, P. Clark, Crupper, Curd, Curtsinger, Donnermeyer, Farrow, Ford, Freibert, Gedling, Gray, Gregory, Hancock, J. Harper, K. Harper, Heleringer, Hourigan, Jensen, Johnson, Keith, Kerr, Layman, Lefevers, Lile, Little, Lyne, Mack, Maggard, McBee, Morris, Mullinix, Napier, Nett, Noland, Northup, O'Brien, Priddy, Rapier, Reinhardt, B. Richardson, Riner, Sheehan, Siler, Strong, Stumbo, Todd, Turner, Walker, White, Worthington, Yates. Nays 25—Barrows, Blevins, Burch, Cline, Cyrus, Deskins, Jackson, A. Jones, LeMaster, Lewis, Long, Mason, McElroy, Moberly, Nelson, Noe, Overstreet, Preston, Pritchett, Richards, Ridley, Scorsone, B. Smith, R. Smith, Ward.

Floor Amendment No. 44 to **HB 940** was adopted.

Representative Burch moved the adoption of Floor Amendment No. 57 to **HB 940**. Rejected.

Representative P. Richardson moved the adoption of Floor Amendment No. 53 to **HB 940**. Rejected.

Representative Stumbo moved that **HB 940**, as amended, be passed.

Representative Nett moved the adoption of Floor Amendment No. 8 to **HB 940**.

Representative Little inquired whether Floor Amendment No. 8 was germane to **HB 940**.

The Speaker ruled that Floor Amendment No. 8 was not germane to **HB 940**.

Representative Maggard moved the adoption of Floor Amendment No. 4 to **HB 940**. Rejected.

Representative Mullinix moved the adoption of Floor Amendment No. 54 to **HB 940**. Rejected.

Representative Jensen moved the adoption of Floor Amendment No. 17 to **HB 940**.

On the roll call the vote was yeas 36—Ackerson, Allen, Altman, Casebier, Curtsinger, Deskins, Donnermeyer, Ford, Freibert, Gedling, J. Harper, Jensen, A. Jones, Keith, Layman, Lefevers, Lile, Maggard, McBee, Mullinix, Napier, Nelson, Noland, Northup, O'Brien, Overstreet, Reinhardt, Riner, Siler, R. Smith, Stokes, Strong, Todd, Turner, Walker, Zimmerman. Nays 40—Adkins, Ark, Arnold, Ballard, Bentley, Blandford, Blevins, Bronger, Brown, Butler, Callahan, Castleman, L. Clark, Crupper, Cyrus, Geveden, Gray, K. Harper, Hatcher, Heleringer, Hourigan, T. Jones, Lear, Lewis, Little, Long, Lyne, Mason, McElroy, Moberly, Morris, Preston, Pritchett, Rapier, Richards, Ridley, Sheehan, Stumbo, Ward, Worthington.

Floor Amendment No. 17 to **HB 940** was rejected.

Representative K. Harper moved the adoption of Floor Amendment No. 18 to **HB 940**.

On the roll call the vote was yeas 37—Ackerson, Adkins, Allen, Altman, Ballard, Bruce, Callahan, Casebier, L. Clark, Curtsinger, Donnermeyer, Ford, Gedling, K. Harper, Hourigan, Jensen, Johnson, Keith, Kerr, Layman, Lefevers, Maggard, McBee, Morris, Mullinix, Napier, Noland, O'Brien, Reinhardt, Riner, Siler, Strong, Todd, Turner, Walker, Yates, Zimmerman. Nays 46—Ark, Bentley, Blandford, Blevins, Bronger, Brown, Burch, Castleman, Clarke, Curd, Cyrus, Deskins, Farrow, Geveden, Gray, Gregory, Hatcher, A. Jones, T. Jones, Lear, LeMaster, Lewis, Little, Long, Mack, Mason, McElroy, Moberly, Nelson, Noe, Overstreet, Preston, Pritchett, Rapier, Richards, B. Richardson, P. Richardson, Ridley, Scorsone, B. Smith, R. Smith, Stokes, Stumbo, Ward, White, Worthington.

Floor Amendment No. 18 to **HB 940** was rejected.

Representative Jensen moved the adoption of Floor Amendment No. 22 to **HB 940**.

On the roll call the vote was yeas 66—Ackerson, Adkins, Allen, Altman, Arnold, Bentley, Brown, Bruce, Butler, Casebier, Castleman, Cline, Crupper, Curtsinger, Cyrus, Deskins, Donnermeyer, Farrow, Ford, Freibert, Gedling, Gregory, J. Harper, K. Harper, Hatcher, Heleringer, Jackson, Jensen, A. Jones, Keith, Layman, Lear, Lefevers, LeMaster, Lile, Little, Long, Maggard, Mason, McBee, Moberly, Morris, Mullinix, Napier, Nelson, Noland, Northup, O'Brien, Overstreet, Preston, Priddy, Reinhardt, B. Richardson, P. Richardson, Ridley, Riner, Siler, B. Smith, R. Smith, Stokes, Strong, Todd, Turner, Walker, Yates, Zimmerman. Nays 31—Ark, Ballard, Barrows, Blandford, Blevins, Bronger, Burch, Callahan, L. Clark, P. Clark, Clarke, Curd, Geveden, Gray, Hancock, Hourigan, Johnson, T. Jones, Kerr, Lewis, Mack, McElroy, Noe, Pritchett, Rapier, Richards, Scorsone, Stumbo, Ward, White, Worthington.

Floor Amendment No. 22 to **HB 940** was adopted.

Representative Jensen moved that the vote by which Floor Amendment No. 22 to **HB 940** was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Lear moved that the vote on Floor Amendment No. 25 to **HB 940** be reconsidered. Agreed.

Representative Worthington moved the adoption of Floor Amendment No. 25 to **HB 940**.

On the roll call the vote was yeas 25—Adkins, Allen, Altman, Bentley, Bruce, Deskins, Ford, Gedling, J. Harper, Jensen, Keith, Layman, Lefevers, Little, Lyne, Maggard, Morris, Noland, Ridley, Siler, Strong, Todd, Turner, Worthington, Zimmerman. Nays 50—Ackerson, Ark, Ballard, Blandford, Blevins, Bronger, Brown, Burch, Callahan, Castleman, L. Clark, P. Clark, Clarke, Curd, Curtsinger, Donnermeyer, Farrow, Freibert, Geveden, Gray, Gregory, Hancock, Hatcher, Heleringer, Hourigan, A. Jones, Lear, LeMaster, Lewis, Long, Mack, Mason, McBee, McElroy, Noe, Northup, O'Brien, Preston, Priddy, Pritchett, Rapier, Richards, Riner, Scorsone, Sheehan, B. Smith, Stumbo, Ward, White, Yates.

Floor Amendment No. 25 to **HB 940** was rejected.

Representative Keith moved the adoption of Floor Amendment No. 32 to **HB 940**. Rejected.

Representative K. Harper moved the adoption of Floor Amendment No. 43 to the Committee Amendment No. 40 to **HB 940**. Rejected.

On the roll call the vote was: Yeas 58, Nays 42. (See March 21, 1990 roll call on **HB 940** - Appendix.)

HB 940, as amended, was passed and the title agreed to.

Representative Stumbo moved that the vote by which **HB 940**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

Motions, Petitions and Communications

Recess

Representative Stumbo moved that the House recess for five minutes for a meeting of the Committee on Rules. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Senate Message

Announcing passage of **SB 93**, **SB 281**, **HB 14** with Senate Amendment, **HB 378** with Senate Amendment, and **HB 444**.

Message received on **HB 43**: The Senate has passed **HB 43** by way of Committee Substitute and respectfully requests that this Honorable Body concur with the Committee Substitute to **HB 43**.

HB 301 returned with the following message: The Senate has receded from its Floor Amendment No. 2 to **HB 301** and is respectfully returning same to this Honorable Body for enrollment.

Motions, Petitions and Communications (Continued)

Representative Keith moved the rules be suspended to act upon Legislative Citations. Agreed.

Representative Keith moved the adoption of the following two legislative citations, both numbered as Legislative Citation No. 75. Agreed.

The House of Representatives of the Commonwealth of Kentucky honors the Leslie County "Eagles" Boys' Basketball Team.

This body recognizes and congratulates the Leslie County "Eagles" Boys' Basketball Team for your outstanding achievement of advancing to the Boys "Sweet Sixteen" Tournament. Your winning record of 25-6 reflects hard work, school loyalty, a competitive spirit and a positive team effort. Your accomplishment and achievement is an expressed manifestation of your high level of performance.

This prestigious body joins Representative Stephen Keith in saluting you for your victories and accomplishments. We extend to you our best wishes for continued success as you represent Leslie County in the 1990 Boys' "Sweet Sixteen" Basketball Tournament.

Representative Keith individually honored the following members of the Leslie County "Eagles" Boys' Basketball Team:

Seniors Joey Caldwell, Jerry Hensley, Kenny Smith, Bill Wells, Tackett Wilson, Terril Wilson; Junior Chris Helton; Sophomores Greg Couch, Sam Howard, Ronnie Turner; and Freshmen Wayne Ed Bowling, Landry Collett, Michael Parker, Daniel Pennington and Reginald Stidham.

The House of Representatives of the Commonwealth of Kentucky honors the coaching staff and school system administrators of Leslie County High School.

The advancement of the Leslie County Boys' Basketball Team to the "Sweet Sixteen" Tournament is an outstanding achievement. Their winning record of 25-6 reflects hard work, school loyalty, a competitive spirit and a positive team effort. This accomplishment and achievement is an example of the high level of performance that you encourage from the students.

This prestigous body joins Representative Stephen Keith in saluting you for your contributions to the victories and accomplishments of Leslie County High School. We extend to you our best wishes for continued success.

Representative Keith individually honored the following members of the Leslie County High School coaching staff and school system administrators:

Head Coach Ronnie Stidham, Assistant Coaches James Caudill and Herman Wilson, Athletic Director and Assistant Principal Cecil Hoskins, Superintendent Bob Bowling, Principal Omus Shepherd, and Assistant Principal Frank Baker.

Representative Keith moved the adoption of the following Legislative Citation No. 76. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby congratulates members of the Leslie County High School Basketball Cheerleading Squad.

This body salutes your high standard of performance that helped to foster the spirit of Leslie County Eagles during your victorious season. Your skills and talents are demonstrated through your school loyalty. Your enthusiasm and school spirit will be a valuable contribution as team members prepare to compete in the "Sweet Sixteen".

This prestigious body joins Representative Stephen Keith in saluting the Leslie County Boys' Basketball Cheerleading Squad for your contribution to the team's winning season.

Representative Keith individually honored the following members of the Leslie County High School Basketball Cheerleading Squad:

Jennifer Allen, Angie Asher, Keisha Bowling, Crystal Caldwell, Kathy Collet, Kara Keen, Jeannie Morgan, Janna Napier, Julie Napier, Janet Roberts, Missy Smith, Kristin Sparks, "Eagle" Schaf Tolliver, and Cheerleading Sponsor Alene P. Bowling.

Representative moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative Keith moved the adoption of the following Legislative Citation No. 78. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes the members of the Leslie County High School Band.

Your musical talents have lifted the spirits and encouraged the student athletes of Leslie County High School. The value of this contribution is evident as you prepare to cheer on the Boy's Basketball Team in the state's highest level of basketball competition, the "Sweet Sixteen". Your school spirit is demonstrated through your musical talents, hard work and dedication.

This prestigious body joins Representative Stephen Keith in saluting the members of the Leslie County High School Band as you cheer on your "Eagles" in the "Sweet Sixteen".

Representative Keith individually honored the following members of the Leslie County High School Band:

Judy Adams, Marsha Adams, Georgia Bentley, Shannon Bentley, Lillie Brock, Kelly Caldwell, Eddie Campbell, Carmen Collett, Scottie Day, Dena Dick, Chris Fields, Ray Fugate, Billy Hensley, Tammy Hensley, Aretha Hoskins, Ronald Hoskins, Jamie Johnson, Karen Lawson, Dwight Morgan, John Morgan, Robin Muncy, Kevin Newell, Renae Osborne, Julie Rice, Monica Rice, Johnny Sizemore, Myra Sizemore, Stephanie Sizemore, Dustin Tennill, Schaffer Tolliver, Byron Turner, Lynn Welch, Danielle Wells, Donnie Wells, Jeremy Wilson, Becky Woods, Denise Wooten, Ruth Wooten, Band Director Ron Hoover, and Elementary Band Director and Chaperone Sandra Bass.

Representative P. Richardson moved the adoption of the following Legislative Citation No. 72. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby congratulates and applauds the individuals achieving the rank of Eagle Scout.

This body proudly salutes you for achieving the rank of Eagle Scout.

The rank of Eagle Scout is achieved by less than two percent of all scouts. The rank of Eagle is an individual award earned according to National Boy Scouts of America requirements and standards. This accomplishment could only be reached by dedication, hard work, and a positive spirit. Your civic contributions are noteworthy and demonstrate leadership qualities.

This prestigious body joins Representative Paul W. Richardson in saluting you for achieving the rank of Eagle Scout.

Representative P. Richardson individually honored the following Eagle Scouts:

Brian M. Arlinghaus, James R. Banta, Mark V. Delaney, Robert J. Douglas, Nathan W. Endress, Timothy Ford, Dennis E. Hutchinson, Robert H. Keyes, Jay W. Kerl, Robert Shane Kosky, Andrew J. Miller, Jason R. Norvell, James A. Painter, Matthew Resing, Jonathon Roberts, Robert W. Schaefer, Bradley Schultz, Clayton T. Siereveld, Gary C. Strain, and Christopher Youger.

Representative J. Harper moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 225, by Representative J. Harper: A RESOLUTION honoring the Bullitt Central High School Chorus.

Representative J. Harper moved the adoption of the following **HR 225**:

HR 225, A RESOLUTION honoring the Bullitt Central High School Chorus.

WHEREAS, the Bullitt Central High School Chorus will be here at the State Capitol on March 22nd to sing in the Rotunda; and

WHEREAS, these 80 chorus members and their chorus director, Pam Fleitz, have earned superior ratings for the past five years in both state and district competitions; and

WHEREAS, this select chorus will be in a national vocal competition this May in St. Louis, Missouri; and

WHEREAS, our honored guests for tomorrow will be chorus director, Pam Fleitz, and chorus members Kim Allen, Lisa Church, Jeannine Hurst, Jennifer Johnson, Lacey Merriett, Amy Pickett, Kim Prestif, Becky Scott, Crystal Shuffitt, Winette Watkins, Cristie Royalty, Amy Young, Susan Bates, Suzette Harris, Beth Keown, Heather McCubbins, Traci Mudd, Amy Perkins, Shanita Sarver, Deedee Smith, Brigit Spratt, Tiffany Stargel, Anna Starks, Rolanda Tabor, Julie Walls, Julie Wilkins, Ginger Young, Chris Bush, Matt Campbell, Lamont Hammon, Dwight Kitterman, Derrick Mudd, Chris Carter, Kevin Gathof, Scott House, James McCubbins, Jeff Miller, John Perry, Mike Shepherd, Dan Winkler, Eddie Purvis, Sean Abel, Yana Burgin, Junie Duncan, Dana Franke, Amy Keown, Kim Margel, Danielle McGlothin, Conni Pace, Tammy Parrigan, Jennie Taylor, Mary Traylor, Abby Blakely, Bridgett Bleemel, Ginny Brewer, Stephanie Decker, Ann Hardin, Missy Jackson, Melyssa McLaughlin, Shannon Pace, Mandy Pickett, Tina Reid, Michelle Royalty, Lori Rupard, Todd Kittle, Andy Ragg, Joey Rippy, Tim Barnes, Billy Forbis, Ian Hart, Chad Hobbs, Shane Hutchins, Shelly Walters, Troy Pickett, Craig Martin, Tom Sullivan, Lenny Tipton and Shelia Fulkerson;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives is proud to honor and commend the Bullitt Central High School Chorus.

Section 2. That the House congratulates Superintendent Dr. Neyland Clark, Assistant Superintendent for Secondary Education Dr. James King, Principal George Valentine, and Assistant Principals Gary Dennison, Bob Buege, and Barbara Elliot on the success of Pam Fleitz and the Bullitt Central High School Chorus and each chorus member.

Section 3. That the House of Representatives looks forward to the Bullitt Central High School Chorus singing in the Rotunda tomorrow.

Section 4. That this honorable body thanks the chorus for coming to Frankfort and wishes each of them continued success.

Section 5. That the Clerk of the House supply Representative John Harper with a sufficient number of copies of this Resolution to present to the chorus director and chorus members on March 22, 1990.

HR 225 was adopted by voice vote.

Representative Hancock moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 226, by Representative Hancock: A RESOLUTION honoring the Legislative Research Commission print shop for its outstanding work and adjourning in its honor.

Representative Hancock moved the adoption of the following **HR 226**:

HR 226, A RESOLUTION honoring the Legislative Research Commission print shop for its outstanding work and adjourning in its honor.

WHEREAS, the Legislative Research Commission print shop possesses printing machines that are on the cutting edge of technology; and

WHEREAS, trucks loaded with paper equivalent to the size of a small forest have been seen disappearing into the Legislative Research Commission print shop; and

WHEREAS, cavernous filing systems have been purchased and installed to store the reams of printed materials churned out of the Legislative Research Commission print shop; and

WHEREAS, late into the night, feverish activity is evident in the Capitol basement; and

WHEREAS, important people stand in line to purchase and read the printed pages emanating from Room 54; and

WHEREAS, it is said the wheels of government would grind to a halt and anarchy would prevail should the Legislative Research Commission print shop fail in its mission; and

WHEREAS, luckily such a disaster is highly unlikely due to the hardworking, dedicated, and innovative professionals that keep the Legislative Research Commission print shop humming;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this esteemed body expresses its appreciation to the Legislative Research Commission print shop for its dedication and countless hours of service to the General Assembly and the Commonwealth of Kentucky this session.

Section 2. That this honorable body applauds the Legislative Research Commission print shop for its conscientious and outstanding work and adjourns this day in its honor.

Section 3. That the Clerk of the House transmit copies of this resolution to Mr. Sam Hensley, Assistant Director for Publications and Information for the Legislative Research Commission.

HR 226 was adopted by voice vote.

Representative Burch moved the adoption of the following **HR 224**:

HR 224, A RESOLUTION urging the inclusion of a pilot percentage of income plan in Jefferson County in the 1990-91 and the 1991-92 state energy assistance plans.

WHEREAS, low income households in Jefferson County have experienced increasing difficulty in paying their energy bills, causing extreme hardship for thousands of households; and

WHEREAS, available federal Low Income Home Energy Assistance Program (LIHEAP) block grant funds have decreased 34% since 1985, and despite a concentrated effort, local, private and government sources have been unable to fill the gap; and

WHEREAS, a more efficient delivery system for energy assistance needs to be developed in order to have a greater impact with both existing and future assistance dollars; and

WHEREAS, representatives of the City of Louisville, Jefferson County, Louisville Gas & Electric Company and community groups, including representatives of low income customers, have come together to develop a plan to accomplish more effective delivery of energy assistance; and

WHEREAS, central to the success of this plan is the pooling of available funds to be used in a centralized program that targets the neediest households with the highest energy costs, a percentage of income plan; and

WHEREAS, such pooled funding also must include federal LIHEAP funds administered by the Cabinet for Human Resources; and

WHEREAS, LIHEAP funds are spent according to a plan submitted by the state to the federal government each year;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

That the House of Representatives endorses the efforts of Jefferson County and the City of Louisville to develop a pilot program to more effectively meet the energy needs of low income households, and urges the Cabinet for Human Resources to work with officials of the City of Louisville and Jefferson County as they develop a pilot percentage of income plan to be included in the state plan submitted with the LIHEAP application for the 1990-91 and 1991-92 energy assistance programs.

HR 224 was adopted by voice vote.

Representative Long moved the adoption of the following Legislative Citation No. 73. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby honors the 1989-90 Shelby County High School Basketball Team.

This body proudly salutes the outstanding preformance of the 1989-90 Shelby County High School Rockets Basketball Team. The Rockets earned a 20-9 record for the season capturing the 30th district championship and sweeping the 8th region championship. The Rockets progressed to the State Tournament in Louisville where they will be matched against North Hardin on March 21. Now let it be known that superb athletic performance such as has been demonstrated herein is the result of hard work, enduring dedication and consistent positive attitude. The members of the SCHS Rockets have demonstrated true team spirit, championship character and have brought pride to the community and the school. This prestigious body congratulates the team, applauds the team's achievements thus far, cheers its efforts in the Boys State Basketball Tournament, and extends its best wishes for continued success in all endeavors.

Representative Long individually honored the 1989-90 Shelby County High School Basketball Team:

Chris Armstrong, Brian Barnett, Robert Carino, Mike Clark, Aaron Glass, Tommy Hayes, Robbie Houchins, Shawn Jones, Greg Mason, Kenny Mickey, Dale Nelson, Matt Simons, and Robbie Witmer.

Representative Long moved the adoption of the following Legislative Citation No. 74. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby honors supporters of the 1989-90 Shelby County High School Basketball Team.

This honorable body salutes the outstanding contributions of the supporters of the 1989-90 Shelby County High School Rockets Basketball Team. The Rockets earned a 20-9 record for the season capturing the 30th district championship and sweeping the 8th region championship. The Rockets progressed to the State Tournament in Louisville where they will be matched against North Hardin on March 21. Now let it be known that the supporters of the Rockets have shown unwavering leadership, guidance, support and encouragement to the SCHS Rockets and in doing so have been the "sixth starter" in every team outing. This prestigious body extends its congratulations, applauds the teams's achievements thus far, cheers its efforts in the Boys' State Basketball Tournament, and extends its best wishes for continued success in all endeavors.

Representative Long individually honored the following supporters of the 1989-90 Shelby County High School Basketball Team:

Lowell Ashby, Tim Banks, Kirby Chambers, Margo Creamer, Suzy Fair, Jonathon Hardesty, Gary Kidwell, Eddie Mason, Stacey Meadows, Lisa McCann, Scott Patterson, Matt Simons, Laura Spicer, Lynn Swigert, Kristin Thompson, Camilla Tucker, Nicole White, Loren Wingfeld, and Becky Yates.

Representative Nelson moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Nelson moved that he be recorded as voting "yea" on Floor Amendment No. 37 to the Committee Amendment No. 40 to **HB 940**. Agreed.

Representative Nelson moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Nelson moved that his vote be changed from "nay" to "yea" on Floor Amendment No. 41 to **HB 940**. Agreed.

Representative Gray moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Gray moved that his vote be changed from "nay" to "yea" on **HB 940**. Agreed.

Representative Stumbo moved that that the rules be suspended for the purpose of waiving the three day posting requirement on **SB 375**, **SB 388**, **SB 393** and **SB 408**. Agreed.

Representative Stumbo moved that the rules be suspended for Introduction of Resolutions, Report of Committees and Posting of Bills and Resolutions for Consideration. Agreed.

Introduction of Bills and Resolutions

HR 227, by Representative L. Clark: A RESOLUTION urging the Secretary of Transportation to continue the use of state employees to maintain and clean the Junior Williamson Rest Area at Slade, Kentucky.

Report of Committees

The Committee on Rules reported **SB 144**, **SB 224**, **SB 305**, **SCR 105**, **HB 5**, **HB 741**, **SB 319**, **SB 331**, **SB 39**, **SB 209**, **SB 255**, **HB 475**, **HB 563**, **HB 617**, **HCR 188**, **HCR 205**, **SB 210**, **SB 256**, **SB 320**, **SB 174**, **SB 178**, **SB 199** and **SB 275** have been posted for passage in Orders of the Day, March 22, 1990.

The Committee on Rules reported the following Consent Bills have been posted for passage in Regular Order of the Day, March 22, 1990: **SB 41**, **SB 134**, **SB 186**, **SB 200**, **SB 297**, **SB 298** and **SCR 55**.

The Committee on Rules reported the following Bills have been recommitted:

Appropriations and Revenue: **HB 306**, **HB 307**, **HB 799**.

Representative Stumbo moved that the rules be suspended to allow the Committee on Appropriations and Revenue to meet upon recess. Agreed.

Representative Stumbo moved that when the House adjourns, it do so by voice vote. Agreed.

Representative Stumbo moved that when the House does adjourn this day, it do so until 2:00 p.m., Thursday, March 22, 1990. Agreed.

Recess

Representative Stumbo moved that the House recess until the Committee on Appropriations and Revenue adjourns and reports are read. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Announcements

The Clerk announced the filing of the following Floor Amendments:

Floor Amendment No. 1 to **SB 209**, by Representative Farrow:

Amend printed copy of **SB 209** on page 6, line 15, after the word "municipal" by inserting the words, "***or county***"; and continuing on that line by removing the brackets and strike-throughs; and

On page 6, line 16, by removing the brackets and strike-throughs and before the period ".", by inserting the words, "***or expansion***".

Floor Amendment No. 1 to **HB 844**, by Representative Ackerson:

Amend printed copy of **HB 844** on page 3, line 23, by adding the following after "permissive.": "***The policies or coverage shall include comparable benefits for those who rely on spiritual treatment through prayer alone in accordance with a recognized religious method of healing.***"

Floor Amendment No. 2 to **HB 844**, by Representative Mullinix:

Amend printed copy of **HB 844** on page 7, after line 26, by adding the following:

"***(6) The Department of Personnel shall offer a plan under which a state employee who is actually granted health care options under this section but not under KRS 18A.225 may elect to reject the options provided under this section in writing. The employee who rejects the options shall receive the equivalent of the minimum employer contribution rate for health care options provided under this section to use in purchasing health care coverage of his choice. Once the election is made, it shall not be changed until the end of the period for which the election was made unless otherwise allowed by state or federal law.***"

Floor Title Amendment to **HCR 205**, by Representative A. Jones:

Amend printed copy of **HCR 205** on page 1, delete the title and insert in lieu thereof the following: "A CONCURRENT RESOLUTION directing the Legislative Research Commission to create a task force to study the potential amendment of statutes pertaining to open meetings of public agencies and open records."

Floor Amendment No. 1 to **HCR 205**, by Representative A. Jones:

Amend printed copy of **HCR 205** on page 2, delete lines 3 and 4 in their entirety and insert in lieu thereof "impact of amending KRS 61.805 through KRS 61.884, relating to open meetings of public agencies and open records, and to make recommendations"; and

On page 2, line 6, after "to:" insert "consideration of open records and open meetings statutes to determine their best and fairest construction to accommodate the interests of public agencies, the media, and the citizens of the Commonwealth;"

Floor Amendment No. 1 to **HB 563**, by Representative Moberly:

Amend printed copy of **HB 563** on page 2, line 1, after the word "*of*" by inserting: "***water***"

Floor Title Amendment to the Committee Substitute to **HB 617**, by Representative Moberly:

Amend printed copy of HCS/**HB 617** by amending the title to read as follows: "AN ACT relating to a groundwater monitoring network."

Floor Amendment No. 1 to **SB 224**, by Representative Ackerson:

Amend printed copy of **SB 224** on page 5, line 26, after the period ".", by adding the following:

"***Any ordinance creating a management district or any other ordinance enacted by a city of the first class or a county containing a city of the first class, shall be subject to recall pursuant to the petition and referendum requirements of KRS 83A.120. After the certificate of the results of the election on the question are returned and entered upon the records of the city or county, if a majority of those voting favor the repeal of the ordinance in question, the ordinance shall be null and void for all purposes and shall be removed from any composite index or code of ordinances maintained by the city or county.***"

Floor Amendment No. 1 to the House Committee Substitute to **SB 211**, by Representative Ackerson:

Amend printed copy of HCS/**SB 211** on page 6, after line 6 and before line 7, by adding the following:

"***(5) Any ordinance creating an overlay district or any other ordinance enacted by a city of the first class or a county containing a city of the first class, shall be subject to recall pursuant to the petition and referendum requirements of KRS 83A.120. After the certificate of the results of the election on the question are returned and entered upon the records of the city or county, if a majority of those voting favor the repeal of the ordinance in question, the ordinance shall be null and void for all purposes and shall be removed from any composite index or code of ordinances maintained by the city or county.***"; and

On page 6, line 7, by renumbering subsection "***(5)***" as subsection "***(6)***".

Floor Amendment No. 1 to **SB 38**, by Representative Morris:

Amend printed copy of **SB 38** on page 1, line 15, following the word "***cabinet***" by inserting "***or the statewide constitutional officer***"; and

On page 2, line 2, following the word "General" by inserting a comma and deleting the word "***or***" and following the word "***cabinet***" by inserting "***or statewide constitutional officer***".

Floor Amendment No. 1 to **SB 94**, by Representative B. Smith:

Amend printed copy of **SB 94** on page 4, after line 10, by inserting:

"SECTION 7. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

Effective October 1, 1990, no person shall sell, offer for sale, or introduce into commerce a motor fuel unless it is a gasoline-oxygenate blend with an oxygen content of no less than two and seven tenths percent (2.7%) oxygen. During the period from October 1 to March 31 each year, no person shall sell, offer for sale, or introduce into commerce in any area classified by the Natural Resources and Environmental Protection Cabinet as nonattainment for air quality, any motor fuel unless it is a gasoline-oxygenate blend with a minimum oxygen content of three and one tenth percent (3.1%) by weight or greater. The Division of Weights and Measures, Department of Agriculture, shall promulgate administrative regulations for the exchange of oxygen credits between sellers of gasoline-oxygenate blends with an oxygen content higher than three and one tenth percent (3.1%) by weight and other sellers of fuels to offset the sale of gasoline-oxygenate fuels with a lower oxygen content than required."; and

On page 11, line 21, renumber "SECTION 13" as "SECTION 14"; and

On page 12, line 3, renumber "Section 14" as "Section 15".

Floor Amendment No. 1 to **SB 132**, by Representative Bronger:

Amend printed copy of **SB 132** on page 6, line 19, by adding thereafter the following:

"Section 2. KRS 6.525 is amended to read as follows:

The Legislators' Retirement Plan shall be governed by provisions identical in terms with those provided in KRS 21.345(1) and (3), 21.370, 21.375, 21.380, 21.385, 21.410, 21.420, 21.425, 21.460, 21.470, 21.480, 21.525 and 61.552 for the Judicial Retirement Plan, except that:

(1) Five (5) years of service as a legislator will be sufficient for vesting; and

(2) A member of the Legislators' Retirement Plan may combine his service credit with his service credit in the Teachers' Retirement System, Kentucky Employees' Retirement System, County Employees' Retirement System and State Police Retirement System at the time of his retirement, according to the procedure of KRS 61.680 (2)(a). A member of the Legislators' Retirement Plan may retire at the completion of ***twenty-seven (27)*** [~~thirty (30)~~] or more years of combined service credit, so long as at least fifteen (15) years of such credit were earned after January 1, 1960, and there shall be no reduction in the retirement allowance because of retirement before the age of sixty-five (65). For the purposes of this section, any reference in the KRS sections listed above, to the Judicial Retirement Plan shall also be read as a reference to the Legislators'

Retirement Plan, and any reference to the Legislators' Retirement Plan shall also be read as a reference to the Judicial Retirement Plan.".

Floor Amendment No. 1 to the Committee Substitute to **HB 889**, by Representative Donnermeyer:

Amend printed copy of HCS/**HB 889** on page 2, line 2, following "inspection" to add the following:

"***where there is a duty otherwise prescribed or required by law***".

The Clerk announced the following meeting:

The Committee on Appropriations and Revenue, tonight at 7:00 p.m.

Adjournment

Representative Stumbo moved that the House adjourn until 2:00 p.m., Thursday, March 22, 1990.

The motion that the House adjourn until 2:00 p.m., Thursday, March 22, 1990 was adopted by voice vote.

THURSDAY, MARCH 22, 1990

FIFTY-SECOND LEGISLATIVE DAY

The House was called to order by Speaker Blandford.

Prayer by Brother Wayne Cox, Florence Baptist Temple, Florence.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present.

Representative McElroy moved that the reading of the Journal of March 21, 1990 be dispensed with and the same approved. Agreed.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 6**, **HB 444**, **HB 527** and **HB 301** had been examined and found correctly enrolled. Said Bills read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 2:03 p.m.)

HB 6, **HB 444**, **HB 527** and **HB 301** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Reference of Bills and Resolutions

The Clerk reported the Committee on Committees has referred the following Bills:

Agriculture and Small Business: **SB 281**.

Appropriations and Revenue: **SB 317**, **SB 93**.

Transportation: **SB 356**.

Report of Committees

The Committee on Judiciary reported **HB 196** with the expression of opinion that the same should pass. Ordered referred to the Committee on Rules.

The Committee on Judiciary reported **SB 171** with House Committee Substitute attached thereto, **SB 300** with Committee Amendment attached thereto, **SB 322** with House Committee Substitute attached thereto, and **SB 329** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 171, AN ACT relating to probate matters.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 386.020 is amended to read as follows:

(1) Any fiduciary holding funds for loan or investment may invest them in:

(a) Bonds or other interest-bearing obligations of the federal government;

(b) Bonds, state warrants and other interest-bearing obligations of this state;

(c) Obligations issued separately or collectively by or for federal land banks, federal intermediate credit banks and banks for cooperatives under the Act of Congress known as the Farm Credit Act of 1971, 85 Stat. 583, 12 U.S.C. Sec. 2001 and amendments thereto;

(d) Notes and bonds secured by mortgage or trust deed insured by the federal housing administrator, obligations issued or insured by the federal housing administrator, and securities issued by national mortgage associations;

(e) Obligations representing loans and advances of credit that are eligible for credit insurance by the federal housing administrator, and the fiduciary may obtain such insurance;

(f) Loans secured by real property or leasehold, that the federal housing administrator insures or makes a commitment to insure, and the fiduciary may obtain such insurance;

(g) Real estate mortgage notes, bonds and other interest-bearing or dividend-paying securities, [(]including securities of any open-end or closed-end management type investment company or investment trust registered under the Federal Investment Company Act of 1940[~~,~~] ***or units of common trust funds managed by the fiduciary,*** which would be regarded by prudent businessmen as a safe investment. The fact that the fiduciary is providing services to the foregoing investment company or trust as investment advisor, custodian, transfer agent, registrar or otherwise shall not preclude the fiduciary from investing in the securities of such investment or trust;

(h) Real estate, after obtaining the approval of the district court for such investment;

(i) Life insurance, endowment and annuity contracts issued by legal reserve companies authorized to do business in this state, after obtaining the approval of the district court for such investment. Said fiduciary may select any optional settlement provided in a policy maturing by death or as an endowment;

(j) Notes, other interest-bearing obligations, and purchases of participations in such instruments, that are guaranteed in whole or in part by the United States of America or by any agency or instrumentality thereof;

(k) Certificates of deposit and savings accounts of any state or national bank whose deposits are insured by the federal deposit insurance corporation and whose main office is in this state, including itself, if such fiduciary is a bank. Such investments shall be insured by the federal deposit insurance corporation and the amount of the investments shall not exceed the limits of insurance of the federal deposit insurance corporation; and

(l) United States government securities or United States government agency securities, the payment of the principal and interest on which the full faith and credit of the United States is pledged, said investments being made under the terms of a repurchase agreement between the fiduciary and any state or national bank whose main office is in this state, including itself, if such fiduciary is a bank.

(2) Fiduciaries holding funds for loan or investment may make loans with the securities named in subsection (1) as collateral.

(3) The fiduciary shall account for all interest or profit received.

Section 2. KRS 386.185 is amended to read as follows:

(1) ***If*** [~~Whenever~~] a trustee or personal representative holds and controls an amount, exclusive of income, of ***twenty-five thousand dollars ($25,000)*** [~~fifteen thousand dollars ($15,000)~~] or less or the will directs that such an amount be placed in a trust, the fiduciary may petition the district court having jurisdiction of the trust or estate, for an order authorizing the fiduciary to distribute the amount held, plus income available, less fees chargeable, to the appropriate beneficiary or beneficiaries, legal representatives thereof, or other appropriate persons or institutions responsible for the object of the trust, who shall be under a duty to use the funds for the purposes of the trust. Upon receipt of said petition by the district court, and accompanying affidavit and/or oral testimony, the court shall order the amount distributed.

(2) When an order to distribute the amount petitioned is granted and entered into the court's records, no bond shall be required of the recipient of said distribution from the trustee or personal representative.

(3) A release of the trustee or personal representative shall be executed by the recipient upon distribution of the amount held, declaring said fiduciary not liable thereafter. The trustee or personal representative shall not be required to look into the application of the amount so distributed.

Section 3. KRS 386.835 is amended to read as follows:

Except as specifically provided in the trust, the provisions of KRS 386.805 to 386.840 ***shall*** apply to any trust [~~established after June 19, 1976~~].

The House Committee Substitute to SB 171 is as follows:

SB 171, AN ACT relating to probate matters.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 386.020 is amended to read as follows:

(1) Any fiduciary holding funds for loan or investment may invest them in:

(a) Bonds or other interest-bearing obligations of the federal government;

(b) Bonds, state warrants and other interest-bearing obligations of this state;

(c) Obligations issued separately or collectively by or for federal land banks, federal intermediate credit banks and banks for cooperatives under the Act of Congress known as the Farm Credit Act of 1971, 85 Stat. 583, 12 U.S.C. Sec. 2001 and amendments thereto;

(d) Notes and bonds secured by mortgage or trust deed insured by the federal housing administrator, obligations issued or insured by the federal housing administrator, and securities issued by national mortgage associations;

(e) Obligations representing loans and advances of credit that are eligible for credit insurance by the federal housing administrator, and the fiduciary may obtain such insurance;

(f) Loans secured by real property or leasehold, that the federal housing administrator insures or makes a commitment to insure, and the fiduciary may obtain such insurance;

(g) Real estate mortgage notes, bonds and other interest-bearing or dividend-paying securities***,*** [~~(~~]including securities of any open-end or closed-end management type investment company or investment trust registered under the Federal Investment Company Act of 1940[~~)~~] ***or units of common trust funds managed by the fiduciary,*** which would be regarded by prudent businessmen as a safe investment. The fact that the fiduciary is providing services to the foregoing investment company or trust as investment advisor, custodian, transfer agent, registrar or otherwise shall not preclude the fiduciary from investing in the securities of such investment or trust;

(h) Real estate, after obtaining the approval of the district court for such investment;

(i) Life insurance, endowment and annuity contracts issued by legal reserve companies authorized to do business in this state, after obtaining the approval of the district court for such investment. Said fiduciary may select any optional settlement provided in a policy maturing by death or as an endowment;

(j) Notes, other interest-bearing obligations, and purchases of participations in such instruments, that are guaranteed in whole or in part by the United States of America or by any agency or instrumentality thereof;

(k) Certificates of deposit and savings accounts of any state or national bank whose deposits are insured by the federal deposit insurance corporation and whose main office is in this state, including itself, if such fiduciary is a bank. Such investments shall be insured by the federal deposit insurance corporation and the amount of the investments shall not exceed the limits of insurance of the federal deposit insurance corporation; and

(l) United States government securities or United States government agency securities, the payment of the principal and interest on which the full faith and credit of the United States is pledged, said investments being made under the terms of a repurchase agreement between the fiduciary and any state or national bank whose main office is in this state, including itself, if such fiduciary is a bank.

(2) Fiduciaries holding funds for loan or investment may make loans with the securities named in subsection (1) as collateral.

(3) The fiduciary shall account for all interest or profit received.

Section 2. KRS 386.185 is amended to read as follows:

(1) ***If*** [~~Whenever~~] a trustee or personal representative holds and controls an amount, exclusive of income, of ***twenty-five thousand dollars ($25,000)*** [~~fifteen thousand dollars ($15,000)~~] or less or the will directs that such an amount be placed in a trust, the fiduciary may petition the district court having jurisdiction of the trust or estate, for an order authorizing the fiduciary to distribute the amount held, plus income available, less fees chargeable, to the appropriate beneficiary or beneficiaries, legal representatives thereof, or other appropriate persons or institutions responsible for the object of the trust, who shall be under a duty to use the funds for the purposes of the trust. Upon receipt of said petition by the district court, and accompanying affidavit and/or oral testimony, the court shall order the amount distributed.

(2) When an order to distribute the amount petitioned is granted and entered into the court's records, no bond shall be required of the recipient of said distribution from the trustee or personal representative.

(3) A release of the trustee or personal representative shall be executed by the recipient upon distribution of the amount held, declaring said fiduciary not liable thereafter. The trustee or personal representative shall not be required to look into the application of the amount so distributed.

Section 3. KRS 386.835 is amended to read as follows:

Except as specifically provided in the trust, the provisions of KRS 386.805 to 386.840 ***shall*** apply to any trust [~~established after June 19, 1976~~].

Section 4. KRS 394.092 is amended to read as follows:

[~~(1)~~] If after executing a will the testator is divorced or his marriage annulled, the divorce or annulment revokes any disposition or appointment of property made by the will to the former spouse, any provision conferring a general or special power of appointment on the former spouse, and any nomination of the former spouse as executor, trustee, conservator or guardian, unless the will expressly provides otherwise. Property prevented from passing to a former spouse because of revocation by divorce or annulment passes as if the former spouse failed to survive the decedent, and other provisions conferring some power or office on the former spouse are interpreted as if the spouse failed to survive the decedent. If provisions are revoked solely by this section, they are revived by the testator's remarriage to the former spouse.

[~~(2) This section shall apply to wills executed on or after July 15, 1982.~~]

SB 300, AN ACT relating to commercial transactions.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 355.3-106 is amended to read as follows:

(1) The sum payable is a sum certain even though it is to be paid

(a) with stated interest or by stated installments; or

(b) with stated different rates of interest before and after default or a specified date; or

(c) with a stated discount or addition if paid before or after the date fixed for payment; or

(d) with exchange or loss exchange, whether at a fixed rate or at the current rate; or

(e) with costs of ***collection*** [~~collections~~] or an attorney's fee [~~not exceeding fifteen percent of the amount owing or five hundred dollars, whichever is smaller,~~] or both [~~such costs and fee~~] upon default.

(2) ***A rate of interest that cannot be calculated by looking only to the instrument is "a stated rate of interest" in subsection (1)(a) or (1)(b) of this section, if the rate is readily ascertainable by a reference in the instrument to a published statute, regulation, rule of court, generally accepted commercial or financial index, compendium of interest rates, or announced or established rate of a named financial institution.***

(3) Nothing in this section shall validate any term which is otherwise illegal.

Section 2. KRS 355.9-109 is amended to read as follows:

Goods are

(1) "consumer goods" if they are used or bought for use primarily for personal, family or household purposes;

(2) "equipment" if they are used or bought for use primarily in business (including farming or a profession) or by a debtor who is a nonprofit organization or a governmental subdivision or agency or if the goods are not included in the definitions of inventory, farm products or consumer goods;

(3) "farm products" if they are*:*

(a) crops or livestock used or produced in farming operations or if they are products of crops or livestock in their unmanufactured states (such as ginned cotton, wool-clip, maple syrup, milk and eggs), and if they are in the possession of a debtor engaged in raising, fattening, grazing or other farming operations***; or***

(b) equine, including but not limited to, interests in horses, mares, yearlings, foals, weanlings, stallions, syndicated stallions and stallion shares (including seasons and other rights in connection therewith), whether or not the debtor is engaged in farming operations and without regard to the use thereof. If goods are farm products they are neither equipment nor inventory;

(4) "inventory" if they are held by a person who holds them for sale or lease or to be furnished under contracts of service or if he has so furnished them, or if they are raw materials, work in process or materials used or consumed in a business. Inventory of a person is not to be classified as his equipment.

Section 3. KRS 355.9-401 is amended to read as follows:

(1) The proper place to file in order to perfect a security interest is as follows:

(a) ***Except for equine or interests therein defined in KRS 355.9-109(3),*** when the collateral is equipment used in farming operations, or farm products, or accounts or general intangibles arising from or relating to the sale of farm products by a farmer, or consumer goods, then in the office of the county clerk in the county of the debtor's residence or if the debtor is not a resident of this state then in the office of the county clerk in the county where the goods are kept, and in addition when the collateral is crops growing or to be grown in the office of the county clerk in the county where the land is located;

(b) When the collateral is timber to be cut or is minerals or the like (including oil and gas), other than coal, or accounts subject to subsection (5) of KRS 355.9-103, other than accounts arising out of the sale of coal, or when the financing statement is filed as a fixture filing (KRS 355.9-313) and the collateral is goods which are or are to become fixtures, then in the office where a mortgage on the real estate would be filed or recorded, and where they shall be indexed separately from mortgage instruments; and

(c) In all other cases, if the debtor is a resident of this state in the office of the county clerk in the county of the debtor's residence or, if the debtor is a nonresident of this state, then in the office of the secretary of state of the Commonwealth of Kentucky. The secretary of state may collect a fee of eight dollars ($8) for each filing in his office under this section.

(2) A filing which is made in good faith in an improper place or not in all of the places required by this section is nevertheless effective with regard to any collateral as to which the filing complied with the requirements of this Article and is also effective with regard to collateral covered by the financing statement against any person who has knowledge of the contents of such financing statement.

(3) A filing which is made in the proper place in this state continues effective even though the debtor's residence or place of business or the location of the collateral or its use, whichever controlled the original filing, is thereafter changed.

(4) The rules stated in KRS 355.9-103 determine whether filing is necessary in this state.

(5) For the purposes of this section:

(a) An individual debtor for whom filing is controlled by subsection (1)(c) of this section shall be deemed a resident of the county in which the debtor's principal place of business in this state is located. If the debtor does not have a place of business in this state, then the debtor shall be deemed a nonresident for purposes of filing in this state;

(b) A partnership shall be deemed a resident of the county in which its principal place of business in this state is located. If the debtor does not have a place of business in this state, then the debtor shall be deemed a nonresident for purposes of filing in this state;

(c) A limited partnership organized under KRS Chapter 362 shall be deemed a resident of the county in which its ***office*** [~~principal place of business~~] is located, as set forth in its certificate of limited partnership or most recent amendment thereto filed pursuant to KRS Chapter 362. ***If such office is not located in this state, the debtor shall be deemed a nonresident for purposes of filing in this state***;

(d) A limited partnership not organized under the laws of this state and authorized to do business in this state under KRS Chapter 362 shall be deemed a resident of the county in which the office of its process agent is located, as set forth in the designation or most recent amendment thereto filed with the secretary of state of the Commonwealth of Kentucky;

(e) A corporation organized under KRS Chapter 271B, 273 or 274 shall be deemed a resident of the county in which its registered office is located, as set forth in its most recent corporate filing with the secretary of state which officially designates its current registered office;

(f) A corporation not organized under the laws of this state and authorized to transact or do business in this state under KRS Chapter 271B, 273 or 274 shall be deemed a resident of the county in which its registered office is located, as set forth in its most recent corporate filing with the secretary of state which officially designates its current registered office;

(g) A cooperative corporation or association organized under KRS Chapter 272 shall be deemed a resident of the county in which its principal business is transacted, as set forth in its articles of incorporation or most recent amendment thereto filed with the secretary of state of the Commonwealth of Kentucky;

(h) A cooperative corporation organized under KRS Chapter 279 shall be deemed a resident of the county in which its principal office is located, as set forth in its articles of incorporation or most recent amendment thereto filed with the secretary of state of the Commonwealth of Kentucky;

(i) A business trust organized under KRS Chapter 386 shall be deemed a resident of the county in which its principal place of business is located, as evidenced by the recordation of its declaration of trust in that county pursuant to KRS Chapter 386;

(j) A credit union organized under KRS Chapter 290 shall be deemed a resident of the county in which its principal place of business is located, as set forth in its articles of incorporation or most recent amendment thereto filed with the secretary of state of the Commonwealth of Kentucky; and

(k) Any other organization (defined in KRS 355.1-201) shall be deemed a resident of the county in which its principal place of business in this state is located, ***except that any limited partnership or corporation not organized under the laws of this state and not authorized to transact or do business in this state shall be deemed a nonresident for purposes of filing in this state***. If the organization does not have a place of business in this state, then it shall be deemed a nonresident for purposes of filing in this state.

Section 4. KRS 186A.190 is amended to read as follows:

(1) The perfection and discharge of a security interest in any property for which has been issued a Kentucky certificate of title shall be by notation on the certificate of title. The notation of the security interest on the certificate of title shall be in accordance with this chapter and remain effective until discharged under this chapter and KRS Chapter 186. The perfection of an assignment of a security interest which has been noted on the certificate of title shall be in accordance with the provisions of KRS 186.045(1).

(2) The notation of security interests relating to property required to be titled in Kentucky through the county clerk shall be done in the office of the county clerk of the county in which the debtor resides. ***If the debtor is other than a natural person, the provisions of KRS 355.9-401(5)(b) through (k) shall govern the determination of the county of the debtor's residence. If the debtor does not reside in the Commonwealth, the notation of the security interest shall be done*** [~~or, if the debtor is a nonresident,~~] in the office of the county clerk in which the property is principally situated or operated. Notwithstanding the existence of any filed financing statement under the provisions of KRS Chapter 355 relating to any property registered or titled in Kentucky, the sole means of perfecting and discharging a security interest in property for which a certificate of title is required by this chapter is by notation on such property's certificate of title. In other respects the security interest is governed by the provisions of KRS Chapter 355.

(3) Before ownership of property subject to a lien evidenced by notation on the certificate of title may be transferred, the transferor shall obtain the release of the prior liens in his name against the property being transferred. Once a security interest has been noted on the owner's title, no subsequent title may be issued by any county clerk free of such notation unless the owner's title is presented to the clerk and it has been noted thereon, that the security interest has been discharged. If this requirement is met, information relating to any security interest shown on the title as having been discharged may be omitted from the title to be issued by the clerk.

(4) No more than two (2) active security interests may be noted upon a certificate of title.

(5) In noting a security interest upon a certificate of title, the county clerk shall ensure that the certificate of title bears the lienholder's name, mailing address and zip code, the date the lien was noted, the notation number and the county in which the security interest was noted. The clerk shall obtain the information required by this subsection for notation upon the certificate of title from the title lien statement described in KRS 186A.195 to be provided to the county clerk by the secured party.

(6) In lieu of any and all fees prescribed by statute and for all the costs incurred in the notation and discharge of a security interest on the certificate of title, the county clerk shall receive ten dollars and fifty cents ($10.50) of which seven dollars and fifty cents ($7.50) shall be retained by the clerk and three dollars ($3.00) transmitted to the state treasurer. The fee prescribed by this subsection shall be paid at the time of submittal of the title lien statement described in KRS 186A.195.

(7) A copy of the application, certified by the county clerk, indicating the lien will be noted on the certificate of title shall be forwarded to the lienholder.

SECTION 5. A NEW SECTION OF KRS CHAPTER 355 IS CREATED TO READ AS FOLLOWS:

The comments of the National Conference of Commissioners on Uniform State Laws and the American Law Institute may be consulted in the construction and application of KRS Chapter 355, but if the text and comment conflict, the text shall control.

The Committee Amendment No. 1 to **SB 300** is as follows:

Amend printed G/A copy of **SB 300** on page 1, line 13, to delete "***collection***" and to delete the brackets and strike through of "collections"

and on page 1, lines 14 through 16, to delete all brackets and strike throughs

SB 322, AN ACT relating to crimes and punishments.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 519.060 is amended to read as follows:

(1) A person is guilty of tampering with public records when:

(a) He knowingly makes a false entry in or falsely alters any public record; or

(b) Knowing he lacks the authority to do so, he intentionally destroys, mutilates, conceals, removes or otherwise impairs the availability of any public records; or

(c) Knowing he lacks the authority to retain it, he refuses to deliver up a public record in his possession upon proper request of a public servant lawfully entitled to receive such record for examination or other purposes.

(2) Tampering with public records is a ***Class D felony when the aggregate sum of injury to any party or parties is one thousand dollars ($1,000), or more. It is a*** Class A misdemeanor ***in all other cases.***

The House Committee Substitute to **SB 322** is as follows:

SB 322, AN ACT relating to crimes and punishments.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 519.060 is amended to read as follows:

(1) A person is guilty of tampering with public records when:

(a) He knowingly makes a false entry in or falsely alters any public record; or

(b) Knowing he lacks the authority to do so, he intentionally destroys, mutilates, conceals, removes or otherwise impairs the availability of any public records; or

(c) Knowing he lacks the authority to retain it, he refuses to deliver up a public record in his possession upon proper request of a public servant lawfully entitled to receive such record for examination or other purposes.

(2) Tampering with public records is a ***Class D felony when the aggregate sum of damages to any party or parties is one thousand dollars ($1,000), or more. It is a*** Class A misdemeanor ***in all other cases.***

SB 329, AN ACT relating to judicial retirement.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 21.360 is amended to read as follows:

(1) Each judge of the District Court in office on July 1, 1978, may within thirty (30) days after that date, and any judge or justice of any court entitled to be a member thereafter taking office may within thirty (30) days after taking office, elect to make monthly contributions to the retirement system in an amount equal to five percent (5%) of his monthly official salary. The election shall be effective to establish membership in the system as of July 1, 1978, or as of the date the judge or justice took office, as the case may be. The election shall be addressed to and filed with the secretary of the Finance and Administration Cabinet, and shall constitute an authorization by the member, to the secretary, to thereafter cause to be deducted from the member's official salary, each month, an amount equal to five percent (5%) of the monthly salary, as a voluntary contribution by the member towards the funding of the retirement system.

(2) A judge or justice entitled to elect membership in the retirement system who failed to elect membership within thirty (30) days after taking office in 1980 may elect membership not later than August 31, 1990. An [~~Such~~] election, upon being made ***pursuant to this section,*** shall operate to create an inviolable contract between ***the*** [~~such~~] member and the Commonwealth, guaranteeing to and vesting in the member the rights and benefits provided for under the terms and conditions of KRS 21.350 to 21.510.

(3) When any judge makes a delayed election of membership in the Judicial Retirement Plan, under subsection (2) of this section his active membership in the Kentucky Employees Retirement System shall terminate, as of the date his membership in the Judicial Retirement Plan becomes effective, and any credit in the Kentucky Employees Retirement System, earned for service as a judge, which he then has or which he subsequently regains while being an active member of the Judicial Retirement Plan, shall be transferred to and counted as service credit in the Judicial Retirement Plan, and shall no longer constitute credit in the Kentucky Employees Retirement System except for the purpose of validating any other credit in that

system. However, any credit he then has in the Kentucky Employees Retirement System, earned for service in any capacity other than a judge, shall not be affected. No person may attain credit in more than one (1) of the retirement plans or systems mentioned in this section, for the same period of service. When credit is transferred from the Kentucky Employees Retirement System to the Judicial Retirement Plan, the Kentucky Employees Retirement System shall transfer to the judicial retirement fund an amount equal to the employee's and employer's contributions attributable to that credit, together with interest on the contributions from the date made to the date of transfer at the actuarially assumed interest rate of the Kentucky Employees Retirement System in effect at the time the contributions were made, compounded annually at that same interest rate.

(4)[~~(2)~~] Membership and benefit rights for judges and justices (other than judges of the District Court), and for the commissioners and administrative director, who took office prior to July 1, 1978, shall be dependent upon valid elections having been made under this section (and KRS 21.355 and 21.365) prior to the 1978 amendment to this section. The terms of such elections, including the contribution rate, shall continue to govern for the duration of the member's service.

(5)[~~(3)~~] When any judge of the District Court in office on July 1, 1978 elects membership in the Judicial Retirement System in accordance with this section, his membership in the Kentucky Employees Retirement System shall terminate as of July 1, 1978 and any credit in that system he earned for service as a judge of the district court shall be nullified; provided that the effect of such service to validate any other service credit in that system shall not be nullified.

(6)[~~(4)~~] The state shall, solely for the purpose of compliance with Section 414(h) of the United States Internal Revenue Code, pick up the employee contributions required by this section for all compensation earned after August 1, 1982, and the contributions so picked up shall be treated as employer contributions in determining tax treatment under the United States Internal Revenue Code and KRS 141.010(9). The picked up employee contribution shall satisfy all obligations to the retirement system satisfied prior to August 1, 1982 by the employee contribution, and the picked up employee contribution shall be in lieu of an employee contribution. The state shall pay these picked up employee contributions from the same source of funds which is used to pay earnings to the employee. The employee shall have no option to receive the contributed amounts directly instead of having them paid by the employer to the system. Employee contributions picked up after August 1, 1982 shall be treated for all purposes of KRS 21.345 to 21.570 in the same manner and to the same extent as employee contributions made prior to August 1, 1982.

(7)[~~(5)~~] An election once made under this section, either to participate or not to participate in the Judicial Retirement Plan, shall be considered to apply, to all future service in any office covered by the plan, whether such service is in the same or a different office, and whether or not it is continuous.

The Committee on Transportation reported **SB 158**, **SB 183**, **SB 306**, **SB 309**, **SJR 13**, **SJR 85** and **HCR 207** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 158, AN ACT relating to motor vehicles.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 189.010 is amended to read as follows:

As used in this chapter, unless the context requires otherwise:

(1) "Department" means the Department of Highways.

(2) "Crosswalk" means:

(a) That part of a roadway at an intersection within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs or in the absence of curbs, from the edges of the traversable roadway; or

(b) Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

(3) "Highway" means any public road, street, avenue, alley or boulevard, bridge, viaduct or trestle and the approaches to them and includes off-street parking facilities offered for public use, whether publicly or privately owned, except for-hire parking facilities listed in KRS 189.700.

(4) "Intersection" means:

(a) The area embraced within the prolongation or connection of the lateral curb lines, or, if none, then the lateral boundary lines of the roadways of two (2) highways which join one another, but do not necessarily continue, at approximately right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come into conflict; or

(b) Where a highway includes two (2) roadways thirty (30) feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. ***If the*** [~~In the event such~~] intersecting highway also includes two (2) roadways thirty (30) feet or more apart, [~~then~~] every crossing of two (2) roadways of ***the*** [~~such~~] highways shall be regarded as a separate intersection. The junction of a private alley with a public street or highway shall not constitute an intersection.

(5) "Motor truck" means any motor-propelled vehicle designed for carrying freight or merchandise. It shall not include self-propelled vehicles designed primarily for passenger transportation, but equipped with frames, racks or bodies having a load capacity of not exceeding one thousand (1000) pounds.

(6) "Operator" means the person in actual physical control of a vehicle.

(7) "Pedestrian" means any person afoot.

(8) "Right of way" means the right of one (1) vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other.

(9) "Roadway" means that portion of a highway improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder. ***If*** [~~In the event~~] a highway includes two (2) or more separate roadways the term "roadway" as used herein shall refer to any roadway separately but not to all such roadways collectively.

(10) "Safety zone" means the area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.

(11) "Semitrailer" means a vehicle designed to be attached to, and having its front end supported by, a motor truck or truck tractor, intended for the carrying of freight or merchandise and having a load capacity of over one thousand (1000) pounds.

(12) "Truck tractor" means any motor-propelled vehicle designed to draw and to support the front end of a semitrailer. The semitrailer and the truck tractor shall be considered to be one (1) unit.

(13) "Sharp curve" means a curve of not less than thirty (30) degrees.

(14) "State police" includes any agency for the enforcement of the highway laws established pursuant to law.

(15) "Steep grade" means a grade exceeding seven per cent (7%).

(16) "Trailer" means any vehicle designed to be drawn by a motor truck or truck-tractor, but supported wholly upon its own wheels, intended for the carriage of freight or merchandise, and having a load capacity of over one thousand (1,000) pounds.

(17) "Unobstructed highway" means a straight, level, first-class road upon which no other vehicle is passing or attempting to pass, and upon which no other vehicle or pedestrian is approaching in the opposite direction, closer than three hundred (300) yards.

(18) "Vehicle" includes all agencies for the transportation of persons or property over or upon the public highways of this Commonwealth and all vehicles passing over or upon ***the*** [~~said~~] highways, excepting road rollers, road graders, farm tractors, vehicles on which power shovels are mounted, [~~such~~] other construction equipment customarily used only on the site of construction and which is not practical for the transportation of persons or property upon the highways, [~~such~~] vehicles ***that*** [~~as~~] travel exclusively upon rails, and [~~such~~] vehicles [~~as are~~] propelled by electric power obtained from overhead wires while being operated within any municipality or where ***the*** [~~said~~] vehicles do not travel more than five (5) miles beyond the city limits of any municipality. "Motor vehicle" includes all vehicles as defined above which are propelled otherwise than by muscular power.

(19) "Reflectance" means the ratio of the amount of total light, expressed in a percentage, which is reflected outward by the product or material to the amount of total light falling on the product or material.

(20) "Sunscreening material" means a product or material, including film, glazing, and perforated sunscreening, which, when applied to the windshield or windows of a motor vehicle, reduces the effects of the sun with respect to light reflectance or transmittance.

(21) "Transmittance" means the ratio of the amount of total light, expressed in a percentage, which is allowed to pass through the product or material, including glazing, to the amount of total light falling on the product or material and the glazing.

(22) "Window" means any device designed for exterior viewing from a motor vehicle, except the windshield, any roof-mounted viewing device, and any viewing device having less than one hundred fifty (150) square inches in area.

(23) "All-terrain vehicle" means any motor vehicle for off-road use, which is fifty (50) inches or less in width; has a dry weight of six hundred (600) pounds or less; travels on three (3) or more low pressure tires; is designed for operator use only with no passengers; and has a seat or saddle designed to be straddled by the operator, and handle bars for steering control.

SECTION 2. A NEW SECTION OF KRS CHAPTER 189 IS CREATED TO READ AS FOLLOWS:

(1) No person shall operate an all-terrain vehicle upon any public highway or roadway or upon the right-of-way of any public highway or roadway.

(2) No person shall operate an all-terrain vehicle on any public or private property without the consent of the landowner, tenant or governmental agency responsible for the property, and unless the operator wears approved protective headgear, in the manner prescribed by the secretary of the Transportation Cabinet, at all times that the vehicle is in motion. The approved headgear requirement shall not apply when the operator of the all-terrain vehicle is engaged in farm or agriculture related activities.

(3) No person under the age of sixteen (16) years shall operate an all-terrain vehicle with an engine size exceeding ninety (90) cubic centimeters displacement, nor shall any person under the age of sixteen (16) years operate an all-terrain vehicle except under direct parental supervision.

(4) No person under the age of twelve (12) years shall operate an all-terrain vehicle with an engine size exceeding seventy (70) cubic centimeters displacement.

Section 3. KRS 189.990 is amended to read as follows:

(1) Any person who violates any of the provisions of KRS 189.020 to 189.040, subsections (1), (2) and (5) of KRS 189.050, KRS 189.060 to 189.080, subsections (1) to (3) of KRS 189.090, KRS 189.100, 189.110, 189.130 to 189.160, subsections (2) to (4) of KRS 189.190, KRS 189.200, 189.290, 189.300 to 189.360, KRS 189.380, KRS 189.400 to 189.430, 189.450 to 189.480, subsection (1) of KRS 189.520, KRS 189.540, subsection (1) of KRS 189.560, KRS 189.570 to 189.630, except subsection (1) of KRS 189.580, KRS 189.345, subsection (4) of KRS 189.456 and 189.960, shall be fined not less than twenty dollars ($20) nor more than one hundred dollars ($100) for each offense. Any person who violates subsection (1) of KRS 189.580 shall be fined not less than twenty dollars ($20) nor more than two thousand dollars ($2,000) or imprisoned in the county jail for not more than one (1) year, or both. Any person who violates paragraph (c) of subsection (4) of KRS 189.390 shall be fined not less than eleven dollars ($11) nor more than thirty dollars ($30). Neither court costs nor fees shall be taxed against any person violating paragraph (c) of subsection (4) of KRS 189.390.

(2) (a) Any person who violates the weight provisions of KRS 189.221, 189.222, 189.226, 189.230, 189.270 or 189.271 shall be fined two cents (2) per pound for each pound of excess load when the excess is two thousand (2,000) pounds or less, three cents (3) per pound when the excess exceeds two thousand (2,000) pounds and is three thousand (3,000) pounds or less, five cents (5) per pound when the excess exceeds three thousand (3,000) pounds and is four thousand (4,000) pounds or less, seven cents (7) per pound when the excess exceeds four thousand (4,000) pounds and is five thousand (5,000) pounds or less, and nine cents (9) per pound when the excess exceeds five thousand (5,000) pounds but in no case shall the fine be less than sixty dollars ($60) nor more than five hundred dollars ($500).

(b) Any person who violates any provision of subsections (3) and (4) of KRS 189.050, subsection (4) of KRS 189.090, KRS 189.221 to 189.230, 189.270, 189.280, or 189.490, for which another penalty is not specifically provided, shall be guilty of a misdemeanor and shall be fined not less than ten dollars ($10) nor more than five hundred dollars ($500).

(c) Nothing in this subsection or in KRS 189.221 to 189.228 shall be deemed to prejudice or affect the authority of the Department of Vehicle Regulation to suspend or revoke certificates of common carriers, permits of contract carriers, or drivers' or chauffeurs' licenses, for any violation of KRS 189.221 to 189.228 or any other act applicable to motor vehicles, as provided by law.

(3) (a) Any person who violates subsection (1) of KRS 189.190 shall be fined not more than fifteen dollars ($15).

(b) Any person who violates subsection (5) of KRS 189.190 shall be fined not less than thirty-five dollars ($35) nor more than two hundred dollars ($200).

(4) (a) Any person who violates subsection (1) of KRS 189.210 shall be fined not less than twenty-five dollars ($25) nor more than one hundred dollars ($100).

(b) Any peace officer who fails, when properly informed, to enforce KRS 189.210 shall be fined not less than twenty-five dollars ($25) nor more than one hundred dollars ($100).

(c) All fines collected under this subsection, after payment of commissions to officers entitled thereto, shall go to the county road fund if the offense is committed in the county, or to the city street fund if committed in the city.

(5) Any person who violates KRS 189.370 shall for the first offense be fined not less than one hundred dollars ($100) nor more than two hundred dollars ($200) or imprisoned not less than thirty (30) days nor more than sixty (60) days or both. For each subsequent offense occurring within three (3) years, such person shall be fined not less than three hundred dollars ($300) nor more than five hundred dollars ($500) or imprisoned not less than sixty (60) days nor more than six (6) months, or both. The minimum fine for this violation shall not be subject to suspension. A minimum of six (6) points shall be assessed against the driving record of any person convicted.

(6) Any person who violates KRS 189.500 shall be fined not more than fifteen dollars ($15) in excess of the cost of the repair of the road.

(7) Any person who violates KRS 189.510 ***or Section 2 of this Act*** shall be fined not less than twenty dollars ($20) nor more than fifty dollars ($50).

(8) Any peace officer who violates subsection (2) of KRS 189.520 shall be fined not less than thirty-five dollars ($35) nor more than one hundred dollars ($100).

(9) Any person who violates KRS 189.530 shall be fined not less than thirty-five dollars ($35) nor more than one hundred dollars ($100), or imprisoned not less than thirty (30) days nor more than twelve (12) months, or both.

(10) Any person who violates any of the provisions of KRS 189.550 shall be fined not less than fifty dollars ($50) nor more than one hundred dollars ($100) for each offense.

(11) Any person who violates subsection (2) of KRS 189.560 shall be fined not less than thirty dollars ($30) nor more than one hundred dollars ($100) for each offense.

(12) The fines imposed by paragraph (a) of subsection (3) and subsections (6) and (7) of this section shall, in the case of a public highway, be paid into the county road fund, and in case of a privately owned road or bridge, be paid to the owner. These fines shall not bar an action for damages for breach of contract.

(13) Any person who violates any of the provisions of KRS 189.120 shall be fined not less than twenty dollars ($20) nor more than one hundred dollars ($100) for each offense.

(14) Any person who violates any provision of KRS 189.575 shall be fined not less than twenty dollars ($20) nor more than twenty-five dollars ($25).

(15) Any person who violates subsection (2) of KRS 189.231 shall be fined not less than twenty dollars ($20) nor more than one hundred dollars ($100) for each offense.

(16) Any person who violates restrictions or regulations established by the secretary of transportation pursuant to subsection (3) of KRS 189.231 shall, upon first offense, be fined one hundred dollars ($100), and upon subsequent convictions, be fined not less than one hundred dollars ($100) nor more than five hundred dollars ($500) or imprisoned for thirty (30) days, or both.

(17) (a) Any person who violates any of the provisions of KRS 189.565 shall be fined not less than twenty dollars ($20) nor more than two hundred dollars ($200), or imprisoned for not more than thirty (30) days, or both.

(b) In addition to the penalties prescribed in paragraph (a) of this subsection, in case of violation by any person in whose name such vehicle used in the transportation of inflammable liquids or explosives is licensed, such person shall be fined not less than one hundred dollars ($100) nor more than five hundred dollars ($500). Each violation shall constitute a separate offense.

(18) Any person who abandons a vehicle upon the right-of-way of a state highway for seven (7) consecutive days shall be fined not less than thirty-five dollars ($35) nor more than one hundred dollars ($100), or imprisoned for not less than ten (10) days nor more than thirty (30) days.

(19) Every person violating KRS 189.393 shall be punished upon a first conviction by imprisonment

for a period of not less than five (5) days nor more than ninety (90) days, or by fine of not less than thirty-five dollars ($35) nor more than five hundred dollars ($500), or by both such fine and imprisonment, and on a second or subsequent conviction shall be punished by imprisonment for not less than ten (10) days nor more than six (6) months, or by a fine of not less than sixty dollars ($60) nor more than one thousand dollars ($1,000), or by both such fine and imprisonment.

(20) Any law enforcement agency which fails or refuses to forward the reports required by KRS 189.635 shall be subject to the penalties prescribed in KRS 17.157.

(21) A person who elects to operate a bicycle in accordance with any regulations adopted pursuant to KRS 189.287 and who willfully violates a provision of such a regulation shall be fined not less than ten dollars ($10) nor more than one hundred dollars ($100). A person who operates a bicycle without complying with any regulations adopted pursuant to KRS 189.287 or vehicle safety statutes shall be prosecuted for violation of the latter.

(22) Any person who violates KRS 189.860 shall be fined not more than five hundred dollars ($500) or imprisoned for not more than six (6) months, or both.

(23) Any person who violates KRS 189.754 shall be fined not less than twenty-five dollars ($25) nor more than three hundred dollars ($300).

(24) Any person who violates the provisions of KRS 189.125(2) shall be fined fifty dollars ($50).

(25) Fines levied pursuant to this chapter shall be assessed in the manner required by KRS 534.020, in amounts consistent with this chapter. Nonpayment of fines shall be governed by KRS 534.060.

(26) A licensed driver under the age of eighteen (18) charged with a moving violation pursuant to this chapter as the driver of a motor vehicle, may be referred, prior to trial, by the court to a diversionary program. The diversionary program under this subsection shall consist of one (1) or both of the following:

(a) Execution of a diversion agreement which prohibits the driver from operating a vehicle for a period not to exceed forty-five (45) days and which allows the court to retain the driver's operator's license during this period; and

(b) Attendance at a driver improvement clinic established pursuant to KRS 186.574. If the person completes the terms of this diversionary program satisfactorily the violation shall be dismissed.

SB 183, AN ACT relating to crimes and punishments.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

As used in this chapter, unless the context requires otherwise:

(1) "Alcohol concentration" means either grams of alcohol per 100 milliliters of blood or grams of alcohol per 210 liters of breath.

(2) "Cabinet" shall mean the Transportation Cabinet.

(3) "Law enforcement officer" means a full-time sworn officer of the Kentucky State Police, a full-time city police officer, a full-time county police officer, a full-time urban-county government police officer, a full-time vehicle enforcement officer of the Transportation Cabinet, a full-time university police officer, a duly elected sheriff, a full-time paid deputy sheriff, or a full-time corrections officer holding a certificate as an operator of a breath alcohol analysis instrument.

(4) "Secretary" means the secretary of the Transportation Cabinet.

Section 2. KRS 189A.010 is amended to read as follows:

(1) No person shall operate ***or be in physical control of*** a motor vehicle anywhere in this state:

(a) While the alcohol concentration in his blood or breath is 0.10 percent (1/10%) or more based on the definition alcohol concentration in Section 1 of this Act;

(b) While under the influence of alcohol;

(c) While under the influence of any other substance or combination of substances which may impair one's driving ability; or

(d) While under the combined influence of alcohol and [~~while under the influence of alcohol or~~] any other substance which may impair one's driving ability.

(2) *In any prosecution for a violation of subsection (1)(b) or (d) of this section in which the defendant is charged with having operated or been in physical control of a motor vehicle while under the influence of alcohol, the alcohol concentration in the defendant's blood as determined at the time of making analysis of his blood, urine, or breath shall give rise to the following presumptions:*

(a) If there was an alcohol concentration of less than 0.05 percent (5/100%), it shall be presumed that the defendant was not under the influence of alcohol;

(b) If there was an alcohol concentration of 0.05 percent (5/100%) or greater but less than 0.10 percent (1/10%), that fact shall not constitute a presumption that the defendant either was or was not under the influence of alcohol, but that fact may be considered, together with other competent evidence, in determining the guilt or innocence of the defendant;

(c) If there was an alcohol concentration of 0.10 percent (1/10%) or more, it shall be presumed that the defendant was under the influence of alcohol.

The provisions of this subsection shall not be construed as limiting the introduction of any other competent evidence bearing upon the questions of whether the defendant was under the influence of alcohol or other substances, in any prosecution for a violation of subsection (1)(b) or (d).

(3) The fact that any person charged with violation of subsection (1) of this section is legally entitled to use any substance, including alcohol, shall not constitute a defense against any charge of violation of subsection (1) of this section.

(4) Any person who violates the provisions of subsection (1) of this section shall:

(a) For the first offense, be fined not less than two hundred dollars ($200) nor more than five hundred dollars ($500)*, and*

1. If the blood alcohol content is ten hundredths percent (10/100%) but not more than twelve hundredths percent (12/100%) be confined in the county jail for not less than forty-eight (48) hours nor more than thirty (30) days;

2. If the blood alcohol content is greater than twelve hundredths percent (12/100%) but not more than fifteen hundredths percent (15/100%) be confined in the county jail for not less than ninety-six (96) hours nor more than sixty (60) days;

3. If the blood alcohol content is greater than fifteen hundredths percent (15/100%) but not more than eighteen hundredths percent (18/100%) be confined in the county jail for not less than eight (8) days nor more than sixty (60) days;

4. If the blood alcohol content is greater than eighteen hundredths percent (18/100%) be confined in the county jail for not less than twelve (12) days nor more than sixty (60) days;

5. If the defendant refuses a test to determine the percentage of alcohol in his blood, he shall be subject to the punishment specified in subparagraph 4. of this subsection [~~or be imprisoned in the county jail for not less than forty-eight (48) hours nor more than thirty (30) days or both~~]. Following sentencing, the defendant may apply to the judge for permission to enter a community labor program for not less than *the minimum time specified for imprisonment appropriate to the blood alcohol concentration or otherwise specified for the offense* [~~two (2) days~~] nor more than *the maximum term of imprisonment for the offense* [~~thirty (30) days~~] in lieu of fine or imprisonment, or both, provided that his offense does not come within the purview of subsection *(6)*[~~(4)~~] of this section.

(b) For the second offense within a five (5) year period, be fined not less than *five hundred* [~~three hundred fifty~~] dollars *($500)* [~~($350)~~] nor more than *seven* [~~five~~] hundred *fifty* dollars *($750)* [~~($500)~~] and

1. If the blood alcohol content is ten hundredths percent (10/100%) but not more than twelve hundredths percent (.12%) be confined in the county jail for not less than seven (7) days nor more than six (6) months;

2. If the blood alcohol content is greater than twelve hundredths percent (12/100%) but not more than fifteen hundredths percent (15/100%) be confined in the county jail for not less than fourteen (14) days nor more than six (6) months;

3. If the blood alcohol content is greater than fifteen hundredths percent (15/100%) but not more than eighteen hundredths percent (18/100%) be confined in the county jail for not less than twenty-one (21) days nor more than six (6) months;

4. If the blood alcohol content is greater than eighteen-hundredths percent (18/100%) be confined in the county jail for not less than thirty (30) days nor more than six (6) months;

5. If the defendant refuses a test to determine the percentage of alcohol in his blood, he shall be subject to the punishment specified in subparagraph 4. of this subsection [~~shall be imprisoned in the county jail for not less than seven (7) days nor more than six (6) months and, in addition to fine and imprisonment, may be sentenced to community labor for not less than ten (10) days nor more than six (6) months~~].

(c) For a third [~~or subsequent~~] offense within a five (5) year period, be fined not less than ***seven hundred fifty dollars ($750)*** [~~five hundred dollars ($500)~~] nor more than one thousand ***two hundred fifty*** dollars ***($1,250)*** [~~($1,000)~~] and

1. If the blood alcohol content is ten hundredths percent (10/100%) but not more than twelve hundredths percent (.12%) be confined in the county jail for not less than thirty (30) days nor more than twelve (12) months;

2. If the blood alcohol content is greater than twelve hundredths percent (12/100%) but not more than fifteen hundredths percent (15/100%) be confined in the county jail for not less than sixty (60) days nor more than twelve (12) months;

3. If the blood alcohol content is greater than fifteen hundredths percent (15/100%) but not more than eighteen hundredths percent (18/100%) be confined in the county jail for not less than ninety (90) days nor more than twelve (12) months;

4. If the blood alcohol content is greater than eighteen hundredths percent (18/100%) be confined in the county jail for not less than ninety (90) days nor more than twelve (12) months;

5. If the defendant refuses a test to determine the percentage of alcohol in his blood, he shall be subject to the punishment specified in subparagraph 4. of this subsection [~~shall be imprisoned in the county jail for not less than thirty (30) days nor more than twelve (12) months and may, in addition to fine and imprisonment, be sentenced to community labor for not less than ten (10) days nor more than twelve (12) months~~].

(d) For a fourth or subsequent offense within a five (5) year period be guilty of a Class D felony.

(e) For purposes of this subsection, prior offenses shall include all convictions in this state, or any other state or jurisdiction for operating or being in control of a motor vehicle while under the influence of alcohol or other substances that may impair one's driving ability, or any combination of alcohol and such substances, or while having an unlawful alcohol concentration, or driving while intoxicated.

(5)[~~(3)~~] Minimum sentences of imprisonment or community labor under subsections ***(4)***[~~(2)~~](b) and ***(4)***[~~(2)~~](c) of this section shall not be suspended, probated, or subject to conditional discharge or other form of early release.

(6)[~~(4)~~] When sentencing persons convicted of violating subsection ***(4)***[~~(2)~~](a) of this section [~~at least one (1) of~~] the penalties shall be assessed and [~~that penalty~~] shall not be suspended, probated, or subject to conditional discharge or other form of early release***, except as provided in that subsection for offenders whose blood alcohol concentration is twelve hundredths (.12%) or below***. If a person other than the person convicted of violating subsection (1) of this section dies or has suffered physical injury, as defined in KRS 500.080, as a result of the convicted person's operation of a motor vehicle in violation of subsection (1) of this section, the sentence shall include imprisonment as specified in subsection ***(4)***[~~(2)~~](a) of this section and that portion of the sentence shall not be suspended, probated, or subject to conditional discharge or other form of early release.

(7) If a person's blood or breath alcohol test shows no blood alcohol concentration and a blood or other test indicates the presence of any other substance or combination of substances which may impair one's driving ability and the trier of the facts determines that the person's driving was impaired, the defendant shall be for a first offense, or a second, or third offense within a five (5) year period, shall be subject to the penalty prescribed for an alcohol intoxication of ten hundredths percent (.10%), and for a fourth offense within a five (5) year period be subject to the same penalty as any other person with a fourth offense conviction for a violation of this section.

(8) If a person whose blood or breath alcohol test shows a blood alcohol concentration of less than ten hundredths percent (.10%) and a blood or other test indicates the presence of any other substance or substances which may impair one's driving ability and the trier of the facts determines that the person's driving was impaired, the defendant shall be subject to the same penalties as specified in subsection (7) of this section.

(9) If a person whose blood or breath alcohol test shows a blood alcohol concentration of ten hundredths (.10%) or more and a blood or other test indicates the presence of any other substance or substances which may impair one's driving ability, the defendant shall be subject to the same penalty as any other person with the same blood alcohol content.

Section 3. KRS 189A.040 is amended to read as follows:

(1) In order to reduce the period of license suspension from six (6) months to ***ninety (90)*** [~~thirty (30)~~] days as provided in subsection (1)(a) of KRS 189A.070 the defendant ***shall*** [~~may elect to~~] attend an alcohol or substance abuse education or treatment program subject to the following terms and conditions for a first offender:

(a) The treatment or education shall be for a period of ninety (90) days and the program shall provide an assessment of the defendant's alcohol or other substance abuse problems.

(b) Each defendant shall pay the cost of the education or treatment program up to his ability to pay but no more than the actual cost of the treatment.

(c) A defendant may, upon written recommendation to the court by the administrator of the program, be released prior to the expiration of the ninety (90) day period.

(2) In addition to any other penalty prescribed by law for violation of subsection ***(4)***[~~(2)~~](b) of KRS 189A.010 the court shall sentence the person to an alcohol or substance abuse treatment program subject to the following terms and conditions for a second offender:

(a) The sentence shall be for a period of one (1) year and the program shall provide an assessment of the defendant's alcohol or other substance abuse problems.

(b) Each defendant shall pay the cost of the treatment program up to his ability to pay but no more than the actual cost of the treatment.

(c) A defendant may, upon written recommendation to the court by the administrator of the program, be released prior to the expiration of the one (1) year period.

(d) Failure to complete the treatment program or to pay the amount specified by the court for treatment shall constitute contempt of court and the court shall, in addition to any other remedy for contempt, reinstitute all penalties which were previously imposed but suspended or delayed pending the completion of the treatment program.

(3) In addition to any other penalty prescribed by law for a violation of subsection ***(4)***[~~(2)~~](c) of KRS 189A.010 the court shall sentence the person to an alcohol or substance abuse treatment program subject to the following terms and conditions for a third or subsequent offender.

(a) The sentence shall be for a period of one (1) year and the program shall provide an assessment of the defendant's alcohol or other substance abuse problems. The program may be an inpatient or residential type program.

(b) Each defendant shall pay the cost of the treatment program up to his ability to pay but no more than the actual cost of the program.

(c) A defendant, upon written recommendation to the court by the administrator of the program, may be released from the inpatient or residential program prior to the expiration of one (1) year but shall be retained in the program on an outpatient basis for the remainder of the year period.

(d) Failure to complete the treatment program or to pay the amount specified by the court for treatment shall constitute contempt of court and the court shall, in addition to any other remedy for contempt, reinstitute all penalties which were previously imposed but suspended or delayed pending completion of the treatment program.

(4) Costs of treatment or education programs which are paid from the service fee established by KRS 189A.050, or from state or federal funds or any combination thereof shall be deducted from the amount which the defendant must pay.

Section 4. KRS 189A.070 is amended to read as follows:

(1) Unless the person is under eighteen (18) years of age, in addition to the penalties specified in KRS 189A.010, a person convicted of violation of KRS 189A.010 shall have his license to operate a motor vehicle or motorcycle revoked as follows:

(a) For the first offense, six (6) months, unless the person enrolls in the driver improvement program specified by the transportation cabinet pursuant to KRS 186.560 or (at the option of the defendant) a licensed comprehensive care center education program, in which case the suspension shall be for ***ninety (90)*** [~~thirty (30)~~] days. If the person fails to successfully complete the driver improvement program or (at the option of the defendant) a licensed comprehensive care center education program, or alcohol or substance abuse education or treatment program specified in subsection (1) of KRS 189A.040, then the court shall order the license suspended for six (6) months;

(b) For the second offense, twelve (12) months;

(c) For a third or subsequent offense, twenty-four (24) months.

(2) A person under the age of eighteen (18) who is convicted of violation of KRS 189A.010 shall have his license revoked until he reaches the age of eighteen (18) or shall have his license revoked as provided in subsection (1) of this section, whichever penalty will result in the longer period of revocation.

(3) Licenses revoked pursuant to this chapter shall forthwith be surrendered to the court upon conviction. The court shall transmit the conviction records, and other appropriate information to the Transportation Cabinet. No court shall waive or stay this procedure.

(4) Should a person convicted under this chapter whose license is revoked fail to surrender it to the court upon conviction the court shall issue an order directing the sheriff or any other peace officer to seize the license forthwith and deliver it to the court.

SECTION 5. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) Any person who operates or is in physical control of a motor vehicle or a vehicle that is not a motor vehicle, in this state, is deemed to have given his consent to testing of his blood, breath or urine for the purpose of determining alcohol concentration or presence of a substance which may impair one's driving ability, if charged with violation of KRS 189A.010(1) or 189.520(1).

(2) Any person who is dead, unconscious or who is otherwise in a condition rendering him incapable of refusal is deemed not to have withdrawn the consent provided in subsection (1) of this section and the test may be given.

(3) The breath, blood and urine tests administered pursuant to this section shall be administered at the direction of a law enforcement officer having reasonable grounds to believe the person has committed a violation of KRS 189A.010(1) or 189.520(1). The law enforcement officer shall direct whether the test shall be of blood, breath or urine.

(a) Tests of the person's breath, blood or urine, to be valid pursuant to this section, shall have been performed according to the administrative regulations promulgated by the secretary of the Justice Cabinet.

(b) All breath tests shall be administered by a law enforcement officer holding a certificate, as an operator of a breath analysis instrument, issued by the secretary of the Justice Cabinet or his designee.

(4) The state shall provide one (1) breath alcohol analysis and simulating unit for each county, paid for by state funds received pursuant to the service fee levied in KRS 189A.050. All units shall be approved by the secretary of the Justice Cabinet or his designee.

(5) A breath test shall consist of a simulator sample test followed by two (2) breath sample tests, taken within three (3) minutes of each other. The lower of the two (2) readings shall be the test result for all purposes under this section.

(6) If the law enforcement officer has reasonable grounds to believe there is impairment by a substance which is not subject to testing by a breath test, a blood or urine test may be required, even after a breath test has been administered.

(7) Only a physician, registered nurse, phlebotomist, paramedic or medical technician, not otherwise prohibited by law and acting at the request of the law enforcement officer, can withdraw any blood of any person submitting to a test under this section.

(8) The person tested shall be permitted to have a person listed in subsection (7) of this section of his own choosing administer a test or tests in addition to any tests administered at the direction of the law enforcement officer. The actual cost of this test, but not exceeding twenty-five dollars ($25), shall be paid by the Justice Cabinet. Any amount in excess of twenty-five dollars ($25) shall be paid by the defendant. If the defendant is convicted the court shall direct the defendant to reimburse the Justice Cabinet for the actual cost of the test, but not exceeding twenty-five dollars ($25). The Justice Cabinet shall utilize

funds from the service fee for this purpose and shall place funds received under this section in the account utilized for service fee funds. Tests conducted under this section shall be conducted within a reasonable length of time after the test by the law enforcement officer. Test results shall be adjusted to reflect any difference in time or testing method which would have a scientific bearing upon the test results.

(9) No person shall be compelled to submit to any test or tests specified in this subsection but his refusal to submit to such tests shall result in revocation of his driving license as provided in Section 10 of this Act.

(10) At the time a breath, blood or urine test is requested, the person shall be informed:

(a) Of his rights as required by the "Miranda" case;

(b) That if the person refuses to submit to such tests the person's right to drive shall be revoked for a period of at least six (6) months pursuant to Section 10 of this Act;

(c) That if the person refuses to submit to such tests the court has no choice but to assess the penalty for the highest level of intoxication shown for the offense;

(d) That if a test is taken and the results indicate that the person has an alcohol concentration of 0.10 percent (1/10%) or greater or is under the influence of alcohol or a substance that may impair one's driving ability or a combination of alcohol and such substance, the person will be subject to criminal penalties and the person's driving license may be revoked for a period of at least ninety (90) days;

(e) That if a test is refused by the person, that refusal can be introduced as evidence at the trial on the charge of violation of KRS 189A.010(1) or 189.520(1);

(f) That after submitting to testing, the person shall be permitted to have an additional test or tests administered by a person listed in subsection (7) of this section of his choosing, at state expense if the cost does not exceed twenty-five dollars ($25); that if he is convicted he will have to repay the cost of the test, and that if the test costs more than twenty-five dollars ($25) he will have to pay the amount in excess of twenty-five dollars ($25).

SECTION 6. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

The purpose of Sections 6 to 12 of this Act is the following:

(1) To provide safety for all persons using the highways of this state by quickly revoking the driving privilege of those persons who have shown themselves to be safety hazards by driving with an excessive concentration of alcohol in their bodies; and

(2) To guard against the potential for any erroneous deprivation of the driving privilege by providing an opportunity for administrative hearing as quickly as possible.

SECTION 7. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) The cabinet shall revoke the license of any person holding a valid Kentucky driving license and shall deny or revoke the driving privilege within this state of a Kentucky resident not holding a valid Kentucky motor vehicle operator's license upon receipt of report of a law enforcement officer that:

(a) The person drove or was in actual physical control of a motor vehicle while the alcohol concentration in the person's blood or breath was 0.10 percent (1/10%) or more, and was charged with violation of KRS 189A.010(1);

(b) That the person drove or was in actual physical control of a motor vehicle and was charged by a law enforcement officer of this state with violation of KRS 189A.010(1), and that when requested by that law enforcement officer to take any test or tests pursuant to Section 5 of this Act, that person did refuse to submit to said test or tests.

(2) The revocation or denial shall be final unless an administrative hearing is requested pursuant to Section 9 of this Act.

(3) The revocation or denial by the cabinet is independent of the adjudication of any criminal charges arising out of the same occurrence. The disposition of those criminal charges shall not affect any revocation or denial under this section.

SECTION 8. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) The law enforcement officer who charges any person with violation of KRS 189A.010(1), shall

immediately forward to the cabinet a sworn report of all information relevant to the enforcement action, if the person charged has an alcohol concentration of 0.10 percent (1/10%) or greater or has refused to submit to any test or tests requested pursuant to Section 5 of this Act. This report shall include information which adequately identifies the person charged, a statement of the officer's grounds for belief that the person violated KRS 189A.010(1), a statement of the results of any chemical tests which were conducted or that these tests were offered and the person charged refused to submit to the tests, and the citation number of the charge. The forms shall be signed by the officer under penalty of perjury, but it shall not be necessary to notarize his signature unless requested by the cabinet.

(2) The report required by this section shall be made on the form specified by the Transportation Cabinet and the Justice Cabinet.

SECTION 9. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) The notice of revocation shall clearly specify the reason and statutory grounds for the revocation, the effective date of the revocation, the right of the person to request an administrative hearing, the time within which the administrative hearing must be requested, the procedure for requesting an administrative hearing including the issues considered, and the time within which the administrative hearing shall be held.

(2) When the chemical test results for a person who has been charged with a violation of KRS 189A.010(1) show an alcohol concentration of 0.10 percent (1/10%) or more, or when the person charged refuses to submit to any chemical tests specified by Section 5 of this Act, after being requested to submit to these tests by the law enforcement officer, the officer, acting on behalf of the cabinet, shall serve the notice of revocation personally on the arrested person.

(3) When the law enforcement officer serves the notice of revocation, the officer shall take possession of any motor vehicle operator's license issued by this state, which is in the possession of the person charged. When the officer takes possession of a valid motor vehicle operator's license issued by this state, the officer, acting on behalf of the cabinet, shall issue a temporary motor vehicle operator's license which is valid for thirty-five (35) days after its issuance. This fact shall be clearly indicated on the face of the temporary motor vehicle operator's license.

(4) A copy of the completed notice of revocation form, a copy of any completed temporary driver license form, and any motor vehicle operator's license taken into possession under this section, shall be forwarded immediately to the cabinet by the officer.

(5) In the event that the law enforcement officer is unable to serve a notice of revocation on the person at the time of the filing of the charge, the cabinet shall mail the notice of revocation to the person at the last known address on the cabinet's record, by regular mail, and to the address provided by the law enforcement officer's report, by regular mail, if that address differs from the address of record. A notice by regular mail shall be deemed received three (3) days after mailing by the cabinet.

(6) The cabinet shall provide the forms for notice of revocation and temporary motor vehicle operator's permits to all law enforcement agencies in the state.

SECTION 10. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) The revocation of license or privilege to operate a motor vehicle shall become effective thirty-five (35) days after the person has received notice of revocation or is deemed to have received the notice of revocation by mail, as provided in Section 9 of this Act.

(2) The period of revocation of license or privilege to operate a motor vehicle under this section for a person that operated or was in actual physical control of a motor vehicle while the alcohol concentration in the person's blood or breath was 0.10 percent (1/10%) or more, shall be as follows:

(a) The period shall be ninety (90) days, if the person's driving history record shows no prior alcohol or substance related enforcement contacts during the immediately preceding five (5) years;

(b) The period shall be one (1) year, if the person's driving history record shows one (1) alcohol or substance related enforcement contact during the immediately preceding five (5) years;

(c) The period shall be two (2) years, if the person's driving history records shows two (2) or more prior alcohol or substance related enforcement contacts during the immediately preceding five (5) years.

(3) The period of revocation of license or privilege to operate a motor vehicle under this section for a person charged with violation of KRS 189A.010(1), who was requested by a law enforcement officer to take any test or tests pursuant to Section 5 of this Act, and refused to submit to the test or tests, shall be as follows:

(a) The period shall be one hundred eighty (180) days, if the person's driving history record shows no prior alcohol or substance related enforcement contacts during the immediately preceding five (5) years;

(b) The period shall be one (1) year, if the person's driving record shows one (1) alcohol or substance related enforcement contact during the immediately preceding five (5) years;

(c) The period shall be two (2) years, if the person's driving history record shows two (2) or more prior alcohol or substance related enforcement contacts during the immediately preceding five (5) years.

(4) In order to be reinstated to the privilege of operating a motor vehicle following revocation periods of subsections (2)(a) and (3)(a) of this section, the person shall have completed an alcohol or substance abuse treatment or education program in accordance with KRS 189A.040, and shall pay a license reinstatement fee of fifteen dollars ($15) to the cabinet in addition to any other fees required by statute.

(5) For purposes of this section, "alcohol or substance related enforcement contacts" shall mean any revocation under this Act, any suspension or revocation entered in this or any other state for refusal to submit to chemical testing under an implied consent law, and any conviction, suspension or revocation in this state or any other state for a violation which involves operating or being in control of a motor vehicle while having an unlawful alcohol concentration, or while under the influence of alcohol or other substance that may impair one's driving ability, or any combination of alcohol and such substance.

(6) If a license or privilege to operate a motor vehicle is revoked under this section and the person is also convicted of a violation of KRS 189A.010(1), arising out of the same occurrence, both the revocation under this section and the revocation pursuant to KRS 189A.070 shall be imposed. The periods of revocation shall run or be deemed to run concurrently, so that the total suspension shall not exceed the longer of the two (2) suspensions.

SECTION 11. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) Any person who has received a notice of revocation may make a written request for an administrative hearing, which request shall be filed within ten (10) days of receipt of the notice of revocation. The request shall be made on the form designated by the cabinet, which shall be attached to the notice of revocation. At the time of the filing of the request for review, the requesting person shall pay a hearing fee as established by the cabinet. If the person's driving license has not been previously surrendered, it must be surrendered at the time the request for hearing is made. The request for hearing shall be deemed filed on the date of the postmark of the mailing of the request for hearing to the cabinet, at its designated office, or on the date which the request is hand delivered to the office designated by the cabinet. Filing of the request for hearing does not stay the license revocation.

(2) The hearing shall be scheduled to be held as quickly as practicable within not more than twenty-five (25) days of the receipt by the cabinet of the request for a hearing. The hearing shall be held at a place designated by the cabinet as close as practicable to the place where the offense occurred, unless the parties agree to a different location. The cabinet shall provide a written notice of the time and place of the hearing to the party requesting the hearing, at least ten (10) days prior to the scheduled hearing, unless the parties agree to waive this requirement.

(a) The cabinet, upon its own motion or the motion of the person requesting the hearing, for good cause, may reschedule the hearing one (1) time to a date not more than thirty-five (35) days after the receipt of the request for a hearing. If the hearing is rescheduled at the request of the cabinet, the cabinet shall extend the temporary license for a period equal to the length of the continuance but not more than ten (10) days. If the hearing is rescheduled at the request of the person requesting the hearing, then no extension of the temporary license shall be granted.

(3) The hearing officer shall be an authorized representative designated by the secretary of the cabinet. The presiding hearing officer shall have authority to administer oaths and affirmations; to examine witnesses and take testimony; to receive relevant evidence, including exhibits; and to regulate the course and conduct of the hearing. The hearing officer shall make a written recommendation on the issues of fact and law to the secretary or his designee.

(4) The cabinet may issue subpoenas for any person with information relevant to the hearing. Any person who fails without good cause to appear pursuant to a valid subpoena issued and served by the cabinet shall be subject to:

(a) An administrative fine for the purpose of reimbursing the cabinet its expenses. The fines shall be assessed by the cabinet and shall not exceed the cost to the cabinet to schedule and hold the hearings; or

(b) Contempt proceedings which shall subject the subpoenaed parties to powers of the court to compel

his attendance. Contempt proceedings may be filed in Franklin Circuit Court upon verified complaint by the cabinet.

(5) The cabinet or the person on whose behalf the hearing is being held may have witnesses subpoenaed. The person shall bear the cost of all witnesses subpoenaed. The hearing officer may, at his discretion, hold the hearing by telephonic conference or receive the testimony of any witness by telephonic conference.

(6) The scope of the hearing shall be limited to the issues of:

(a) Whether the person was advised of the implied consent law as required by Section 5 of this Act; and

(b) Whether the law enforcement officer requested the person or persons to take the test or tests pursuant to Section 3 of this Act; and

(c) Whether the law enforcement officer had reason to believe that the person was driving or in actual physical control of a motor vehicle in violation of KRS 189A.010(1); and

(d) Whether the person refused to submit to the testing as provided in Section 5 of this Act; and

(e) Whether a properly administered test or tests disclosed an alcohol concentration of 0.10 percent (1/10%) or more; and

(f) Whether the person has been charged with violation of KRS 189A.010(1).

(7) The hearing shall be recorded. A decision shall be made by the secretary or his designee, based upon review of the written recommendations of the hearing officer and shall be in writing. A copy shall be mailed to the person who requested the hearing and his attorney, if he is represented at the hearing, within ten (10) days of the date of the hearing.

(8) If the person on whose behalf the hearing was scheduled fails to appear without just cause, the right to a hearing shall be waived and the revocation shall be final.

SECTION 12. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) Within twenty (20) days of the issuance of the final determination of the secretary or his designee following a hearing under Section 9 of this Act, a person aggrieved by the determination shall have the right to file a petition in the Circuit Court in the county where the offense occurred, or in the Franklin Circuit Court, for judicial review.

(2) The filing of an appeal under subsection (1) of this section does not automatically stay the cabinet's revocation order. The court may grant a stay of the order only upon a motion and hearing, if requested, with notice to the cabinet, and upon a finding that there is a reasonable probability that the petitioner will prevail on the merits and that the petitioner will suffer irreparable harm if the order is not stayed.

(3) The review shall be limited to the record of the hearing, without taking additional testimony. If the court finds the cabinet exceeded its constitutional or statutory authority, made an erroneous interpretation of the law, acted in an arbitrary and capricious manner, or made a determination which is unsupported by the evidence in the record, the court may reverse the cabinet's determination or remand the case to the cabinet for reconsideration in conformity with this Act.

(4) The petitioner shall pay the cost of preparing the transcript of the administrative hearing.

Section 13. KRS 189.520 is amended to read as follows:

(1) No person under the influence of intoxicating beverages or any substance which may impair one's driving ability shall operate a vehicle that is not a motor vehicle anywhere in this state.

(2) No peace officer or state police officer shall fail to enforce rigidly this section [~~and KRS 189A.010 through 189A.090~~].

(3) In any criminal prosecution for a violation of [~~KRS 189A.010 or~~] subsection (1) of this section, wherein the defendant is charged with having operated a vehicle while under the influence of intoxicating beverages, the amount of alcohol in the defendant's blood as determined at the time of making an analysis of his blood, urine, breath or other bodily substance, shall give rise to the following presumptions:

(a) If there was 0.05 percent (5/100%) or less by weight of alcohol in such blood, it shall be presumed that the defendant was not under the influence of intoxicating beverages;

(b) If there was more than 0.05 percent (5/100%), but less than 0.10 percent (1/10%) by weight of alcohol in such blood, such fact shall not constitute a presumption that the defendant either was or was not under the influence of intoxicating beverages, but such fact may be considered, together with other competent evidence, in determining the guilt or innocence of the defendant;

(c) If there was 0.10 percent (1/10%) or more by weight of alcohol in such blood, it shall be presumed that the defendant was under the influence of intoxicating beverages.

(4) The provisions of subsection (3) of this section shall not be construed as limiting the introduction of any other competent evidence bearing upon the question of whether the defendant was under the influence of intoxicating beverages.

[~~(5) No person may be compelled to submit to any test specified in subsection (3) of this section, but his refusal to submit to such test shall result in revocation of his license as provided in KRS 186.565(3).~~

~~(6) Only a physician, registered nurse or qualified medical technician, duly licensed in Kentucky, acting at the request of the arresting officer can withdraw any blood of any person submitting to a test under this section or KRS 186.565.~~

~~(7) The person tested shall be permitted to have a duly licensed physician of his own choosing administer a test in addition to the one administered at the direction of the police officer.~~]

Section 14. KRS 186.560 is amended to read as follows:

(1) The cabinet shall forthwith revoke the license of any operator of a motor vehicle upon receiving record of his conviction of any of the following offenses:

(a) Murder or manslaughter resulting from the operation of a motor vehicle;

(b) Driving a vehicle which is not a motor vehicle while under the influence of alcohol or any other substance which may impair one's driving ability;

(c) Perjury or the making of a false affidavit under KRS 186.400 to 186.640 or any law requiring the registration of motor vehicles or regulating their operation on highways;

(d) Any felony in the commission of which a motor vehicle is used;

(e) Conviction or forfeiture of bail upon three (3) charges of reckless driving within the preceding twelve (12) months;

(f) Conviction of driving a motor vehicle involved in an accident and failing to stop and disclose his identity at the scene of the accident;

(g) Conviction of theft of a motor vehicle or any of its parts, including the conviction of any person under the age of eighteen (18) years;

(h) Failure to have in full force and effect the security required by subtitle 39 of KRS Chapter 304 upon conviction of a second and each subsequent offense within any five (5) year period; and

(i) Conviction for fraudulent use of a driver's license or use of a fraudulent driver's license to purchase or attempt to purchase alcoholic beverages, as defined in KRS 241.010, in violation of KRS 244.085.

(2) If the person convicted of any offense named in subsection (1) of this section is not the holder of a license. the cabinet shall deny the person so convicted a license for the same period of time as though he had possessed a license which had been revoked. If through an inadvertence the defendant should be issued a license. the cabinet shall forthwith cancel it.

(3) The cabinet upon receiving a record of the conviction of any person upon a charge of operating a motor vehicle while the license of that person is denied or suspended, or revoked, or while his privilege to operate a motor vehicle is withdrawn, shall immediately extend the period of the first denial, suspension, revocation or withdrawal for an additional like period.

(4) The revocation or denial of a license or the withdrawal of the privilege of operating a motor vehicle for a violation of subsection (1)(a) of this section shall be for a period of not less than five (5) years. Revocations or denials under this section shall not be subject to any lessening of penalties authorized under any other provision of this section or any other statute.

(5) In all other cases, the revocation or denial of a license or the withdrawal of the privilege of operating a motor vehicle under this section shall be for a period of six (6) months, except that, if the same person

has had one (1) previous conviction of any offense enumerated in subsection (1) of this section, regardless of whether the person's license was revoked because of the previous conviction, the period of the revocation, denial or withdrawal shall be one (1) year; if the person has had more than one (1) previous conviction of the offenses considered collectively as enumerated in subsection (1) of this section, regardless of whether the person's license was revoked for any previous conviction, the period of revocation, denial or withdrawal shall be for not less than two (2) years. Provided, however, the cabinet, upon receipt of the written recommendation of the court in which any person has been convicted of violating KRS 189.520(1) or KRS 244.085(5) as relates to instances in which a driver's license or fraudulent driver's license was the identification used or attempted to be used in the commission of the offense, who has had no previous conviction of said offense, that said person's operator's license shall not be revoked, restricts said person's operator's license according to such terms and conditions as the secretary in his discretion may require, provided said person has enrolled in such ***alcohol or substance abuse*** [~~driver's~~] education ***or treatment*** program as the cabinet shall require. In the event said person fails to satisfactorily complete said ***alcohol or substance abuse*** [~~driver's~~] education ***or treatment*** program or violates the restrictions on his operator's license, the cabinet shall forthwith revoke said operator's license for a period of six (6) months.

(6) Persons convicted of a first offense violation of KRS 189A.010 may elect to attend the ***alcohol or substance abuse*** [~~driver's~~] education ***or treatment*** program established by this section, or (at the option of the defendant) a licensed comprehensive care center ***approved by the Cabinet for Human Resources*** [~~education program,~~] and no other. Attendance at the school shall not permit the retention of the operator's license. Successful completion of the school shall reduce the period of operator's license suspension from six (6) months to ***ninety (90)*** [~~thirty (30)~~] days as specified in KRS 189A.070(1)(a). The Cabinet ***for Human Resources*** shall permit driver's education programs approved by the Cabinet ***for Human Resources*** to offer a nine (9) hour driver's education program which may be completed in one (1) day and which shall satisfy the provisions of this section.

(7) License suspensions and revocations under KRS 189A.060, 189A.070, and 189A.080 shall be in addition to any other license revocation authorized by law or regulation. The powers of the Transportation Cabinet to revoke a license or lengthen the period of revocation shall not be affected by KRS Chapter 189A.

(8) In order to secure the reinstatement of a license to operate a motor vehicle or motorcycle restored following a period of suspension or revocation pursuant to KRS 189A.060, 189A.070, and 189A.080 the person whose license is suspended or revoked shall comply with the fees and other procedures of the Transportation Cabinet with regard to the reinstatement of suspended or revoked licenses.

(9) Any person or legal entity that seeks to offer, conduct or operate ***an alcohol or substance abuse*** [~~a driver's~~] education ***or treatment*** program as provided in this section shall submit sufficient documentation to the Cabinet ***for Human Resources*** in writing that such program is needed in the geographical area that is proposed to be served. The Cabinet ***for Human Resources*** shall promulgate administrative regulations which specify what constitutes need for such programs in a given geographical area. The Cabinet ***for Human Resources*** shall determine whether such need is shown to exist and shall establish by administrative regulation an appeals procedure. The provisions of this subsection shall not apply to any ***alcohol or substance abuse*** [~~driver's~~] education program operating with the approval of the ***Transportation*** Cabinet prior to July 15, 1986.

Section 15. KRS 189A.120 is amended to read as follows:

(1) Any recommendation by the prosecution to amend a charge of violation of KRS 189A.010 where the blood alcohol reading of the defendant is ***less than*** .10 percent (1/10%) [~~or above~~], shall be accompanied by reasons for the amendment, such reasons to be recorded. If an amendment of a charge of violation of KRS 189A.010 is granted the court shall record its reasons in the record of the case.

(2) When a blood alcohol reading in a prosecution for violation of KRS 189A.010 is ***.12*** [~~.15~~] percent ***(12/100%)*** [~~(15/100%)~~] or above, no prosecuting attorney shall agree to the amendment of the charge to a lesser offense and shall oppose the amendment of such charge at trial, unless all prosecution witnesses are, and it is expected they will continue to be, unavailable for trial.

(3) ***No prosecuting attorney shall amend a blood alcohol content percentage, and shall oppose the amendment of such percentage, unless uncontroverted scientific evidence is presented that the test results were in error. In such cases the prosecutor shall state his reasons for agreeing with such amendment and the scientific data upon which the amendment was made shall be made a part of the record in the case.***

(4) The record of charges and disposition thereof, including reasons for amending the charges, shall be transmitted by the court to the Justice Cabinet for inclusion in the centralized criminal history record information system under KRS 17.150.

Section 16. The following KRS section is repealed:

186.565 Consent to test for alcohol in blood — Procedure upon refusal — Ruling — Judicial review — Exception — Application to court to enter driver's education program.

SB 306, AN ACT relating to boats and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 186A.196 is amended to read as follows:

(1) Any lien noted on a Kentucky certificate of title which evidences a security interest perfected after July 1, 1987, but before March 31, 1988, ***for property eligible to be titled through issuance of a Kentucky certificate of title other than motorboats, or before January 1, 1990, for motorboats,*** shall be valid whether the security interest was perfected by filing a motor vehicle ***or title*** lien statement under this chapter or by filing a financing statement under article 9 of KRS Chapter 355. Such security interests shall be considered perfected as of the date of tender of the motor vehicle ***or title*** lien statement or financing statement as the case may be. A security interest evidenced by a lien noted on a Kentucky certificate of title, which was perfected by filing a financing statement under Article 9 ***of*** KRS Chapter 355, remains perfected without the requirement of filing a continuation statement under KRS 355.9-403.

(2) Notwithstanding any provision of KRS 186A.190, any security interest in a motorboat which was perfected by filing a financing statement under Article 9 of KRS Chapter 355 before January 1, 1990, remains perfected even though no Kentucky certificate of title relating to the motorboat has been issued, or a Kentucky certificate of title relating to the motorboat is outstanding which does not note the existence of the security interest. Any security interest which remains perfected by operation of this paragraph shall not remain perfected beyond the date that the filing of a continuation statement would be required under KRS 355.9-403, unless, prior to or upon the date, an application for the issuance of a Kentucky certificate of title on the property, with the valid lien representing the security interest noted thereon, has been made pursuant to KRS 186A.197.

Section 2. KRS 186A.197 is amended to read as follows:

(1) If a Kentucky certificate of title is outstanding as of March 31, 1988, ***for property eligible to be titled through issuance of a Kentucky certificate of title other than motorboats; or, at any time for a motorboat in which a security interest was perfected by filing a financing statement under Article 9 of KRS Chapter 355 before January 1, 1990, and the certificate of title is*** without the notation of a valid lien representing a security interest perfected under this chapter, the Transportation Cabinet upon application of either the secured party or the debtor, shall cancel the current certificate of title and issue a new certificate of title with the lien noted thereon. The security interest represented by the lien shall be considered perfected as of the original date of filing of the title lien statement or financing statement.

(2) Notwithstanding the provisions of KRS 355.9-403, no continuation statement shall be filed under KRS 355.9-403 for security interests in property eligible to be titled through issuance of a Kentucky certificate of title, but for which no Kentucky certificate of title has been issued. The secured party or debtor shall apply for the issuance of a Kentucky certificate of title on such property, with the valid lien representing the security interest noted thereon, prior to or upon the date that the filing of a continuation statement would be required under KRS 355.9-403. The security interest then represented by the lien so noted shall be considered perfected as of the original date of filing the financing statement.

Section 3. KRS 235.055 is amended to read as follows:

The perfection and discharge of security interests and all other procedural aspects regarding motorboats shall be performed as required on other Kentucky titled property under KRS 186.045, 186A.190, 186A.193, 186A.195, ***186A.196, 186A.197,*** 186A.200, 186A.205, and 186A.210.

Section 4. Whereas holders of perfected security interests in motorboats are faced with the possible immediate loss of their security interests, an emergency is declared to exist, and this Act shall become effective upon its passage and approval by the Governor.

SB 309, AN ACT relating to overdimension permits for motor carriers.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 189.270 is amended to read as follows:

(1) The department may prescribe, by orders of general application, rules and regulations for the issuance by it of permits for the operation of motor vehicles, mobile homes, recreational vehicles and vehicles transporting microwave satellite television antennae, vehicles transporting boats or farm equipment, whose gross weight including load, height, width or length exceeds the limits prescribed by this chapter or which in other respects

fail to comply with the requirements of this chapter. Permits may be issued by the department for stated periods, special purposes and unusual conditions, and upon such terms in the interest of public safety and the preservation of the highways as the department may, in its discretion, require. The department shall require, as a condition to the issuance of the permit, that the applicant pay in addition to a fee of sixty dollars ($60) for each overweight permit a fee of: forty dollars ($40) for any vehicle with six (6) axles; fifty dollars ($50) for any vehicle with seven (7) axles; sixty dollars ($60) for any vehicle with eight (8) axles; seventy dollars ($70) for any vehicle with nine (9) or more axles. For an overdimension permit the applicant shall pay a fee of sixty dollars ($60), and in addition, a fee of thirty dollars ($30) for any permit authorizing the movement of a load having a width of from ten (10) to fourteen (14) feet, or fifty dollars ($50) for any permit authorizing the movement of a load having a width in excess of fourteen (14) feet; twenty dollars ($20) for each single trip house trailer permit; a fee of eighty dollars ($80) for each annual house trailer, farm equipment, boat transporter or microwave antennae transporter permit; a fee of five hundred dollars ($500) for each annual boat permit for units in excess of sixty-five (65) feet in length and twelve (12) feet in width; and may require that the applicant give bond, with approved surety, to indemnify the state or counties against damage to highways or bridges resulting from use by the applicant. The operation of motor vehicles, mobile homes and recreational vehicles in accordance with the terms of any such permit shall not constitute a violation of this chapter if the operator has the permit, or a copy of it, authenticated as the department may require, in his possession.

(2) Annual boat permits shall be issued for any unit, including towing vehicle and trailer combination which does not exceed ninety-five (95) feet in length or fourteen (14) feet in width exclusive of usual and ordinary overhang. The department may, by regulation, limit annual boat permits for units including towing vehicle and trailer combinations which exceed sixty-five (65) feet in length and twelve (12) feet in width to manufacturers and dealers, to specified routes or to exclude certain highways from the annual permit in this subsection if an unreasonable risk of accident or an unreasonable impedance of the flow of traffic would result from the presence of such units. Movement of boats in excess of sixty-five (65) feet in length and twelve (12) feet in width shall be preceded by notification to the department of vehicle regulation, division of motor carriers of any trip to be made under the permit. The department may, no later than eighteen (18) hours after the receipt of notice, prohibit said trip if, because of temporary or special conditions, an unreasonable risk of accident or unreasonable impedence of the flow of traffic would be created.

(3) Any motor carrier transporting equipment used to mold steel which exceeds the dimensional limits for movement over a highway in this state may apply for an annual overdimensional permit pursuant to subsection (1) of this section. The permit shall be limited to a vehicle operating on a round trip basis of not more than twenty-five (25) miles. The material movement shall be limited to the manufacturing facilities of the same corporation. Reporting of these movements shall be on an annual basis, but shall include an estimate of trips which will be made weekly. The cost of the annual permit shall be five hundred dollars ($500).

(4) (a) Annual overlength permits may be issued to any utility pole or pipe transporter under the following conditions:

1. An annual overlength permit may be issued for a towing vehicle and trailer combination which does not exceed one hundred twenty-five (125) feet in overall length. Restrictions may be placed on routes and the permit use limited if unreasonable risk of accident or unreasonable impedance of traffic flow could be created. An annual permit to transport poles or pipe which are fifty-five (55) feet or less in length shall cost one hundred dollars ($100). An annual permit to transport poles or pipe which are more than fifty-five (55) feet in length shall cost three hundred fifty dollars ($350). The Department of Highways may prescribe the use of escort vehicles, and the permit holder shall notify the Department of Highways of each trip or series of trips to be made. The department may cancel or reroute the trip if an unreasonable risk of accident or impedance of the flow of traffic could be created.

2. An annual overlength permit may be issued for a straight truck capable of transporting utility poles or pipe on a specially designed pole rack mounted on the body of the truck if the pole or pipe length exceeds forty-five (45) feet. Restrictions may also be placed on routes and the permit use limited if unreasonable risk of accident or unreasonable impedance to traffic flow could be created. The cost of this overlength permit shall be one hundred dollars ($100).

3. An annual overlength permit may be issued for a straight truck capable of transporting utility poles or pipe on specially designed pole racks mounted on the body of the truck if the pole or pipe length exceeds fifty-five (55) feet, but does not exceed ninety-five (95) feet. The permit shall cost three hundred fifty dollars ($350). The Department of Highways may prescribe the use of escort vehicles, and the permit holder shall notify the Department of Highways of each trip or series of trips made. The department may cancel or reroute the trip if an unreasonable risk of accident or impedance of the flow of traffic could be created.

4. More than one (1) type of permit authorized in subparagraphs (1) and (2) of this paragraph may

be issued for the same vehicle. The maximum cost of the multiple-use annual permit shall be three hundred fifty dollars ($350).

(b) The secretary of transportation shall, by administrative regulation, prescribe additional safety requirements for movements of these vehicles. Regulations promulgated for this subsection shall not restrict the ability of a permit holder to respond to an emergency due to an electrical or gas outage.

(5) No person shall operate any motor vehicle, mobile home or recreational vehicle in violation of the terms of the permit.

SJR 13, A JOINT RESOLUTION directing the Secretary of Transportation to name the new connector road between Wilkinson Boulevard and Louisville Road in Franklin County in honor of Mr. Buford Van Meter.

WHEREAS, the Kentucky Department of Highways has completed construction of a connector road between Wilkinson Boulevard and Louisville Road in Franklin County; and

WHEREAS, this new road will be located in the vicinity of the home on Parkside Drive where the late Buford Van Meter resided; and

WHEREAS, Mr. Van Meter was a man who lived a seemingly simple lifestyle, but that simple life brought forth acts of heroism, community concern and a life-long pride in his country; and

WHEREAS, in 1917, Mr. Van Meter, in Frankfort as a result of being on leave from the United States Army, at great personal risk rushed through the halls of the old Capitol Hotel informing its occupants that the building was afire; and

WHEREAS, during the 1937 flood in Frankfort, Mr. Van Meter walked to town from his house on Parkside Drive and stayed in the flood area three days to help the victims move to shelter, retrieve their belongings and to ensure that they had something to eat; and

WHEREAS, his sense of duty to the Veterans of Foreign Wars and his pride in his country caused Mr. Van Meter to initiate a project of placing a flag on the graves of veterans at the Frankfort cemetery on Memorial Day in 1937; and

WHEREAS, Mr. Van Meter continued and eventually expanded that project to include graves of veterans at Sunset Memorial Gardens and other small local cemeteries over the 34 years that he headed this effort; and

WHEREAS, in 1981 in the first year that Mr. Van Meter relinquished the Memorial Day task, over 609 flags were placed at gravesites of these Veterans of Foreign Wars in Franklin County; and

WHEREAS, the naming of this road in honor of Mr. Buford Van Meter will serve to honor a man who displayed high moral values and civic pride every day of his life and serve as a reminder that family, community service and hard work are attributes which should be honored in our society;

NOW, THEREFORE,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Secretary of Transportation is directed to name the connector road between Wilkinson Boulevard and Louisville Road in honor of the late Buford Van Meter.

Section 2. That the Secretary of Transportation is directed to place the appropriate plaques or signs commemorating this route.

Section 3. That a copy of this resolution be transmitted to the Secretary of Transportation and the Mayor of Frankfort.

SJR 85, A JOINT RESOLUTION directing the Secretary of Transportation to name Kentucky Route 1099 in Knott County in honor of William Spencer Hayes.

WHEREAS, shortly after the death of Ms. Alice Lloyd in 1962, William Spencer Hayes was named as the first president of Alice Lloyd College; and

WHEREAS, William Hayes joined the staff of Alice Lloyd College in 1940 and served the college on a continuing basis until 1976; and

WHEREAS, Mr. Hayes was a friend to all students who enrolled at Alice Lloyd College during his long tenure, as well as a staff person respected by his peers throughout the nation; and

WHEREAS, William Hayes served Alice Lloyd College and the community of Pippa Passes both admirably and faithfully during the thirty-six (36) years on campus, helping to extol the mission of this great institution; and

WHEREAS, a fitting tribute to William Hayes would be the naming of that portion of KY 1099 which serves the community of Pippa Passes in his honor.

NOW, THEREFORE,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Secretary of Transportation be directed to name Kentucky Route 1099 in Knott County which serves the community of Pippa Passes in honor of William Spencer Hayes.

Section 2. That the Secretary of Transportation be directed to set aside the necessary funds to ensure that appropriate signs designating this route be posted.

Section 3. That a copy of this resolution be transmitted to the Governor, the secretary of the Kentucky Transportation Cabinet and Mr. William Spencer Hayes.

HCR 207, A CONCURRENT RESOLUTION urging the Secretary of the Transportation Cabinet to name Kentucky Route 2279 the Wilburn K. Ross Highway.

WHEREAS, Wilburn Ross served in the European theater with the Third Infantry Division during World War II; and

WHEREAS, during an incredible battle near St. Jacques, France, Mr. Ross gallantly dug in, well ahead of the rest of his company, and preceded to withstand nine German attacks over the ensuing seven hours, and

WHEREAS, Mr. Ross repelled the ninth and final attack single-handedly; and

WHEREAS, Mr. Ross, during his enlistment was awarded the Purple Heart Medal and the Distinguished Unit Badge and was Kentucky's only Congressional Medal of Honor recipient; and

WHEREAS, the courage and fortitude displayed served as a source of pride and honor to the Commonwealth of Kentucky and the United States of America.

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky, the Senate concurring therein:

Section 1. That the Secretary of the Transportation Cabinet be urged to name Kentucky Route 2279 the Wilburn K. Ross Highway.

Section 2. That copies of this resolution be sent to the Governor and the Secretary of the Transportation Cabinet.

The Committee on Business Organizations and Professions reported **SB 105** with Committee Amendment attached thereto, with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 105, AN ACT relating to public health.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 211.970 is amended to read as follows:

As used in KRS 211.972 to 211.982, unless the context requires otherwise:

(1) ***"Approved" means that which has been considered acceptable to the cabinet;***

(2) "Cabinet" means the Cabinet for Human Resources ***and includes its authorized agents***;

(3) "Grease" means fats or oils of animal, vegetable, or mineral origin, separately or in colloidal or dissolved states in combination with soaps, detergents, or food particles;

(4) "Grease trap" means a component designed to separate grease and its constituents from the wastewater stream, provide for storage of separated grease, and discharge the remaining wastewater for treatment;

(5) "Holding tank" means a tank which provides limited pretreatment and storage for off-site disposal where site limitations preclude immediate installation of a subsurface soil absorption system; or connection to a municipal sewer. It also includes portable toilets and similar temporary use units which contain holding tanks;

(6) "Person" means any individual, firm, association, organization, partnership, business trust, corporation, company or governmental unit;

(7) "Secretary" means the secretary of the Cabinet for Human Resources;

(8) "Sewage" means domestic blackwater and greywater wastes, but does not include waste from industrial or commercial processes;

(9) "Sewage pretreatment unit" means a watertight sewage treatment structure designed and constructed to receive raw sewage, separate solids from liquids, digest organic matter through a period of retention, and allow clarified effluent to discharge to a subsurface soil absorption system. Such pretreatment units fall into three (3) basic categories:

(a) Septic tanks which rely predominantly on anaerobic bacterial action for treatment;

(b) Aerobic units which introduce atmospheric air into the sewage to promote treatment by aerobic bacteria; and

(c) Combination units which provide treatment through both anaerobic and aerobic bacterial action and mechanical filtering, ozonation or ultraviolet irradiation;

(10) "Sewage sludge" means the solid or semi-solid residues which are retained within a sewage pretreatment unit or grease trap, as a result of mechanical, hydraulic, biologic or chemical actions. It also includes raw sewage accepted and stored within a holding tank;

(11) "Site" means a facility or parcel of land under the ownership of any person which is intended for use as the ultimate disposal or treatment location for sewage sludge

[~~(2) "Department" means the department for health services;~~

~~(3) "Commissioner" means the commissioner of the department for health services;~~

~~(4) "Cesspool" means a cavity in the ground which receives human excrement and domestic wastes to be partially absorbed directly by the surrounding soil;~~

~~(5) "Seepage pit" means a dry well, leaching pit or any other cavity in the ground which receives the liquid discharge of a septic tank;~~

~~(6) "Septic tank" means a septic toilet, chemical closet and any other watertight enclosure used for storage and decomposition of human excrement and domestic wastes~~];

(12)[~~(7)~~] "Tank" means any container [~~when~~] placed on a vehicle to carry in transport ***sewage sludge*** [~~wastes~~] removed from a ***sewage pretreatment unit, grease trap, or holding tank*** [~~septic tank, cesspool, or seepage pit~~].

Section 2. KRS 211.972 is amended to read as follows:

No person shall engage in [~~or offer to engage in or carry on~~] the business of servicing or maintaining ***sewage pretreatment units, grease traps*** [~~septic tanks, seepage pits~~] or ***holding tanks or the transporting of sewage sludge from such facilities*** [~~cesspools~~] within the Commonwealth of Kentucky unless [~~duly~~] licensed and bonded as [~~hereinafter~~] provided ***under KRS 211.976.***

Section 3. KRS 211.974 is amended to read as follows:

Nothing in KRS 211.972 to 211.982 shall be construed to require a business license for:

(1) A property owner to clean his own ***sewage pretreatment unit, grease trap*** [~~septic tank~~], [~~seepage pit~~] or ***holding tank*** [~~cesspool~~].

(2) A municipality servicing and maintaining a public sewage treatment facility.

(3) A ***master*** plumber, duly qualified and licensed under the laws of the state of Kentucky, except that vehicles which are used as defined in KRS 211.972 to 211.982 shall be licensed as provided.

Section 4. KRS 211.976 is amended to read as follows:

Any person proposing to engage [~~Each person engaged~~] in ***the*** [~~such~~] business ***as provided under KRS 211.972*** [~~for the purposes aforesaid~~] shall file an application ***for licensure on forms provided by the cabinet*** [~~directly with the commissioner~~] with such information as ***deemed necessary and shall be accompanied by the required fee. The secretary may establish a fee schedule according to authorization in the state budget document*** [~~he may require. The application shall state the nature of the business, the post office address of the applicant, and the post office address at or from which the business is to be continued. If the applicant shall operate a branch or other places of business, the application shall so state. The application shall state any additional information as the commissioner may require. The application to engage in the business as herein defined shall be accompanied by a license fee of twenty-five dollars ($25), payable to the department for health services~~]. If the ***cabinet*** [~~commissioner~~], after such investigation as ***it*** [~~he~~] deems necessary, ***finds*** [~~is satisfied~~] that the applicant has the qualifications, experience, reputation***,*** [~~and~~] equipment***, and approved site for disposal necessary*** to perform the ***service*** [~~services~~] in ***an acceptable*** [~~a satisfactory~~] manner and not detrimental to the environment or to public health, ***the cabinet*** [~~he~~] shall issue or cause to be issued a license for the [~~said~~] business. ***This license is not transferable.*** The application for such license shall be made to the ***cabinet*** [~~commissioner~~] prior to March 1 of each year, and shall be accompanied by a surety bond tendered by a company registered in the Commonwealth of Kentucky, to indemnify persons for whom service and maintenance work is performed, if faulty***, and to guarantee disposal of sewage sludge in an approved manner***; or with such sureties, form and sufficiency as shall be ***acceptable*** [~~approved~~] by the ***cabinet*** [~~commissioner~~]. Such bonds shall be in the amount of ***ten*** [~~one~~] thousand dollars ***($10,000)*** [~~($1,000) for residents of the state of Kentucky and five thousand dollars ($5,000) for nonresidents~~]. The ***cabinet*** [~~commissioner~~] shall be the obligee, and the bond shall be for the benefit and purpose to protect all persons damaged by faulty workmanship in the servicing or maintaining of ***sewage pretreatment units, grease traps, holding tanks,*** [~~septic tanks, cesspools~~] or ***in the disposal of sewage sludge*** [~~seepage pits~~], and shall guarantee the appearance of the licensee to answer any summons within thirty (30) days of notice to the bonding company of the issuance of such summons. Such bonds shall be conditioned upon the performance of the services in a workmanlike [~~and hygienic~~] manner***, and in a manner which will not create a public health hazard nor damage the environment.***

Section 5. KRS 211.978 is amended to read as follows:

All trucks or other vehicles used to transport or carry wastes from ***sewage pretreatment units, grease traps,*** [~~septic tanks, cesspools~~] or ***holding tanks*** [~~seepage pits~~] shall ***be licensed*** [~~carry a license~~] by the ***cabinet*** [~~commissioner for inspection by his representative or any law enforcement agent~~]. The application for such vehicle license shall be made prior to March 1 of each year ***on forms provided by the cabinet***, and shall state [~~the make, model and year of such vehicle, as well as the capacity of the tank used in the removal of said wastes from septic tanks, cesspools and seepage pits, and also~~] such [~~other~~] information as the ***cabinet*** [~~commissioner~~] shall ***deem necessary*** [~~require~~]. ***The secretary may establish a fee schedule according to authorization in the state budget document*** [~~Each application shall be accompanied by a license fee of ten dollars ($10.00) for each vehicle sought to be licensed, payable to the treasurer of the Commonwealth of Kentucky~~]. If the ***cabinet*** [~~commissioner~~], after such investigation as ***it*** [~~he~~] deems necessary, ***finds*** [~~is satisfied~~] that such truck or vehicle and equipment is ***acceptable*** [~~proper and hygienic~~] for ***such*** [~~said~~] purpose, ***it*** [~~he~~] shall issue or cause to be issued a license for the use of ***such*** [~~said~~] vehicle for ***such*** [~~said~~] purpose. This license is not transferable from one vehicle to another, and [~~all licenses shall expire on the last day of February of each year. In addition to the vehicle license, which~~] shall be carried on the vehicle at all times.[~~;~~] There shall ***also*** be painted on both sides ***and the rear*** of said vehicle in letters not less than two (2) inches high the ***letters "KY."*** [~~words "K.B.H.S. licensed vehicle," and said words shall be~~] followed with ***the assigned*** vehicle license number.

Section 6. KRS 211.980 is amended to read as follows:

The secretary shall issue regulations subject to the provisions of KRS Chapter 13A dealing with vehicle tank and equipment requirements; conduct of business; approval of disposal sites and disposal methods in conformance with the Natural Resources and Environmental Protection Cabinet regulations; and any other matters deemed necessary to protect public health and the environment

[~~(1) The tank shall be kept tightly closed in transit to prevent the escape of contents or odors, and the outside of all vehicles and accessory equipment shall be kept clean.~~

~~(2) Waste from any septic tank, seepage pit or cesspool may be dumped into any municipal or public sewage treatment system by any licensee under this section at a time and place approved by the municipal or public sewage system owner or designated representative upon payment of a reasonable fee not to exceed the sum of ten dollars ($10) per one thousand (1,000) gallon load; provided it is determined by the natural resources and environmental protection cabinet with the concurrence of the system owner or representative that such will not disrupt or impair the efficient operation of the treatment plant.~~

~~(3) In the absence of such municipal disposal facilities, wastes may be buried on private property in~~

~~locations over two hundred (200) yards from any residence, public or private place of business, public gathering place or public thoroughfare, subject to written approval of the property owner. Said written approval must be preserved and carried on the vehicle for inspection; all such wastes must be so disposed of, as to create no public nuisance or health hazard. Burial may be required by the cabinet.~~

~~(4) Waste removed from septic tanks, seepage pits or cesspools may be buried on the property from which it originates at least seventy-five (75) feet from any water supply and twenty-five (25) feet from any body of water, provided it is covered with at least twelve (12) inches of earth and protected until settled.~~

~~(5) Under no conditions shall dumping be permitted into or adjacent to any public or private lake, pond, stream, river or any other body of water, nor shall any vehicle be permitted to pump directly from such body of water into said vehicle for flushing and cleaning the tank or other equipment on the vehicle.~~

~~(6) All services shall be conducted in a responsible manner and the property served left in a sanitary condition.~~

~~(7) After such services are rendered, the licensee or his service representative shall furnish the customer with a signed receipt upon payment in full for services, which receipt carries the business name and address, name of the owner of the business and K.B.H.P. vehicle license number as required under KRS 211.978~~].

Section 7. KRS 211.982 is amended to read as follows:

All money paid to the state treasurer for licenses and fees required by KRS 211.972 to 211.980 ***and any regulations adopted pursuant thereto which are subject to the provisions of KRS Chapter 13A*** shall be for the sole use of the cabinet and shall be in addition to any moneys appropriated by the General Assembly for the use of the cabinet.

Section 8. KRS 211.995 is amended to read as follows:

Any person who shall violate or refuse to comply with any of the provisions of KRS 211.972 to 211.982 shall be ***liable for a civil penalty not to exceed the sum of five thousand dollars ($5,000)*** [~~guilty of a misdemeanor punishable by a fine of not less than twenty-five dollars ($25.00) nor more than one hundred dollars ($100)~~] and when such violation is of a continuing nature, each day upon which a violation occurs shall be deemed a separate offense.

The Committee Amendment No. 1 to **SB 105** is as follows:

Amend printed copy of GA copy of **SB 105** on page 8, line 9, by inserting after the word "***environment***" the following sentence: "***. These regulations and this section shall sunset on July 15, 1992***";

And on page 10, between lines 3 and 4, by adding the following new section to read as follows:

"SECTION 7. A NEW SECTION OF KRS CHAPTER 211 IS CREATED TO READ AS FOLLOWS:

The secretary for Human Resources shall approve one (1) demonstration sludge treatment facility. The cabinets for Human Resources and Natural Resources and Environental Protection shall prepare an analysis of the facility's cost effectiveness and ability to adequately treat sewage sludge to protect the public's health and the environment.";

And on page 10, line 4, by renumbering "Section 7" as "Section 8";

And on page 10, line 12, by renumbering "Section 8" as "Section 9".

The Committee on Education reported **HB 820, SB 261, SB 312, SB 316, SB 334, SCR 3** and **SJR 44** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

HB 820, AN ACT relating to the Department of Education and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 156.010 is amended to read as follows:

(1) The department of education shall consist of the superintendent of public instruction who shall be the chief executive officer of the department, the organizational structure of the department as set forth in this section, the state board for elementary and secondary education, and the state board for vocational-technical, adult education and vocational rehabilitation services.

(2) The superintendent of public instruction shall appoint a deputy superintendent for elementary and secondary education, who shall directly supervise an office of instruction, headed by an office head and composed of divisions of accreditation, teacher education and certification, curriculum and staff development, compensatory education, support services, and student services; and an office of education for exceptional children, headed by an office head and composed of divisions of categorical programs, support services, coordinated programs, ***early childhood services,*** the Kentucky school for the blind, and the Kentucky school for the deaf.

(3) The superintendent of public instruction shall appoint a deputy superintendent for vocational-technical, adult education and vocational rehabilitation services, who shall directly supervise an office of vocational education, headed by an office head and composed of divisions of program services, staff development, support services, and school services; an office of vocational rehabilitation, headed by an office head and composed of divisions of field services, program development, support services, and the Carl D. Perkins comprehensive rehabilitation center; and an office of adult and community education, headed by an office head and composed of divisions of adult basic education, community education, and adult special projects.

(4) The superintendent of public instruction shall appoint a deputy superintendent for research, who shall directly supervise an office of research and planning, headed by an office head and composed of divisions of planning, research, evaluation, and computer services; and an office of communication services, headed by an office head and composed of divisions of media services, recognition and special events, public information, and printing services. The superintendent shall also appoint a deputy superintendent for administration, who shall directly supervise an office of school administration and finance, headed by an office head and composed of divisions of buildings and grounds, pupil transportation, pupil attendance, school district finance, textbook services, surplus property, school food services, and insurance services; and an office of internal administration, headed by an office head and composed of divisions of purchasing, accounting, budget analysis, facilities management, personnel services, and equal education opportunity. Directly attached and responsible to the superintendent of public instruction also shall be an office of legal services headed by an office head, an assistant who shall be secretary to the state board for elementary and secondary education and the state board for vocational-technical, adult education and vocational rehabilitation services, a chief executive assistant to the superintendent, and an ombudsman responsible for coordination and referral of correspondence from the public as it relates to departmental services and functions.

(5) The superintendent of public instruction shall establish the organizational units below the division level, and arrange the units within the organizational structure of the department of education as set forth in subsections (1) to (4) of this section to provide required program and administrative services and assure effective execution of the department's responsibilities. The superintendent shall further, and as appropriate, abolish or assign, within the organizational structure of the department of education established by subsections (1) to (4) of this section, those assistant office head positions and principal assistant positions within the department not specifically mentioned in this section but existing as of July 1, 1988.

(6) As of July 1, 1988, all appropriate transfers of functions, personnel, funds, equipment, facilities, and records shall be made within the department of education to implement the provisions of this section and actions taken pursuant hereto.

(7) The superintendent of public instruction shall have general supervision of all assistants, agents and employes. He shall be responsible for implementing policies promulgated by the state board for elementary and secondary education and the state board for vocational-technical, adult education and vocational rehabilitation services. He may clothe his assistants with full power of attorney to act for him in the supervision, inspection and administration of the schools over which he has supervisory and administrative control.

(8) All employes shall be reimbursed for necessary traveling expenses incurred in the performance of their official duties, and no part of the reimbursement shall be included in or accounted as a part of their salaries.

(9) The superintendent of public instruction, through his appropriate deputy superintendents, assistants, office heads, and division directors, shall exercise all the administrative functions of the state in relation to the management and control of the public common schools, vocational education, vocational rehabilitation, adult and community education, the Kentucky school for the blind and the Kentucky school for the deaf, and may exercise the general powers and functions relating to state vocational schools and area vocational educational centers for young people who are enrolled in regular day schools and for out-of-school youth and adults, both employed and unemployed. The department of education shall exercise also those powers relating to television in aid of education and other proper public functions, as provided in KRS 156.070.

(10) The Kentucky school for the blind advisory board, the Kentucky school for the deaf advisory board, the state board for elementary and secondary education and the state board for vocational-technical, adult education and vocational rehabilitation services, the Kentucky council on teacher education and certification, the state advisory committee for educational improvement and the state textbook commission shall be

administratively attached to the office of superintendent, but each shall continue to exercise all the functions conferred upon it by law.

(11) The state department of education, in the operation and management of its schools and the programs at these schools, shall meet all required federal and state standards relating to facilities and personnel qualifications; however, no license or license fee shall be required for any school or program operated by the state department of education.

(12) The department of education shall be the sole state agency for the purpose of developing and approving state plans required by state or federal laws and regulations as prerequisites to receiving federal funds for elementary and secondary education, vocational education, vocational rehabilitation and adult education.

Section 2. The General Assembly confirms Reorganization Executive Order 89-DOE-01 to the extent that it is not otherwise confirmed by this Act.

Section 3. Whereas, it is of the utmost importance that the reorganization of the Department of Education reflected herein be implemented as soon as reasonably possible in order to effect more efficient and economical operations, an emergency is declared to exist and this Act shall become effective immediately upon its passage and approval by the Governor.

SB 261, AN ACT relating to passenger bus safety.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 174 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby established and created the Task Force on Bus Safety as an entity of state government attached for administrative purposes to the Transportation Cabinet. The task force shall be responsible for conducting an ongoing study of the problem of the safety of buses designed for transportation of school students in Kentucky, including but not limited to, the following:

(a) The safety aspects of the design of school bus bodies and chassis;

(b) The adequacy of the present safety aspects of training requirements of school bus drivers and whether additional requirements are necessary;

(c) The minimum safety requirements for the design of future school buses;

(d) The causes and ways to prevent fires involving school buses including the so-called "hot fuel" problems encountered on late model school buses;

(e) The adequacy of Kentucky law relating to safety requirements for buses owned by churches, social groups, and private schools;

(f) The outside markings, paint, mirrors, and other aspects of the bus; and

(g) The safety aspects of highway crossings and highway travel.

(2) The task force shall be composed of the secretary of the Transportation Cabinet, who shall serve as chairman, the secretary of the Justice Cabinet, the Superintendent of Public Instruction, and the State Fire Marshal. A quorum shall consist of three (3) of the four (4) members of the task force.

(3) The task force shall prepare and submit periodic reports to the Governor and the General Assembly recommending any necessary or desirable changes in areas studied including recommendations for changes in legislation, administrative regulations and administrative procedures, possible changes in school bus specifications and requirements for public and private school bus drivers and drivers of buses used by church, social and service groups.

SECTION 2. A NEW SECTION OF KRS CHAPTER 189 IS CREATED TO READ AS FOLLOWS:

(1) "Bus" in this section shall mean all motor vehicles that are required to be registered under the terms of KRS 186.050, designed and used for carrying passengers and having provisions for more than nine (9) passengers including the driver. "Bus" shall not include motor vehicles operated by any common school system, motor vehicles operated under a city bus certificate required by KRS Chapter 281 when operating within the corporate limits of a city, and regular route bus operators under a certificate required by KRS Chapter 281.

(2) All buses shall be subject to the provisions of the motor carrier safety regulations adopted by the Transportation Cabinet.

(3) The Transportation Cabinet shall require that all buses be inspected annually by Transportation Cabinet personnel for compliance with the minimum vehicle safety equipment standards established under federal motor carrier safety regulations adopted by the United States Department of Transportation as 49 Code of Federal Regulations, Part 393. When a bus passes an inspection, the Transportation Cabinet shall issue to the bus owner a document showing that the bus has passed. Persons or organizations owning two or more buses as defined in this section may not be required to transport their vehicles to inspection stations as established by the cabinet. The cabinet may complete the inspection at the site in which the buses are normally stored during the daytime.

(4) Proof of a passed inspection shall be shown to the appropriate county clerk before first-time or renewal of any bus registration.

(5) If a bus is determined to be out of compliance with the minimum safety requirements, employees of the Transportation Cabinet may affix to it a notice that the bus does not comply. Correction of the noncompliance item shall be required before the bus is further operated.

(6) No proof of inspection document shall be issued for any bus unless it is demonstrated by proper proof that the bus has undergone an emergency evacuation drill within the preceding one (1) year according to procedures developed by the State Fire Marshal.

Section 3. KRS 156.153 is amended to read as follows:

(1) All school buses for which bids are made or bid contracts awarded shall meet the standards and specifications of the State Board for Elementary and Secondary Education. The term "school bus," as used in this section, shall mean any motor vehicle which meets the standards and specifications for school buses as provided by law or by the standards or specifications of the State Board for Elementary and Secondary Education authorized by law and used solely in transporting school children and school employes to and from school under the supervision and control and at the direction of school authorities, and shall further include school bus accessory equipment and supplies and replacement equipment considered to be reasonably adaptable for purchase from price contract agreements.

(2) All school buses manufactured prior to 1983 shall be equipped with exterior fender mounted front view and side view mirrors so as to meet the 1984 standards and specifications of the State Board for Elementary and Secondary Education.

(3) All school buses designed to transport thirty-four (34) or more passengers which are manufactured beginning in 1991 shall be equipped with a left-side emergency door so as to meet specifications developed by the State Board for Elementary and Secondary Education that emphasize maximum standard integrity of the school bus body side.

SB 312, AN ACT relating to retirement.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 161.507 is amended to read as follows:

(1) An active contributing member of the Teachers' Retirement System may receive credit for active service rendered in the armed forces of the United States, ***or as a member of the Peace Corps,*** subject to regulations established by the board of trustees. ***Military*** [~~Such~~] service may be credited only if discharge was other than dishonorable. ***Military service or Peace Corps*** service shall be considered as Kentucky teaching service, except that it may not be used for meeting the service requirements set forth in KRS 161.600(1)(a) or 161.661(1). A maximum of six (6) years of ***military*** [~~such~~] service ***or two (2) years of Peace Corps service*** may be credited, but in no case a greater number of years than the actual years of contributing service in Kentucky.

(2) A member having twenty (20) years or more of active duty in the military service, and who is qualified for regular federal retirement benefits based on such service, may not receive credit for any such service in the Teachers' Retirement System. This subsection shall apply to service presented for credit on July 1, 1975, and thereafter.

(3) A member receiving retirement credit for active duty in the armed services of the United States ***or for service as a Peace Corps volunteer*** shall contribute to the retirement system an amount equal to thirty-five percent (35%) of the actuarial cost for each year of service so credited. Two percent (2%) of the thirty-five percent (35%) required payment shall be allocated to the survivor, death and medical insurance fund. Such contributions shall not be picked up, as described in KRS 161.540(2). In purchasing retirement credit for active duty in the armed services the latest years of service shall be considered first in allowing credit toward retirement. The board of trustees shall adopt a table of actuarial factors to be used in calculating the amount of contribution required for crediting such service.

SB 316, AN ACT relating to the public school foundation program.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 157.320 is amended to read as follows:

As used in KRS 157.310 to 157.440, unless the context otherwise requires:

(1) “Average daily attendance” means the aggregate days attended by pupils in a public school, divided by the actual number of days the school is in session;

(2) “Board” means the board of education of any county or independent school district;

(3) “Classroom unit” means the unit for measuring educational needs for foundation program purposes;

(4) “District” means any school district as defined by law;

(5) “Elementary school” means a school consisting of grades kindergarten through eight (8), or any appropriate combination of grades within this range, as determined by the plan of organization for schools authorized by the district board;

(6) “Foundation program” means the level of educational services and facilities, as defined in KRS 157.310 to 157.440, which is to be provided in each district from the public school foundation program fund;

(7) “Kindergarten full-time equivalent pupil in average daily attendance” means each kindergarten pupil counted no more than one-half (1/2) day or one-half (1/2) year, in the aggregate days attended by kindergarten pupils in a public school divided by the actual number of days school is in session ;

(8) “Public school foundation program fund” means the fund created by KRS 157.330 for use in financing education in public elementary and secondary schools;

(9) “Kentucky administrative regulations of the State Board for Elementary and Secondary Education” means those regulations which the State Board for Elementary and Secondary Education may adopt upon the recommendation and with the advice of the Superintendent of Public Instruction. The Superintendent of Public Instruction shall recommend for adoption by the State Board for Elementary and Secondary Education such rules and regulations as he deems necessary for carrying out the purposes of KRS 157.310 to 157.440;

(10) “***"Experience" means performance of the duties of a teacher, other than as a substitute or nursery school teacher, for a minimum of one hundred and forty (140) days during a school year in a public or non-public elementary or secondary school or college or university that is approved by the public accrediting authority in the state in which the teaching duties were performed. A teacher who performs teaching duties for at least one-half (1/2) of a normal school day on one hundred and forty (140) days of a school year shall be credited with one (1) year of experience. A teacher who performs teaching duties for less than one-half (1/2) of a normal school day on one hundred and forty (140) days of each of two (2) school years shall be credited with one (1) year of experience. No more than one (1) year of experience shall be credited for the performance of teaching duties during a single school year.***

(11) Salary schedule summary” means the summary of all salaries paid teachers by the board from the single salary schedule. Teachers shall be grouped by training and experience and by source of funds;

(12)[~~(11)~~] “Secondary school” means a school consisting of grades seven (7) through twelve (12), or any appropriate combination of grades within this range as determined by the plan of organization for schools authorized by the district board. When grades seven (7) through nine (9) or ten (10) are organized separately as a junior high school, or grades ten (10) through twelve (12) are organized separately as a senior high school and are conducted in separate school plant facilities, each shall be considered a separate secondary school for the purposes of KRS 157.310 to 157.440;

(13)[~~(12)~~] “Single salary schedule” means a schedule adopted by a local board from which all teachers are paid for one hundred eighty-five (185) days and is based on training, experience and such other factors as the State Board for Elementary and Secondary Education may approve and which does not discriminate between salaries paid elementary and secondary teachers;

(14)[~~(13)~~] “Teacher” means any regular or special teacher, principal, supervisor, superintendent, assistant superintendent, librarian, director of pupil personnel, or other member of the teaching or professional staff engaged in the service of the public elementary and secondary school for whom certification is required as a condition of employment;

(15)[~~(14)~~] “Percentage of attendance” means the aggregate days attended by pupils in a public school for the school year divided by the aggregate days membership of pupils in a public school for the school year.

SB 334, AN ACT relating to transferred school district employees.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 156.026 is amended to read as follows:

(1) For purposes of this section, full-time service in a local school for not less than one hundred forty (140) days during the school year entitles an employee who transfers to the Department of Education to a full year of experience credit on the Department of Personnel pay schedule and a full year for the purpose of accumulation of annual leave and sick leave in the Department of Education.

(2) An employee of a local school district who transfers to become an employee of the Department of Education ***after June 30, 1983*** shall be allowed to transfer accrued sick leave up to the maximum allowed for transfers for teachers between school districts as provided by KRS 161.155(3). The employee shall be allowed credit for each year of experience in the local school system for the purposes of determining salary in accordance with the current Department of Personnel pay schedule, and the rate of accumulation of annual and sick leave in the Department of Education.

(3) For purposes of determining eligibility for additional leave or other benefits based on longevity of service, an employee transferring from a school district to the Department of Education after June 30, 1983, shall be given credit for each year of service in the school district, as determined under subsection (1) of this section.

SCR 3, A CONCURRENT RESOLUTION urging the legislatures of the several states to enact legislation requiring their public schools to display copies of the Bill of Rights of the Constitution of the United States of America in commemoration of the bicentennial anniversary of its adoption.

WHEREAS, the framers of the Constitution of the United States of America in 1787 envisioned a tripartite form of government with opportunities for citizenry self-governance and redress and that form of government has remained vital throughout the document's existence, despite changing social and economic conditions; and

WHEREAS, the Constitution of the United States of America is the fundamental law of our Nation and has a direct impact on our daily lives; and

WHEREAS, the Bill of Rights of the Constitution of the United States of America embodies the fundamental freedoms and individual liberties that we, as Americans, cherish; and

WHEREAS, the year 1991 marks the 200th anniversary of the states' ratification of the Bill of Rights of the Constitution of the United States of America and its permanent inclusion therein; and

WHEREAS, public schools have the responsibility to educate students in the historical roots of American life and to inculcate them with those values and principles essential to democratic living;

NOW, THEREFORE,

Be it resolved by the Senate of the General Assembly of the Commonwealth of Kentucky, the House of Representatives concurring therein:

Section 1. That the General Assembly of the Commonwealth of Kentucky urges the legislatures of the several states to follow its lead and enact legislation requiring that a copy of the Bill of Rights, embodying the individual liberties safeguarded by the Constitution of the United States of America, be prominently and permanently displayed in each public elementary and secondary school classroom within their respective states at some time during the 1990-1991 school year in celebration of the bicentennial anniversary of its ratification.

Section 2. That a copy of this resolution be sent to the presiding officers of each legislature of the several states.

SJR 44, A JOINT RESOLUTION supporting full formula funding of state-supported higher education and expansion of nursing education programs.

WHEREAS, the Kentucky Coalition on Availability of Nurses representing the largest nursing organizations and major health care employers in the Commonwealth acknowledges the 1989 ***Report of the Governor's Interdisciplinary Task Force on Nursing*** and recognizes there is a clearly documented critical shortage of licensed nurses throughout the Commonwealth of Kentucky; and

WHEREAS, the nursing personnel shortage if allowed to persist will adversely affect the quality of health care delivery in Kentucky; and

WHEREAS, the current demand for nurses prepared in Kentucky at various educational levels, including Practical, Associate Degree, Baccalaureate, and Master's, is exceeding the current supply in all sectors of Kentucky's health care system; and

WHEREAS, in view of the current nursing personnel shortage especially in regard to the dearth of faculty with a Master's Degree in Nursing, the Kentucky Board of Nursing recently approved action delaying the implementation of a 1990 requirement that nursing education faculty in Kentucky have a Master's Degree in Nursing; and

WHEREAS, the nursing education system in the Commonwealth is committed to increasing program enrollments if resources are made available; and

WHEREAS, the number of qualified applicants seeking admission to nursing programs remains high and often results in programs maintaining waiting lists and subsequently turning away many individuals meeting admission eligibility requirements; and

WHEREAS, career opportunities within hospitals, nursing homes, and various other sectors of the health care system within the Commonwealth are rapidly expanding for licensed nurses; and

WHEREAS, the solutions and opportunities for alleviating the nursing shortage are multi-faceted and rest with many organizations and entities, including the public system of vocational and higher education, independent colleges and universities, and state government; and

WHEREAS, the largest number of the Commonwealth's prelicensure programs for registered nurses are administered by the University of Kentucky Community College System and has the potential for greatest impact on increasing the supply and improving geographical distribution of newly graduated registered nurses; and

WHEREAS, Governor Wilkinson has recently identified the inequity of higher education funding to the University of Kentucky Community College System; and

WHEREAS, there is a need for a scholarship program to provide incentives for individuals to seek education and careers in nursing in the Commonwealth;

NOW, THEREFORE,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Kentucky Council on Higher Education budget recommendations be adopted for increasing formula funding to ninety percent during the first year of the 1990-92 biennium and one hundred percent during the second year of the 1990-92 biennium and in particular that these adjustments include funding parity for the University of Kentucky Community College System.

Section 2. That the public and private educational institutions offering nursing programs in Kentucky be encouraged to expand enrollments in the programs, including Practical, Associate, and Baccalaureate, particularly those programs administered by the University of Kentucky Community College System, in efforts to alleviate the current shortages of nurses practicing in various clinical settings.

Section 3. That public and private universities and colleges offering graduate programs in nursing be encouraged to expand to help alleviate the current shortage of nursing education faculty in Kentucky.

Section 4. That the Kentucky Coalition on Availability of Nurses and individual organizations represented by the coalition investigate the establishment of a scholarship program requiring practice in Kentucky by scholarship recipients following graduation in an effort to encourage more individuals to seek nursing education and practice in the Commonwealth.

Section 5. That the Kentucky Board of Nursing continue to diligently engage in cooperative activities with organizations, such as those represented by the Kentucky Coalition on Availability of Nurses, to support the development of innovative approaches to nursing education and nursing practice in response to current nursing personnel shortages and in preparation for the Commonwealth's future nursing personnel needs.

The Committee on Appropriations and Revenue **HB 306** with Committee Substitute attached thereto, **HB 307** with Committee Substitute attached thereto, and **HB 799** with Committee Substitute attached thereto, with the expression of opinion that the same should pass. Ordered referred to the Committee on Rules.

The Committee Substitute to **HB 306** is as follows:

HB 306, AN ACT making appropriations for the operations, maintenance, support and functioning of the judicial branch of the government of the Commonwealth of Kentucky and its various officers, boards, commissions, subdivisions, and other state supported activities.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

PART I

GENERAL FUND

There is appropriated out of the general fund, restricted agency fund accounts or federal funds accounts for the fiscal year beginning July 1, 1990, and ending June 30, 1991, and for the fiscal year beginning July 1, 1991, and ending June 30, 1992, the following sums to be used for the purposes of the judicial branch of the government of the Commonwealth of Kentucky including the Supreme Court, Court of Appeals, Circuit Court, District Court, the Administrative Office of the Courts, pretrial services, juvenile services, judicial boards and commissions, the State Law Library, judicial retirement, local facility fund and for services performed by the Circuit Clerks' offices, including both circuit and district court support:

1. Court of Justice

a. To the Court of Justice, for court operation and administration

	1990-91	1991-92
General Fund	76,825,700	81,175,100
Restricted Funds	1,000	1,000
Federal Funds	100	100
Total	76,826,800	81,176,200

Funds are included to provide a five percent (5%) salary adjustment in fiscal year 1990-91 and in fiscal year 1991-92 for all elected and non-elected court personnel. Also included are funds to provide an additional annual salary increment of $750 in each fiscal year for each district judge.

b. To the Court of Justice, for the local facility fund

	1990-91	1991-92
General Fund	11,380,400	12,137,500

Total Court of Justice

	1990-91	1991-92
General Fund	88,206,100	93,312,600
Restricted Funds	1,000	1,000
Federal Funds	100	100
Total	88,207,200	93,313,700

2. Judicial Form Retirement System

a. To the board of trustees of the Judicial Form Retirement System, for funding and operation of the judicial retirement plan

	1990-91	1991-92
General Fund	1,765,000	1,776,700

Funds are included to provide a five percent (5%) cost-of-living adjustment in fiscal year 1990-91 and in fiscal year 1991-92 for persons receiving a judicial pension.

Total - Judicial Branch

	1990-91	1991-92
General Fund	89,971,100	95,089,300
Restricted Funds	1,000	1,000

Federal Funds	100	100
Total	89,972,200	95,090,400

Any unexpended balance remaining in the Court of Justice's restricted agency accounts or federal funds accounts at the close of the fiscal years ending June 30, 1990, and June 30, 1991 shall not lapse.

In the event the Court of Justice receives receipts in excess of the amounts appropriated herein, the director of the Administrative Office of the Courts at the direction of the Chief Justice may authorize the credit and expenditure of such restricted agency funds or federal funds receipts for statutory purposes. The director of the Administrative Office of the Courts shall notify on a timely basis the Legislative Research Commission of the most current estimates of anticipated receipts for the affected fiscal year and an accompanying statement which explains such variations from the anticipated amount.

PART II

GENERAL PROVISIONS

1. The director of the Administrative Office of the Courts with the approval of the Chief Justice may expend any of the funds appropriated for court operation and administration in any lawful manner and for any legal purpose which the Chief Justice shall authorize or direct. No executive agency of state government shall have the power to restrict or limit the expenditure of funds appropriated to the judicial branch of government.

2. In enacting this appropriations Act, it is the deliberate intention of the General Assembly to enact each section, and each subsection thereof as a separate and specific appropriation and law, and if any section, any subsection, or any provisions thereof shall be invalid or unconstitutional, the decision of the courts shall not affect or impair any of the remaining sections, subsections, or provisions contained herein.

3. The Court of Justice shall not incur any obligation for any program against the general fund appropriation contained herein unless such program may be reasonably determined to have been contemplated by the proposed judicial budget, as modified and enacted, and supported by the budget memorandum and other records pertaining thereto.

4. The Chief Justice shall cause the director of the Administrative Office of the Courts to prepare a final budget document reflecting the 1990-92 biennial budget of the Court of Justice. A copy shall be provided to the Legislative Research Commission and an informational copy shall be furnished to the Finance and Administration Cabinet within thirty (30) days of the adjournment of the 1990 session of the General Assembly.

The Committee Substitute to **HB 307** is as follows:

HB 307, AN ACT making appropriations for operations, maintenance and support of the legislative branch of the government of the Commonwealth of Kentucky.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

PART I

OPERATING BUDGET

Funds are appropriated to the Legislative Research Commission out of the General Fund, restricted agency fund accounts or federal funds accounts for the fiscal year ending June 30, 1990 and for the fiscal year beginning July 1, 1990 and ending June 30, 1991 and for the fiscal year beginning July 1, 1991 and ending June 30, 1992, the following discrete sums, or so much thereof as may be necessary. Each appropriation is made by source of respective fund or funds accounts to be used for the purposes of the legislative branch of government of the Commonwealth of Kentucky.

	1989-90	1990-91	1991-92
1. General Assembly			
General Fund	$1,000,000	$ 6,920,800	$10,426,600

There is included in the above appropriation $1,000,000 for fiscal year 1989-90 for the purpose of supporting Education Reform.

The above appropriation to the General Assembly includes funds for the Legislative Retirement Plan in the amount and for the purpose set forth in the plan's budget work papers.

2. Legislative Research Commission

General Fund	$14,557,300	$15,535,900
Restricted Funds	150,000	160,000
Federal Funds	100	100
Total	$14,707,400	15,696,000

The total number of permanent full-time employees hired by the Legislative Research Commission with the above appropriation shall not exceed 249 in 1990-91 and 261 in 1991-92. Within this total, the permanent full-time employees assigned specifically to the House members of the Legislative Research Commission shall not exceed 19 and the employees assigned specifically to the Senate members of the Legislative Research Commission shall not exceed 10.

3. Board of Ethics

General Fund	$ 18,600	$ 19,200

SUBTOTAL - Legislative Branch of State Government Operating Budget

	1989-90	1990-91	1991-92
General Fund	$1,000,000	$21,496,700	$25,981,700
Restricted Funds		150,000	160,000
Federal Funds		100	100
	$1,000,000	$21,646,800	$26,141,800

Any unexpended balance remaining at the close of any fiscal year shall not lapse, but shall continue into the succeeding fiscal year. The specific allocation of these funds shall be made by the director of the Legislative Research Commission at the direction of the Legislative Research Commission.

PART II

CAPITAL PROJECTS BUDGET

1. There is appropriated from the Capital Construction Fund $3,500,000 for the renovation of the eastern half of the Capitol Annex for occupancy by the Legislative Branch. The funds shall be administered by the Legislative Research Commission.

Capitol Annex Renovation	FY 90-91
General Fund	$3,500,000

PART III

GENERAL PROVISIONS

1. The director of the Legislative Research Commission with the approval of the Legislative Research Commission may expend any of the funds appropriated for legislative operation and administration in any lawful manner and for any legal purpose which the commission shall authorize or direct. No executive agency of state government shall have the power to restrict or limit the expenditure of funds appropriated to the legislative branch of government.

2. The director of the Legislative Research Commission shall submit monthly to the Legislative Research Commission a report listing all travel expenses reimbursed, travel related per diem, and any other travel related reimbursement for each General Assembly member and each employee of the Legislative Research Commission who was reimbursed during the previous month.

3. No member of the General Assembly except members of the Legislative Research Commission shall receive in any one fiscal year per diem compensation in excess of 7 days in connection with out-of-state travel unless prior written approval has been received from the Legislative Research Commission.

4. The Legislative Research Commission shall cause the director of the Legislative Research Commission to prepare a final budget document reflecting the 1990-92 biennial budget of the legislative branch. A copy shall be provided to the Legislative Research Commission and an informational copy shall be furnished to

the Finance and Administration Cabinet within thirty (30) days of the adjournment of the 1990 session of the General Assembly.

The Committee Substitute to **HB 799** is as follows:

HB 799, AN ACT relating to appropriations for the operation, maintenance, support, and functioning of the government of the Commonwealth of Kentucky and its various officers, cabinets, departments, boards, commissions, institutions, subdivisions, agencies, and other state supported activities.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

PART I

OPERATING BUDGET

There is appropriated out of the General Fund, Road Fund, restricted agency funds accounts or federal funds accounts for the fiscal year ending June 30, 1990, and for the fiscal year beginning July 1, 1990 and ending June 30, 1991, and for the fiscal year beginning July 1, 1991 and ending June 30, 1992, the following discrete sums, or so much thereof as may be necessary. Appropriated funds are included pursuant to KRS 48.700 and 48.710. Each appropriation is made by source of respective fund or funds accounts. Appropriations for the following officers, cabinets, departments, boards, commissions, institutions, subdivisions, agencies and budget units of the state government, and any and all other activities of the government of the Commonwealth are subject to the provisions of Chapters 12, 42, 45 and 48 of the Kentucky Revised Statutes.

A. GOVERNMENT OPERATIONS

1. EXECUTIVE OFFICE OF THE GOVERNOR

a. Office of the Governor

	1990-91	1991-92
General Fund	4,329,100	4,528,600
Federal Funds	13,500	
Total	4,329,100	4,542,100

Included in the above General Fund appropriation is $874,300 in fiscal year 1990-91 and $960,700 in fiscal year 1991-92 for the Governor's Scholars Program. Also included in the above General Fund appropriation in each year of the biennium is $18,000 for the Governor's expense allowance to meet additional expenses associated with the position of Governor of Kentucky as specified in KRS 64.710.

b. Governor's Office for Policy and Management

	1990-91	1991-92
General Fund	1,852,700	1,936,400
Restricted Funds	40,500	
Total	1,852,700	1,976,900

c. State Planning Fund

	1990-91	1991-92
General Fund	250,000	250,000

The Governor is hereby authorized to expend funds for the improvement and advancement of governmental purposes and activities.

d. Bicentennial Commission

	1990-91	1991-92
General Fund	334,100	59,600
Restricted Funds	45,500	333,900
Total	379,600	393,500

e. Governor's Office for Coal and Energy Policy

	1990-91	1991-92
General Fund	4,139,600	918,900
Restricted Funds	48,500	52,500
Total	4,188,100	971,400

Included in the above General Fund appropriation is $3,260,000 in fiscal year 1990-91 for the final payment due to the Tennessee Valley Authority for construction of the atmospheric fluidized bed combustion (AFBC) project located at the Shawnee plant near Paducah.

TOTAL - EXECUTIVE OFFICE OF THE GOVERNOR

	1990-91	1991-92
General Fund	10,905,500	7,693,500
Restricted Funds	94,000	426,900
Federal Funds		13,500
TOTAL	10,999,500	8,133,900

2. LIEUTENANT GOVERNOR

	1990-91	1991-92
General Fund	728,500	731,700

Included in the above General Fund appropriation in each year of the biennium is $10,000 for the Lieutenant Governor's expense allowance associated with the position of Lieutenant Governor of Kentucky as specified in KRS 64.710.

Also included in the above General Fund appropriation is $165,200 in fiscal year 1990-91 and $142,200 in fiscal year 1991-92 for the development of a Kentucky agricultural product labeling program.

3. SECRETARY OF STATE

a. General Operations

	1990-91	1991-92
General Fund	1,406,000	1,448,200

b. Restoration of Land Grant Books

	1990-91	1991-92
General Fund	44,000	44,000

TOTAL - SECRETARY OF STATE

	1990-91	1991-92
General Fund	1,450,000	1,492,200

All operating receipts from all activities of the Office of the Secretary of State shall be deposited in the State Treasury to the credit of the General Fund.

4. BOARD OF ELECTIONS

	1990-91	1991-92
General Fund	3,818,100	3,460,700
Restricted Funds	196,200	100,800
Total	4,014,300	3,561,500

Included in the above General Fund appropriation is $1,710,500 in fiscal year 1990-91 and $1,715,500 in fiscal year 1991-92 to pay the state's share of county election expenses (KRS 117.345) and the state's share of voter registration expenses (KRS 116.145). Any unexpended balance remaining at the close of each fiscal year shall lapse to the credit of the General Fund. Any amount that the state is required to pay in excess of the above amounts under the provisions of KRS 116.145 is hereby appropriated, subject to the conditions and procedures provided in this Act.

Also included in the above General Fund appropriation is $1,000,000 in each fiscal year for the purpose of reimbursing county clerks pursuant to the provisions of KRS 117.343 as enacted. Any unexpended balance remaining at the close of each fiscal year shall lapse to the credit of the General Fund.

Also included in the above General Fund appropriation is $350,000 in fiscal year 1990-91 for conducting a purge of ineligible and deceased voters (KRS 116.112). Any unexpended balance remaining at the close of fiscal year 1990-91 shall lapse to the credit of the General Fund.

Nothwithstanding KRS 118.561, funds are not included in the above appropriation for conducting a presidential preference primary election.

5. TREASURY

	1990-91	1991-92
General Fund	1,540,600	1,531,700
Restricted Funds	166,600	166,600
Total	1,707,200	1,698,300

6. DEPARTMENT OF LAW

	1990-91	1991-92
General Fund	6,807,500	7,282,900
Restricted Funds	3,585,700	3,308,800
Federal Funds	1,434,400	1,493,800
Total	11,827,600	12,085,500

7. UNIFIED PROSECUTORIAL SYSTEM

a. Commonwealth's Attorney

	1990-91	1991-92
General Fund	10,546,600	11,251,400
Federal Funds	95,700	101,500
Total	10,642,300	11,352,900

b. County Attorney

	1989-90	1990-91	1991-92
General Fund	181,100	11,352,600	12,092,600

TOTAL - UNIFIED PROSECUTORIAL SYSTEM

	1989-90	1990-91	1991-92
General Fund	181,100	21,899,200	23,344,000
Federal Funds		95,700	101,500
TOTAL	181,100	21,994,900	23,445,500

8. AUDITOR OF PUBLIC ACCOUNTS

	1990-91	1991-92
General Fund	3,329,200	3,548,000

Restricted Funds	2,100,000	2,100,000
Total	5,429,200	5,648,000

The Auditor of Public Accounts shall report in writing each sixty (60) days to the Interim Joint Committee on Appropriations and Revenue the progress of all state audits, together with copies of all completed audits.

No state agency shall enter into any contract with a non-governmental entity for an audit unless the Auditor of Public Accounts has declined in writing to perform the audit or has failed to respond within thirty (30) days of receipt of a written request. The agency requesting the audit shall furnish the Auditor of Public Accounts a comprehensive statement of the scope and nature of the proposed audit.

There is hereby appropriated to the Auditor of Public Accounts funds which are required in the auditing of federal disaster relief funds, subject to the conditions and procedures provided in this Act.

The Auditor shall maintain a record of all time and expenses for each audit or investigation.

Any additional expense incurred by the Auditor of Public Accounts for auditing federal funds, when such audits are mandated by a cognizant federal audit agency, shall be charged to the audited agency, when such costs may be charged against federal funds. The Auditor of Public Accounts is hereby authorized to receive these federal funds in a separate account to be established for this purpose. The Auditor shall maintain a record of all costs and expenditures associated with this provision.

Each quarter, the Auditor of Public Accounts shall notify the Finance and Administration Cabinet concerning the collection status of the fees charged for county audits. If a county government is delinquent in its payment to the Auditor of Public Accounts, the Finance and Administration Cabinet shall withhold any moneys due that county government for the term of one hundred and twenty (120) days or until the Auditor of Public Accounts has received full payment from the county. The Auditor of Public Accounts is authorized to increase the audit fees for conducting county audits if additional revenues are needed to continue the operation of the office.

The "Single Audit Act of 1984" (OMB Circular No.A-128) will change the method by which federal moneys to state agencies are audited. As a result of this federal change, the Auditor of Public Accounts is budgeted to receive additional agency receipts which shall be allotted by the Governor's Office for Policy and Management for programs authorized in the enacted budget for the Auditor of Public Accounts by the 1990 General Assembly, subject to the conditions and procedures provided in this Act. Notwithstanding the provisions of KRS 43.200, no funding is provided for auditor's scholarships.

9. DEPARTMENT OF AGRICULTURE

a. General Operations

	1990-91	1991-92
General Fund	7,141,100	7,249,200
Restricted Funds	1,163,200	1,198,300
Federal Funds	1,554,200	1,591,400
Total	9,858,500	10,038,900

b. State Veterinarian

	1990-91	1991-92
General Fund	4,172,200	4,262,900
Restricted Funds	61,200	62,800
Federal Funds	10,000	10,000
Total	4,243,400	4,335,700

TOTAL - DEPARTMENT OF AGRICULTURE

	1990-91	1991-92
General Fund	11,313,300	11,512,100

Restricted Funds	1,224,400	1,261,100
Federal Funds	1,564,200	1,601,400
Total	14,101,900	14,374,600

10. DEPARTMENT OF MILITARY AFFAIRS

a. General Operations

	1990-91	1991-92
General Fund	10,203,100	14,968,800
Restricted Funds	890,200	1,650,800
Federal Funds	7,143,200	6,817,200
Total	18,236,500	23,436,800

Included in the above General Fund appropriation is $236,300 in each fiscal year for debt service for the Veterans' Nursing Home at the Wilmore site.

Included in the above General Fund appropriation is $392,800 in fiscal year 1990-91 and $392,800 in fiscal year 1991-92 for the Kentucky Early Warning System (KEWS) operation of which $10,000 each year is intended for the maintenance of radio equipment.

There is hereby appropriated from the General Fund the necessary funds, subject to the conditions and procedures provided in this Act, which are required as a result of the Governor's call of the Kentucky National Guard to active duty; provided, however, that an emergency situation shall have been declared to exist by the Governor.

There is hereby appropriated from the General Fund to the necessary funds, subject to the conditions and procedures provided in this Act, required to match federal aid to which the state would be eligible in the event of a presidentially-declared disaster or emergency.

b. Vietnam Veteran's Bonus Trust Fund

	1989-90	1990-91	1991-92
General Fund	35,000,000		

Any unexpended appropriation in fiscal year 1989-90 in the Vietnam Veterans Bonus Trust Fund shall not lapse but be carried forward into fiscal year 1990-91.

TOTAL - MILITARY AFFAIRS

	1989-90	1990-91	1991-92
General Fund	35,000,000	10,203,100	14,968,800
Restricted Funds		890,200	1,650,800
Federal Funds		7,143,200	6,817,200
Total	35,000,000	18,236,500	23,436,800

11. DEPARTMENT OF PERSONNEL

a. General Operations

	1990-91	1991-92
General Fund	4,214,200	4,762,000
Restricted Funds	1,288,300	981,100
Federal Funds	768,300	711,000
Total	6,270,800	6,454,100

b. Workers Compensation Benefits and Reserve

	1990-91	1991-92
Restricted Funds	8,801,600	9,065,600

The above appropriations represent estimates of the funds necessary to operate this program. In the event that additional funds are required to adequately maintain this program, it is the intent of the General Assembly that such necessary funds are hereby appropriated, subject to the conditions and procedures provided in this Act.

c. Public Employees Deferred Compensation System

	1990-91	1991-92
Restricted Funds	299,600	308,400

TOTAL - DEPARTMENT OF PERSONNEL

	1990-91	1991-92
General Fund	4,214,200	4,762,000
Restricted Funds	10,389,500	10,355,100
Federal Funds	768,300	711,000
TOTAL	15,372,000	15,828,100

12. PERSONNEL BOARD

	1990-91	1991-92
General Fund	487,700	450,200
Restricted Funds	2,200	2,300
Total	489,900	452,500

13. DEPARTMENT FOR LOCAL GOVERNMENT

	1990-91	1991-92
General Fund	6,069,800	6,550,200
Restricted Funds	1,477,900	1,365,000
Federal Funds	28,136,600	28,666,100
Total	35,684,300	36,581,300

14. COUNTY COSTS

	1990-91	1991-92
General Fund		
a. Base Court Revenue	5,431,000	5,431,000
b. Sheriffs' Fees	1,415,700	1,458,100
c. Jury Fund	3,971,000	3,971,000
d. Witnesses	123,200	126,800
e. Special Bailiffs	5,000	5,000
f. Board of Assessment Appeals	21,200	21,200
g. Fugitives from Justice	379,800	391,200

h. Sheriffs' Expense Allowance	432,000	432,000
i. Premium on Sheriffs' Bonds	575,700	592,900
j. County Clerks - Making Tax Bills	300,000	300,000

Funds required to pay county costs funded by the General Fund are hereby appropriated and additional funds may be allotted from the General Fund surplus account by the secretary of the Finance and Administration Cabinet, subject to the conditions and procedures provided in this Act.

TOTAL - COUNTY COSTS

	1990-91	1991-92
General Fund	12,654,600	12,729,200

15. KENTUCKY CENTER FOR THE ARTS

	1990-91	1991-92
General Fund	3,368,300	3,396,300

Included in the above General Fund appropriation is $2,752,300 in fiscal year 1990-91 and $2,756,300 in fiscal year 1991-92 for debt service payments.

16. SPECIAL FUNDS

a. Local Government Economic Assistance Fund

	1990-91	1991-92
General Fund	30,636,000	30,852,000

The above appropriations from the General Fund are based on the official estimate of the secretary of Finance and Administration for severance tax collections during the biennium, distributed in accordance with KRS 42.450 through 42.495. In the event actual severance tax receipts are different from the official estimate, the amount to be allotted to the Local Government Economic Assistance Fund shall be determined in accordance with KRS 42.450 through 42.495.

b. Area Development Fund

	1990-91	1991-92
General Fund	5,000,000	5,000,000

Funds appropriated from the General Fund for the Area Development Fund shall be limited to these amounts notwithstanding the provisions set forth in KRS 48.185.

TOTAL - SPECIAL FUNDS

	1990-91	1991-92
General Fund	35,636,000	35,852,000

17. GENERAL OBLIGATION BONDS

a. 1965 General Purpose Bonds

	1990-91	1991-92
General Fund	2,052,200	2,056,900

18. FINANCIAL DISCLOSURE REVIEW COMMISSION

	1990-91	1991-92
General Fund	59,500	62,600

19. MISCELLANEOUS APPROPRIATIONS

a. Board of Claims Awards

	1990-91	1991-92
General Fund	300,000	300,000

Funds are appropriated from the General Fund for the repayment of awards or judgments made by the Board of Claims against departments, boards, commissions, and other agencies maintained by appropriations out of the General Fund.

However, awards under $500, in cases where the operating agency admits negligence, shall be paid from funds available for the operations of such agencies.

b. Judgments

	1990-91	1991-92
General Fund	1,500,000	500,000

For payment from the General Fund of such judgments as may be rendered against the Commonwealth by courts and orders of the State Personnel Board; such payments, where applicable, shall be subject to the provisions of KRS Chapter 45. Also, to pay medical malpractice judgments against the University of Kentucky and the University of Louisville in accordance with KRS 164.941 and 164.892. However, in no event shall the total payments exceed the sum of $5,500,000 in any fiscal year.

c. Guardian Ad Litem

	1990-91	1991-92
General Fund	800,000	800,000

d. Prior Year Claims

	1990-91	1991-92
General Fund	400,000	400,000

e. Unredeemed Checks Refunded

	1990-91	1991-92
General Fund	70,000	70,000

Checks written by the State Treasurer and not cashed within the statutory period may be presented to the State Treasurer for reissuance in accordance with the provisions of KRS 41.370.

f. Blanket Employees Bonds

	1990-91	1991-92
General Fund		165,000

For payment of premiums on blanket surety bonds as provided by KRS 62.170.

g. Frankfort Planning Commission

	1990-91	1991-92
General Fund	1,000	1,000

h. Frankfort Cemetery

	1990-91	1991-92
General Fund	2,500	2,500

i. Public Improvements

	1990-91	1991-92
General Fund	5,000	5,000

Funds are appropriated for paying assessments for public improvements against property owned by the Commonwealth, and for which assessments the Commonwealth is deemed to be liable.

j. Police and Firemen—Life Insurance

	1990-91	1991-92
General Fund	75,000	75,000

Funds are appropriated for payment of benefits for state and local police and firemen in accordance with KRS 61.315.

k. Workers' Compensation

	1990-91	1991-92
General Fund	100,000	100,000

Fee officers in counties over 75,000 in population.

l. Master Commissioners—Employees Retirement

	1990-91	1991-92
General Fund	120,000	120,000

m. Master Commissioners—Social Security

	1990-91	1991-92
General Fund	100,000	100,000

n. Money Refunded

	1990-91	1991-92
General Fund	2,000	2,000

For refunding money paid into the State Treasury, which may later be determined not to be a lawful collection by the state. No money shall be refunded, however, after it has been paid into the State Treasury except by authority of the head of the department or agency to whom the money was originally paid and with the approval of the secretary of the Finance and Administration Cabinet and the Attorney General, subject to the conditions and procedures provided in this Act.

TOTAL - MISCELLANEOUS APPROPRIATIONS

	1990-91	1991-92
General Fund	3,475,500	2,640,500

Funds required to pay the costs of items included within the Miscellaneous Appropriations category are hereby appropriated, and any required expenditure over the above amounts is to be paid from the General Fund Surplus Account, subject to the conditions and procedures provided in this Act.

20. FLOOD CONTROL ADVISORY COMMISSION

	1990-91	1991-92
General Fund	120,300	126,500

21. COMMISSION ON HUMAN RIGHTS

	1990-91	1991-92
General Fund	1,430,200	1,492,000
Federal Funds	93,200	93,000
Total	1,523,400	1,585,000

22. COMMISSION ON WOMEN

	1990-91	1991-92
General Fund	195,200	204,600
Restricted Funds	1,800	1,500
Total	197,000	206,100

23. COUNTY FEES

	1990-91	1991-92
Restricted Funds		
Jefferson Co.	12,625,700	13,004,500
Kenton County	2,049,800	2,111,300
Campbell County	1,128,300	1,162,100
Fayette County	4,018,500	4,139,000
Daviess County	1,479,400	1,523,800
Pike County	1,249,300	1,286,800
Total	22,551,000	23,227,500

County fees for the following counties: Jefferson, Kenton, Fayette, Campbell, Daviess, and Pike are for paying the various officials of each county enumerated, seventy-five percent (75%) of the fees provided by law. This is to be paid, by the State, to these officials when their claims for fees have been presented in the form and manner prescribed by law and approved by the secretary of the Finance and Administration Cabinet. Each fiscal court of said counties is to receive twenty-five percent (25%) of such fees as required by KRS 64.350.

24. KENTUCKY RETIREMENT SYSTEMS

	1989-90	1990-91	1991-92
General Fund	3,656,700		
Restricted Funds		7,502,000	8,148,700

The above restricted funds appropriation is provided for the operating and investment related expenses of the Kentucky Retirement Systems notwithstanding the provisions set forth in KRS 62.645 (13).

25. OCCUPATIONAL AND PROFESSIONAL BOARDS AND COMMISSIONS

a. Board of Accountancy

	1990-91	1991-92
Restricted Funds	338,600	346,900

b. Board of Architects

	1990-91	1991-92
Restricted Funds	87,700	90,400

c. Athletic Commission

	1989-90	1990-91	1991-92
General Fund	50,000		
Restricted Funds		58,800	60,300

The above restricted funds appropriation is provided for personnel expenses for one permanent full-time position, $20,000 in each year for personal services contracts, and operating costs notwithstanding the provisions set forth in KRS 229.161.

d. Board of Auctioneers

	1990-91	1991-92
Restricted Funds	140,700	145,900

e. Board of Barbers

	1990-91	1991-92
Restricted Funds	117,600	122,900

f. Board of Chiropractic Examiners

	1990-91	1991-92
Restricted Funds	61,500	63,800

g. Board of Dental Examiners

	1990-91	1991-92
Restricted Funds	185,500	190,900

h. Board of Dieticians Nutritionists

	1990-91	1991-92
Restricted Funds	10,100	10,200

i. Board of Embalmers and Funeral Directors

	1990-91	1991-92
Restricted Funds	102,000	105,200

j. Board of Engineers and Land Surveyors

	1990-91	1991-92
Restricted Funds	381,100	366,500

k. Board of Hairdressers & Cosmetologists

	1990-91	1991-92
Restricted Funds	549,700	518,300

l. Board of Hearing Aid Dealers

	1990-91	1991-92
Restricted Funds	12,700	13,000

m. Board of Landscape Architecture

	1990-91	1991-92
Restricted Funds	20,500	21,000

n. Board of Medical Licensure

	1990-91	1991-92
Restricted Funds	821,700	745,100

o. Board of Nurses

	1990-91	1991-92
Restricted Funds	1,296,400	1,307,800

p. Nursing Home Administrators Licensure Board

	1990-91	1991-92
Restricted Funds	42,100	42,400

q. Board of Occupational Therapy

	1990-91	1991-92
Restricted Funds	9,800	10.000

r. Board of Ophthalmic Dispensers

	1990-91	1991-92
Restricted Funds	6,800	7.100

s. Board of Optometric Examiners

	1990-91	1991-92
Restricted Funds	45,700	46,900

t. Board of Pharmacy

	1990-91	1991-92
Restricted Funds	372,000	389,700

u. Board of Physical Therapy

	1990-91	1991-92
Restricted Funds	80,400	82,500

v. Board of Podiatry

	1990-91	1991-92
Restricted Funds	3,000	3,000

w. Board of Psychology

	1990-91	1991-92
Restricted Funds	42,100	42,200

x. Real Estate Commission

	1990-91	1991-92
1. Examination and Licensing	716,100	737,800

2. Real Estate Education Research and Recovery

	1990-91	1991-92
Restricted Funds	635,100	654,200

y. Board of Social Workers

	1990-91	1991-92
Restricted Funds	41,500	41,700

z. Board of Speech Pathologists and Audiologists

	1990-91	1991-92
Restricted Funds	21,000	21,100

aa. Board of Veterinary Examiners

	1990-91	1991-92
Restricted Funds	125,600	128,700

TOTAL - OCCUPATIONAL AND PROFESSIONAL BOARDS AND COMMISSIONS

	1989-90	1990-91	1991-92
General Fund	50,000		
Restricted Funds		6,325,800	6,315,500

26. GOVERNMENTAL SERVICES CENTER

	1990-91	1991-92
Restricted Funds	1,051,000	1,099,100

TOTAL - GOVERNMENT OPERATIONS

	1989-90	1990-91	1991-92
General Fund	38,887,800	141,758,500	148,886,600
Restricted Funds		57,558,300	59,529,700
Federal Funds		39,235,600	39,497,500
TOTAL	38,887,800	238,552,400	244,915,800

B. CORRECTIONS

27. CORRECTIONS CABINET

a. Corrections Management

	1990-91	1991-92
General Fund	19,549,400	22,744,400
Restricted Funds	35,600	35,600
TOTAL	19,585,000	22,780,000

Included in the General Fund appropriation is $12,323,400 in fiscal year 1990-91 and $12,326,900 in fiscal year 1991-92 for continuing debt service for State Property and Buildings Commission Projects 32, 36, 48, 49, and 50.

Included in the General Fund appropriation is $2,138,000 in fiscal year 1990-91 and $5,120,700 in fiscal year 1991-92 for debt service to fund the new Medium Security male institution, a new replacement dormitory at the Kentucky State Reformatory, expansion of the Kentucky Correctional Institute for Women, a segregation unit at the Luther Luckett Correctional Complex, a raw water line at the Eastern Kentucky Correctional Complex and a natural gas pipeline at the Western Kentucky Farm Center. The new debt service will also support major maintenance items including sewage treatment plant repair and replacement at Kentucky Correctional Institute for Women, Blackburn Correctional Complex, and Kentucky State Reformatory; a new water plant at Northpoint Training Center; and condensate repair and replacement at the Kentucky State Penitentiary. The new debt service in fiscal year 1991-92 will also support the design of a 40-bed segregation unit at the Kentucky Correctional Institute for Women.

Also included in the General Fund appropriation is $834,300 in fiscal year 1990-91 and $861,000 in fiscal year 1991-92 for the operation of the Parole Board.

b. Adult Institutions

	1989-90	1990-91	1991-92
General Fund	1,548,500	83,866,000	92,430,700
Restricted Funds		10,787,700	11,103,200
Federal Funds		244,300	252,200
Total	1,548,500	94,898,000	103,786,100

c. Community Service and Local Facilities

	1989-90	1990-91	1991-92
General Fund	1,935,000	42,423,100	45,928,600
Restricted Funds		404,600	416,800
Total	1,935,000	42,827,700	46,345,400

d. Local Jails Support

	1990-91	1991-92
General Fund	16,381,500	16,381,500

Included in the General Fund appropriation is $954,800 in fiscal year 1990-91 and $954,800 in fiscal year 1991-92 for medical care contracts to be distributed, upon approval of the Corrections Cabinet, to counties by the formula codified in KRS 441.206; $200,000 in fiscal year 1990-91 and $200,000 in fiscal year 1991-92 is provided, on a partial reimbursement basis, for medical claims in excess of the statutorily established threshold pursuant to KRS 441.045.

It is the intent of the General Assembly that the $954,800 in fiscal year 1990-91 and $954,800 in fiscal year 1991-92 for medical contracts be maintained in an account specifically for medical contracts. It is the intention of the General Assembly that $200,000 in fiscal year 1990-91 and $200,000 in fiscal year 1991-92 be maintained in a separate account for catastrophic medical expenses for indigents. It is the intention of the General Assembly that any medical claim which exceeds the statutory threshold may be reimbursed for that amount in excess of the statutory threshold. In no event shall this apply to expenses of an elective, as opposed to emergency, basis and expenses shall be paid according to the Kentucky Medical Assistance Schedule.

Notwithstanding the provisions of KRS 441.206 to the contrary, no county shall receive less than $50,000 per year.

TOTAL—CORRECTIONS

	1989-90	1990-91	1991-92
General Fund	3,483,500	162,220,000	177,485,200
Restricted Funds		11,227,900	11,555,600
Federal Funds		244,300	252,200
Total	3,483,500	173,692,200	189,293,000

C. ECONOMIC DEVELOPMENT

28. OFFICE OF THE SECRETARY

	1989-90	1990-91	1991-92
General Fund	5,404,100	48,735,900	58,627,700
Restricted Funds		90,000	90,000
Federal Funds		100,000	
Total	5,404,100	48,925,900	58,717,700

Included in the General Fund appropriation is $27,941,600 in fiscal year 1990-91 and $26,658,400 in fiscal year 1991-92 for debt service payments on the Economic Development Bond Program for the previously appropriated bond issues. Included as a part of the debt service figures is $3,391,500 in fiscal year 1990-91 and $3,393,000 in fiscal year 1991-92 for the lease rental payments associated with the $36,600,000 Economic Development Road Bond issue of the Kentucky Turnpike Authority. The secretary of transportation shall certify to the secretary of economic development the actual amount required to meet the lease rental payment.

Included in the General Fund appropriation is $1,840,500 in fiscal year 1990-91 and $6,092,700 in fiscal year 1991-92 for the debt service payment associated with the new economic development bond appropriation identified in Part II.

Included in the General Fund appropriation is $4,020,100 in fiscal year 1990-91 and $10,693,300 in fiscal year 1991-92 for the debt service payment associated with the $91,000,000 in Community Economic Development Bond projects identified in Part II.

Included in the General Fund appropriation is $906,300 in fiscal year 1989-90, $2,492,500 in fiscal year 1990-91 and $3,398,800 in fiscal year 1991-92 for the financial assistance program to preserve existing jobs and prevent unemployment.

Also included in the General Fund appropriation is $2,497,800 in fiscal year 1989-90, $2,160,300 in fiscal year 1990-91 and $1,408,100 in fiscal year 1991-92 for the Commonwealth's training program to preserve existing jobs and prevent unemployment.

The General Fund appropriation for fiscal year 1989-90 and succeeding fiscal years for the Bluegrass State Skills Corporation shall be continued and not lapse to the General Fund.

Notwithstanding the provisions of KRS 157.740 the secretary is directed to take such action as may be necessary to execute contractual agreements for designated skills training and education projects for which funds have been specifically appropriated.

No commitment for employee training shall be made beyond the ability of the cabinet to fund the project within the appropriation for the current biennium.

29. DEPARTMENT OF EXISTING BUSINESS AND INDUSTRY

	1990-91	1991-92
General Fund	2,250,900	2,331,700
Restricted Funds	366,700	401,300
Federal Funds	5,000	
Total	2,622,600	2,733,000

30. KENTUCKY DEVELOPMENT FINANCE AUTHORITY

	1990-91	1991-92
General Fund	6,178,100	6,207,200
Restricted Funds	819,600	838,200
Total	6,997,700	7,045,400

Included in the General Fund appropriation is $6,178,100 in fiscal year 1990-91 and $6,207,200 in fiscal year 1991-92 for debt service payments for previously appropriated bond issues for the Kentucky Development Finance Authority loan program.

31. DEPARTMENT OF THE ARTS

	1990-91	1991-92
General Fund	4,597,700	4,685,000
Restricted Funds	299,800	265,600
Federal Funds	650,300	650,300
Total	5,547,800	5,600,900

Included in the General Fund appropriation is $150,000 in fiscal year 1990-91 and $150,000 in fiscal year 1991-92 for the Governor's Institute for the Arts. Also included in the General Fund appropriation is $1,034,300 each year for the Challenge Grant program to be administered by the Kentucky Arts Council.

Included in the General Fund appropriation is $165,000 in fiscal year 1990-91 and $180,000 in fiscal year 1991-92 for Outdoor Drama Grants.

Pursuant to the statutory budget memorandum, the funds for the Department of the Arts shall be transferred to the appropriate budget units.

32. KENTUCKY GEOLOGICAL SURVEY

	1990-91	1991-92
General Fund	1,782,800	1,829,000

Pursuant to the statutory budget memorandum, these funds shall be transferred to the University of Kentucky.

33. TOBACCO RESEARCH BOARD

	1990-91	1991-92
Restricted Funds	13,700	13,900

Pursuant to the statutory budget memorandum, these funds shall be transferred to the University of Kentucky, Tobacco and Health Research Institute.

TOTAL - ECONOMIC DEVELOPMENT

	1989-90	1990-91	1991-92
General Fund	5,404,100	63,545,400	73,680,600
Restricted Funds		1,589,800	1,609,000
Federal Funds		755,300	650,300
TOTAL	5,404,100	65,890,500	75,939,900

D. EDUCATION AND HUMANITIES

34. DEPARTMENT OF EDUCATION

a. School Foundation Program

	1989-90	1990-91	1991-92
General Fund	6,600,000	1,172,521,700	1,213,958,900

Accumulated earnings for the Common School Fund shall each fiscal year be transferred to the Support Education Excellence in Kentucky Program.

Funds appropriated to the Support Education Excellence in Kentucky Program shall be allotted to school districts in accordance with KRS 157.310 through 157.430, except that the total of the funds allotted shall not exceed the appropriations for this purpose except as provided in this Act. If funds appropriated to the Support Education Excellence in Kentucky Program are insufficient to provide the amount of money required under KRS 157.360, allotments to local school districts shall be reduced in accordance with KRS 157.430.

The following is the minimum statewide salary schedule for 1990-91.

Rank Experience	I	II	III	IV	V
0-3 years	23,570	21,100	18,620	16,040	14,790
4-9 years	26,030	23,570	21,100	16,040	14,790
10-14 years	29,220	26,740	24,260	16,040	14,790
15-19 years	30,160	27,690	25,210	16,040	14,790
20 years and over	30,630	28,160	25,660	16,040	14,790

The following is the minimum statewide salary schedule for 1991-92.

Rank Experience	I	II	III	IV	V
0-3 years	25,460	22,790	20,110	17,320	15,970
4-9 years	28,110	25,460	22,790	17,320	15,970
10-14 years	31,570	28,880	26,200	17,320	15,970
15-19 years	32,570	29,910	27,230	17,320	15,970
20 years and over	33,080	30,410	27,710	17,320	15,970

No working budget or salary schedule shall be approved in which the salary paid any teacher is not at least equivalent to the allotment for that rank and experience, except where there is a decline in local revenue of the district concerned after it has levied the maximum ad valorem property tax rate permitted by law. Any such reduction permitted shall be only for the amount of the decline in local revenue.

In the event any local board of education contends there has been a decline in local tax resources in that district, the State Board for Elementary and Secondary Education shall certify such contention to the Revenue Cabinet. The cabinet shall then determine whether there has, in fact, been a decline in local tax resources of such district, and, if so, the amount of such decline. The Revenue Cabinet shall then certify its determination to the State Board for Elementary and Secondary Education, and the board shall accept such certified determination as final.

The State Board for Elementary and Secondary Education shall not approve any working budgets or salary schedule summaries for local boards of education for the school years 1990-91 and 1991-92 in which the total amount for 185 days on the salary schedule summary for teachers' instructional salaries is not equal to the amount for 185 days on the salary schedule summary for teachers' instructional salaries in the preceding year, plus the additional amount for teachers' salaries under this appropriation for a 185-day school term by assuming the same rank and experience of teachers in the current year as in the preceding year in each local school district.

In accordance with the intent of KRS 162.060 and 162.160, no space shall be rented, purchased, or otherwise acquired and thereafter converted to classroom use without prior approval of the chief state school officer. The State Board for Elementary and Secondary Education may adopt regulations for the housing of school children. No facilities shall be approved for classroom use which are detrimental to the health of or dangerous to the safety of school children.

If a school district operates any school or grade of a school for a term of less than 185 days in accordance with KRS 158.070, or for a school day of less than the minimum required by KRS 158.060, the average daily attendance of such school shall be reduced proportionately by the chief state school officer.

Any undistributed balance in the Support Education Excellence in Kentucky fund at the end of the fiscal years 1990-91 and 1991-92 shall lapse to the General Fund except where provisions to the contrary are provided in this Act.

The total appropriation for the Support Education Excellence in Kentucky Program shall be measured by, or construed as, estimates of the state expenditures required by KRS 157.310 et seq. If the required expenditures exceed these estimates, the secretary of the Finance and Administration Cabinet, with approval of the Governor, may increase the appropriation by such amount as may be available and necessary to meet, to the extent possible, the required expenditures under the hereinabove cited sections of the Kentucky Revised Statutes; provided, however, that any such increase of the total appropriation to the Support Education Excellence in Kentucky Program is subject to Part III, General Provisions, of this Act, and the provisions of KRS Chapter 48.

Included in the Support Education Excellence in Kentucky Program appropriation is $2,083,600 in fiscal year 1990-91 and $2,083,600 in fiscal year 1991-92 for Vocational Transportation.

b. Power Equalization

	1990-91	1991-92
General Fund	111,278,300	111,278,300

Funds appropriated in this unit will be merged with funds in Section D.34.a. of this bill and a portion of the funds in Section D.34.n. of this bill to from a new program termed Support Education Excellence in Kentucky.

c. Executive Policy and Management

	1990-91	1991-92
General Fund	1,100,800	1,107,000

d. School Administration and Finance

	1989-90	1990-91	1991-92
General Fund	79,000	18,862,500	23,164,300
Restricted Funds		818,600	831,000
Federal Funds		92,910,100	95,706,800
Total	79,000	112,591,200	119,702,100

Included in the above General Fund appropriation is $3,298,100 in fiscal year 1990-91 and $3,379,200 for fiscal year 1991-92 for reimbursement to local school districts for the Out-of-District Children program operated in accordance with KRS 158.135 and applicable regulations. Funds to be expended for the Out-of-District Children program shall be limited to these amounts, and if sufficient funds are not available within these allocated amounts to reimburse each district for the total allowed cost of the program, each allocation shall be ratably reduced to the level of available funds.

The above General Fund appropriation also includes $430,000 in fiscal year 1990-91 and $452,000 in fiscal year 1991-92 for school district audits; and $7,753,200 in fiscal year 1990-91 and $11,340,200 in fiscal year 1991-92 for the purchase of textbooks for grades kindergarten through eight. Local school districts shall establish, pursuant to State Board for Elementary and Secondary Education regulations, a process whereby pupils may rent textbooks for a reasonable fee. Textbooks purchased by the State Board for Elementary and Secondary Education, prior to July 1, 1984, for grades nine through twelve shall continue to be loaned or rented to pupils until they are no longer selected and listed by the State Textbook Commission. Rental fees collected by the district shall be used for the maintenance of the textbooks and the purchase of new textbooks.

The textbooks purchased with these funds shall be used as basal texts in school districts for a period of six (6) years.

No appropriation is included in this Act for the replacement of student fees; therefore, public schools may charge students for necessary fees and rentals, and may require students to purchase necessary instructional materials.

e. Local District Health and Life Insurance

	1990-91	1991-92
General Fund	95,965,100	116,248,900

Included in the above General Fund appropriation is $535,000 in fiscal year 1990-91 and $595,000 in fiscal year 1991-92 to provide life insurance to each full-time certified and non-certified employee of local boards of education. Also included in the above General Fund appropriation is $95,186,200 in fiscal year 1990-91 and $115,396,000 in fiscal year 1991-92 to purchase medical insurance for certified and non-certified full-time employees of local boards of education pursuant to applicable statutes and regulations. If the costs for life insurance or health insurance exceed the levels of appropriated funds, any unexpended Support Education Excellence in Kentucky Program funds may be used to offset such expenditures, subject to the approval of the secretary of the Finance and Administration Cabinet.

f. Internal Administration

	1990-91	1991-92
General Fund	4,606,400	5,089,400
Restricted Funds	121,200	67,600
Federal Funds	653,700	679,400
Total	5,381,300	5,836,400

Included in the above General Fund appropriation is $318,900 in fiscal year 1992 for debt service for the new dormitory at the Kentucky School for the Blind.

g. Instruction

	1989-90	1990-91	1991-92
General Fund	760,000	30,024,000	30,286,700
Restricted Funds		77,500	79,800
Federal Funds		85,142,800	87,389,400
Total	760,000	115,244,300	117,755,900

h. Education for Exceptional Children

	1990-91	1991-92
General Fund	11,231,700	11,979,200
Restricted Funds	399,400	430,700
Federal Funds	31,891,900	31,969,300
Total	43,523,000	44,379,200

Of the above General Fund appropriation, at least $3,564,200 in fiscal year 1990-91 and at least $3,789,900 in fiscal year 1991-92 is included for the Kentucky School for the Blind, and at least $6,074,000 in fiscal year 1990-91 and at least $6,440,700 in fiscal year 1991-92 is included for the Kentucky School for the Deaf.

i. Research and Planning

	1990-91	1991-92
General Fund	2,662,000	2,766,300
Federal Funds	13,100	13,500
Total	2,675,100	2,779,800

j. Communication Services

	1990-91	1991-92
General Fund	1,063,900	1,111,800
Restricted Funds	1,260,500	1,304,900
Federal Funds	41,200	42,200
Total	2,365,600	2,458,900

k. Secondary Vocational Education

	1990-91	1991-92
General Fund	6,635,900	6,834,000
Restricted Funds	365,600	374,200
Total	7,001,500	7,208,200

l. Community Education

	1990-91	1991-92
General Fund	2,202,000	2,211,000

Restricted Funds	37,100	38,200
Federal Funds	92,700	95,500
Total	2,331,800	2,344,700

m. Teacher Retirement Employer Contribution Match

	1990-91	1991-92
General Fund	2,022,700	2,123,900

The above General Fund appropriations include the employer match for salaries paid to Department of Education employees who are members of the Teachers' Retirement System which will be forwarded to the Teachers' Retirement System pursuant to the provisions of KRS 161.560, notwithstanding the provisions of KRS 161.550.

n. School Equity and Reform Initiatives

	1990-91	1991-92
General Fund	183,900,000	272,080,000

The above appropriations are for various school equity and reform initiatives as defined and enacted by the General Assembly. The appropriations are to be distributed among those units of government created or designated by the General Assembly to implement the initiatives.

These funds will be distributed to the folowing units

	1990-91	1991-92
1. Foundation Program (SEEK)	116,500,000	124,900,000
2. Instruction		
a. Assessment/Curriculum Development	1,200,000	3,300,000
b. Special School Improvement Fund	500,000	2,000,000
c. Staff Development	1,100,000	3,500,000
d. Teacher Scholarships	500,000	1,000,000
e. Principal/Superintendent Assessment	800,000	800,000
f. Pre-Kindergarten	18,000,000	36,000,000
g. Family Resource/Youth Service Centers	150,000	9,500,000
h. Extended Time for Students	21,400,000	50,000,000
3. Executive Policy & Management		
a. Commissioner/Transition	500,000	100,000
b. Regional Service Centers		1,000,000
4. Legislative Research Commission		
a. Education Accountability Office	350,000	700,000
5. KY. Educational Television	2,100,000	3,720,000
6. Escrow Accounts		
a. School Rewards	10,000,000	10,000,000
b. Technology	15,000,000	33,000,000
	183,900,000	272,080,000

Any funds which have been appropriated by the General Assembly to finance the technology strategic plan during the 1990-92 biennium which have not been expended or legally committed to implement the programs required by KRS 156 may only be expended by the chief state school officer to accelerate completion of the networked system in all classrooms and administrative offices of the state.

$10,000,000 in fiscal year 1990-91 and $10,000,000 in fiscal year 1991-92 is appropriated to the Kentucky Successful Schools Trust Fund.

TOTAL - DEPARTMENT OF EDUCATION

	1989-90	1990-91	1991-92
General Fund	7,360,000	1,644,077,000	1,800,239,700
Restricted Funds		3,079,900	3,126,400
Federal Funds		210,745,500	215,896,100
TOTAL	7,360,000	1,857,902,400	2,019,262,200

35. KENTUCKY EDUCATIONAL TELEVISION

	1990-91	1991-92
General Fund	12,766,200	14,701,000
Restricted Funds	158,000	281,700
Federal Funds	21,000	21,000
Total	12,945,200	15,003,700

Included in the above General Fund appropriation is $1,888,000 in fiscal year 1990-91 and $1,332,600 in fiscal year 1991-92 for debt service. Within this amount in fiscal year 1990-91 is $1,281,100 and $1,276,100 in fiscal year 1991-92 for debt service for the telecommunications center and the second channel and equipment.

36. HISTORICAL SOCIETY

	1990-91	1991-92
General Fund	2,144,600	2,360,300
Restricted Funds	365,100	376,000
Federal Funds	5,000	
Total	2,514,700	2,736,300

Included in the above General Fund appropriation is $113,100 in fiscal year 1990-91 and $226,100 in 1991-92 for debt service for site acquisition/preparation and design/planning for an Artifact storage and display structure.

37. LIBRARIES AND ARCHIVES

a. General Operations

	1990-91	1991-92
General Fund	6,970,100	7,167,100
Restricted Funds	987,100	1,016,500
Federal Funds	1,095,400	1,099,100
Total	9,052,600	9,282,700

Included in the above General Fund appropriation is $1,413,500 in fiscal year 1990-91 and $1,409,500 in fiscal year 1991-92 for debt service.

Included in the above General Fund appropriation is $10,000 in fiscal year 1990-91 and $10,000 in fiscal year 1991-92 to be used to fund internships to train and develop future professionals in the archival field.

b. Direct Local Aid

	1990-91	1991-92
General Fund	5,442,900	4,651,200
Restricted Funds	5,000	5,000
Federal Funds	1,180,000	1,009,600
Total	6,627,900	5,665,800

Included in the above General Fund appropriation is $1,824,800 in fiscal year 1990-91 and $1,958,100 in fiscal year 1991-92 for state-aid grants to local public libraries. It is the intent of the General Assembly to distribute these funds according to the formula established by KRS 171.201 at the level of 36.3 cents per capita in fiscal year 1991 and 40.0 cents per capita in fiscal year 1992, notwithstanding any other provisions of KRS 171.201 to the contrary.

TOTAL - LIBRARIES AND ARCHIVES

	1990-91	1991-92
General Fund	12,413,000	11,818,300
Restricted Funds	992,100	1,021,500
Federal Funds	2,275,400	2,108,700
TOTAL	15,680,500	14,948,500

38. TEACHERS' RETIREMENT SYSTEM

	1990-91	1991-92
General Fund	224,808,200	228,951,600
Restricted Funds	2,743,100	2,825,400
Total	227,551,300	231,777,000

General funds are appropriated to comply with the obligations of the state under the Teachers' Retirement System statutes as provided in KRS 161.220 through 161.716, notwithstanding the provisions of KRS 161.550.

The above General Fund appropriation is based upon estimated funds needed to meet the requirements of KRS 161.220 through 161.716 notwithstanding the provisions of KRS 161.550. In the event the above General Fund appropriations are in excess of these requirements, such excess funds shall lapse to the credit of the General Fund.

In accordance with KRS 161.420, in each fiscal year an amount not greater than four percent (4%) of the receipts of the state accumulation fund shall be set aside into the expense fund or expended for the administration of the retirement system. No General Fund dollars are provided in fiscal year 1990-91 or fiscal year 1991-92 for the cost of administration.

39. ORAL HISTORY COMMISSION

	1989-90	1990-91	1991-92
General Fund		187,200	188,400
Restricted Funds			500
Federal Funds	13,600	15,900	
Total	13,600	203,100	188,900

40. HERITAGE COUNCIL

	1990-91	1991-92
General Fund	1,209,600	1,230,100
Restricted Funds	50,800	63,200
Federal Funds	624,200	631,200
Total	1,884,600	1,924,500

Included in the above General Fund appropriation is $318,100 in fiscal year 1990-91 and $322,800 in fiscal year 1991-92 for the Kentucky Main Street Program.

41. COMMISSION ON THE DEAF AND HEARING IMPAIRED

	1990-91	1991-92
General Fund	248,800	255,800

42. OFFICE OF THE SECRETARY

	1990-91	1991-92
General Fund	300,400	314,700

Included in the above General Fund appropriation is $21,600 in fiscal year 1990-91 and $22,900 in fiscal year 1991-92 for the Client Assistance Program for operations.

43. SCHOOL FACILITIES CONSTRUCTION COMMISSION

	1990-91	1991-92
General Fund	41,280,400	52,828,300

TOTAL - EDUCATION AND HUMANITIES

	1989-90	1990-91	1991-92
General Fund	7,439,000	1,939,434,900	2,112,888,200
Restricted Funds		7,389,000	7,694,700
Federal Funds		213,687,000	218,657,000
TOTAL	7,439,000	2,160,510,900	2,339,239,900

E. FINANCE AND ADMINISTRATION CABINET

44. FINANCE AND ADMINISTRATION CABINET

a. General Administration

	1990-91	1991-92
General Fund	7,642,500	8,578,000
Restricted Funds	1,767,300	1,906,200
Total	9,409,800	10,484,200

Included in the above General Fund appropriation is $190,000 in fiscal year 1990-91 and $195,000 in fiscal year 1991-92 for payment to the City of Frankfort for the provision of fire and police protection and other services for state-owned property in accordance with KRS 45.021. Also included in the above General Fund appropriation is $1,083,500 in fiscal year 1990-91 and $2,167,000 in fiscal year 1991-92 in the Office for Financial Management and Economic Analysis for debt service for the Kentucky Infrastructure Authority. Also included is $2,100,000 in each year of the biennium for debt service on previously authorized bonds in the Kentucky Infrastructure Authority.

Also included in the above General Fund appropriation is $650,000 in each year of the biennium for the Office for Financial Management and Economic Analysis for banking services.

b. Department of Administration

	1990-91	1991-92
General Fund	5,627,200	5,808,400
Restricted Funds	12,888,700	13,690,200
Total	18,515,900	19,498,600

c. Department of Facilities Management

	1990-91	1991-92
General Fund	13,545,600	16,149,400
Restricted Funds	29,462,800	30,429,200
Total	43,008,400	46,578,600

Included in the above appropriation is $1,735,000 from the General Fund and $1,505,000 from agency funds in fiscal year 1990-91 and $1,691,600 from the General Fund and $1,547,400 from agency funds in fiscal year 1991-92 in the Division of Physical Plant for debt service payments for previously issued bonds for the Capital Plaza Authority.

Also included in the above General Fund appropriation is $2,937,500 in fiscal year 1990-91 and $5,489,100 in fiscal year 1991-92 for the Division of Engineering for debt service payments relating to new bond authorizations and $1,780,000 in fiscal year 1990-91 and $1,780,500 in fiscal year 1991-92 for previously authorized debt.

d. Department of Information Systems

	1989-90	1990-91	1991-92
General Fund	250,000	250,000	
Restricted Funds		28,894,600	29,727,800
Total	250,000	29,144,600	29,727,800

e. Capital Plaza Authority

	1990-91	1991-92
Restricted Funds	450,000	450,000

TOTAL - FINANCE AND ADMINISTRATION

	1989-90	1990-91	1991-92
General Fund	250,000	27,065,300	30,535,800
Restricted Funds		73,463,400	76,203,400
TOTAL	250,000	100,528,700	106,739,200

F. HIGHER EDUCATION

45. COUNCIL ON HIGHER EDUCATION

	1990-91	1991-92
General Fund	7,064,800	8,237,200
Restricted Funds	25,000	12,500
Federal Funds	360,500	371,300
Total	7,450,300	8,621,000

46. HIGHER EDUCATION ASSISTANCE AUTHORITY

	1990-91	1991-92
General Fund	19,170,800	20,050,900
Restricted Funds	9,954,500	10,210,300
Federal Funds	1,141,000	1,141,000
Total	30,266,300	31,402,200

General Fund appropriated hereunder shall be used solely for the purpose of making awards to students.

Any unexpended General Fund appropriations occurring during the fiscal years 1989-90 and 1990-91 in the Kentucky Higher Education Assistance Authority shall not lapse but be carried forward into the next fiscal year.

Included in the above Restricted Funds appropriation is $1,292,700 in each fiscal year for Teachers' Scholarships. Also included in the Restricted Fund appropriation is $1,000,000 in each fiscal year for the KHEAA Work-Study program. Also included in the Restricted Fund appropriation is $2,037,600 in fiscal year 1990-91 and $2,185,500 in fiscal year 1991-92 for the Kentucky Tuition Grant program.

47. EASTERN KENTUCKY UNIVERSITY

	1990-91	1991-92
General Fund	51,444,200	57,456,600
Restricted Funds	49,064,700	52,741,000
Federal Funds	10,887,000	10,887,000
Total	111,395,900	121,084,600

Included in the above General Fund appropriation is $4,169,500 in fiscal year 1990-91 and $6,144,000 in fiscal year 1991-92 for debt service.

48. KENTUCKY STATE UNIVERSITY

	1990-91	1991-92
General Fund	17,086,300	19,380,500
Restricted Funds	7,955,600	8,415,100
Federal Funds	6,715,800	6,847,900
Total	31,757,700	34,643,500

Included in the above General Fund appropriation is $1,597,900 in fiscal year 1990-91 and $2,862,800 in fiscal year 1991-92 for debt service.

49. MOREHEAD STATE UNIVERSITY

	1990-91	1991-92
General Fund	31,383,900	34,196,500
Restricted Funds	25,348,100	27,935,700
Federal Funds	6,989,600	6,989,600
Total	63,721,600	69,121,800

Included in the above General Fund appropriation is $2,958,300 in fiscal year 1990-91 and $3,807,800 in fiscal year 1991-92 for debt service.

50. MURRAY STATE UNIVERSITY

	1990-91	1991-92
General Fund	37,693,600	40,266,800
Restricted Funds	27,617,000	29,056,900
Federal Funds	5,266,600	5,424,600
Total	70,577,200	74,748,300

Included in the above General Fund appropriation is $3,179,900 in fiscal year 1990-91 and $3,677,900 in fiscal year 1991-92 for debt service.

51. NORTHERN KENTUCKY UNIVERSITY

	1990-91	1991-92
General Fund	28,551,700	30,129,700
Restricted Funds	24,003,000	25,444,800
Federal Funds	2,661,200	2,661,200
Total	55,215,900	58,235,700

Included in the above General Fund appropriation is $4,269,700 in fiscal year 1990-91 and $4,270,200 in fiscal year 1991-92 for debt service.

52. UNIVERSITY OF KENTUCKY

	1990-91	1991-92
General Fund	224,193,900	253,923,900
Restricted Funds	320,226,300	350,289,800
Federal Funds	68,827,400	70,785,000
Total	613,247,600	674,998,700

Included in the above General Fund appropriation is $12,956,800 in fiscal year 1990-91 and $18,939,100 in fiscal year 1991-92 for debt service.

53. UNIVERSITY OF KENTUCKY COMMUNITY COLLEGE SYSTEM

	1990-91	1991-92
General Fund	58,530,100	71,422,600
Restricted Funds	31,000,500	33,860,200
Federal Funds	1,753,000	1,834,900
Total	91,283,600	107,117,700

Included in the above General Fund appropriation is $6,741,200 in fiscal year 1990-91 and $9,360,900 in fiscal year 1991-92 for debt service.

54. UNIVERSITY OF LOUISVILLE

	1990-91	1991-92
General Fund	130,473,900	143,979,500
Restricted Funds	127,810,600	130,724,200
Federal Funds	14,871,200	15,552,300
Total	273,155,700	290,256,000

Included in the above General Fund appropriation is $9,964,600 in fiscal year 1990-91 and $11,698,900 in fiscal year 1991-92 for debt service. Also included in the above General Fund appropriation is $12,575,700 in fiscal year 1990-91 and $13,179,300 in fiscal year 1991-92 to fulfill the Commonwealth's contractual obligation relating to indigent care furnished by Humana Hospital-University. The General Fund appropriation related to indigent care in the first year of the biennium shall continue into the second year, for this purpose. Any unused portion of the General Fund appropriation relating to indigent care shall lapse to the credit of the General Fund at the end of fiscal year 1991-92.

55. WESTERN KENTUCKY UNIVERSITY

	1990-91	1991-92
General Fund	50,238,400	54,241,300
Restricted Funds	40,739,000	43,840,700
Federal Funds	8,143,000	8,381,800
Total	99,120,400	106,463,800

Included in the above General Fund appropriation is $3,728,300 in fiscal year 1990-91 and $4,465,100 in fiscal year 1991-92 for debt service.

TOTAL - HIGHER EDUCATION

	1990-91	1991-92
General Fund	655,831,600	733,285,500
Restricted Funds	663,744,300	712,531,200
Federal Funds	127,616,300	130,876,600
TOTAL	1,447,192,200	1,576,693,300

G. HUMAN RESOURCES

56. CABINET FOR HUMAN RESOURCES

a. Department for Social Insurance

1. Administration

	1990-91	1991-92
General Fund	38,204,200	39,710,500
Restricted Funds	8,681,100	9,400,300
Federal Funds	66,561,000	72,058,400
Total	113,446,300	121,169,200

The Department for Social Insurance shall reimburse citizen members of the Public Assistance Appeals Board an amount not to exceed $75 per day plus travel expenses.

If any portion of the above General Fund appropriation in either fiscal year is deemed to be in excess of the necessary expenses for administration of the department, such amount, with the approval of the Governor, may be used for Public Assistance Benefits to the needy and/or Medicaid Benefits in accordance with the statutes governing the functions and activities of the Department for Social Insurance and of the Department for Medicaid Services. In no instance shall these excess funds be used, without the prior written approval of the Governor, to:

1. Establish a new program.
2. Expand the services of an existing program.
3. Increase rates or payment levels in an existing program.

In instances where approval is given, notification shall be immediately forwarded to the Legislative Research Commission, along with the Governor's written approval and supporting documents from the Cabinet for Human Resources and the Finance and Administration Cabinet.

Pursuant to KRS 205.800 the Department for Social Insurance may enter into cooperative arrangements with domestic relations and/or Friend of the Court to assist the department in administering the Child Support program. Such arrangements may include the transfer by the department of up to $250,000, to replace local funding lost upon entering into cooperative arrangements with the department due to federal restrictions regarding the collection and distribution of child support payments and poundage fees under Title IV-D of the Social Security Act.

2. Benefits

	1989-90	1990-91	1991-92
General Fund	2,746,900	64,962,900	66,312,400
Restricted Funds	1,500,000	12,418,200	12,418,200
Federal Funds	5,300,000	160,433,000	162,311,600
Total	9,546,900	237,814,100	241,042,200

These funds are to be used for the payment of benefits in accordance with the statutes governing the functions and activities of the Department for Social Insurance. No portion of this appropriation may be used for the costs of administration.

If any portion of the above General Fund appropriation in either fiscal year is deemed to be in excess of the necessary expenses for benefits, such amount, with the approval of the Governor, may be transferred from the Department for Social Insurance Benefits appropriation to the Department for Medicaid Services Benefits appropriation to avoid a projected deficit provided no reduction in services or eligibles will result from the transfer. Such transfer shall be approved by the secretary of the Finance and Administration Cabinet after concurrence by the state budget director of the Governor's Office for Policy and Management. Such transfer shall be reported promptly to the Interim Joint Committee on Appropriations and Revenue. In no instance shall these excess funds be used to:

1. Establish a new program.
2. Expand the services of an existing program.
3. Increase rates or payment levels in an existing program.

Notwithstanding the provisions of KRS 42.560 and KRS 42.570, the amount necessary to supplement federal funds to maintain program levels as appropriated is authorized from the Energy Trust Fund for fiscal year 1990-91 and fiscal year 1991-92 for the LIHEAP and Weatherization programs.

3. Welfare Reform

	1989-90	1990-91	1991-92
General Fund	697,800	18,658,100	31,421,300
Federal Funds	697,800	40,745,000	71,684,200
Total	1,395,600	59,403,100	103,105,500

The secretary for the Cabinet for Human Resources shall, on a quarterly basis, allocate the funds to meet the expenses of the various departments participating in implementing the Federal Family Support Act of 1988 after having notified the secretary of the Finance and Administration Cabinet, the state budget director of the Governor's Office for Policy and Management, and the Interim Joint Committee on Appropriations and Revenue.

The secretary of the Finance and Administration Cabinet may initiate procurement of necessary equipment at the request of the secretary for Human Resources for the sole purpose of implementation of the Federal Family Support Act. This provision is to allow the timely acquisition of such equipment on or after July 1, 1990 contingent on the General Fund appropriation contained herein, although this appropriation will not be available at the time the equipment is ordered, but shall be contained in the General Fund appropriation for payment upon delivery after July 1, 1990.

b. Department for Medicaid Services

1. Administration

	1989-90	1990-91	1991-92
General Fund	275,000	15,817,100	16,685,200
Restricted Funds		150,000	175,000
Federal Funds	800,000	23,280,900	24,452,200
Total	1,075,000	39,248,000	41,312,400

If any portion of the General Fund appropriation in either fiscal year is deemed to be in excess of the necessary expenses for administration of the department, such amount, with the approval of the Governor, may be used for Medicaid Benefits and/or Public Assistance Benefits to the needy in accordance with the statutes governing the functions and activities of the Department for Medicaid Services and of the Department for Social Insurance. In no instance shall these excess funds be used, without the prior written approval of the Governor, to:

1. Establish a new program.
2. Expand the services of an existing program.
3. Increase rates or payment levels in an existing program.

In instances where approval is given, notification shall be immediately forwarded to the Legislative Research Commission, along with the Governor's written approval and supporting documents from the Cabinet for Human Resources and the Finance and Administration Cabinet.

2. Benefits

	1989-90	1990-91	1991-92
General Fund	17,627,600	301,899,900	342,879,100
Restricted Funds	750,000	3,250,000	3,250,000
Federal Funds	49,536,500	823,363,000	927,903,300
Total	67,914,100	1,128,512,900	1,274,032,400

These funds are to be used for the payment of benefits in accordance with the statutes governing the functions and activities of the Department for Medicaid Services. No portion of the General Fund appropriation may be used for the costs of administration.

If any portion of the General Fund appropriation in either fiscal year is deemed to be in excess of the necessary expenses for benefits, such amount, with the approval of the Governor, may be transferred from the Department for Medicaid Services Benefits appropriation to the Department for Social Insurance Benefits appropriation to avoid a projected deficit, provided no reduction in services or eligibles will result from the transfer. Such transfer shall be approved by the secretary of the Finance and Administration Cabinet after concurrence by the state budget director of the Governor's Office for Policy and Management. Such transfer shall be reported promptly to the Interim Joint Committee on Appropriations and Revenue. In no instance shall these funds be used to:

1. Establish a new program.
2. Expand the services of an existing program.
3. Increase rates of payment levels in an existing program.

c. Department for Employment Services

1. Employment Services

	1990-91	1991-92
General Fund	16,224,000	

Restricted Funds	3,710,800	3,882,800
Federal Funds	82,146,600	84,551,300
Total	102,081,400	88,434,100

2. Administration-Unemployment Insurance

	1990-91	1991-92
Federal Funds	17,568,300	18,508,100

3. Benefits-Unemployment Insurance

	1990-91	1991-92
Federal Funds	167,169,000	172,184,100

TOTAL - EMPLOYMENT SERVICES

	1990-91	1991-92
General Fund	16,224,000	
Restricted Funds	3,710,800	3,882,800
Federal Funds	266,883,900	275,243,500
TOTAL	286,818,700	279,126,300

Included in the above General Fund appropriation is $16,224,000 in fiscal year 1990-91 to complete the state's training incentive commitments, including the Industrial Development Training Project.

d. Department for Health Services

	1990-91	1991-92
General Fund	41,853,800	44,231,800
Restricted Funds	9,600,400	9,895,600
Federal Funds	79,278,800	79,938,000
Total	130,733,000	134,065,400

e. Department for Mental Health/Mental Retardation Services

	1990-91	1991-92
General Fund	89,716,700	96,422,800
Restricted Funds	54,043,200	56,134,700
Federal Funds	13,241,500	13,624,800
Total	157,001,400	166,182,300

Included in the above General Fund appropriation is $4,079,700 in fiscal year 1990-91 and $5,587,100 in fiscal year 1991-92 for debt service.

f. Department for Social Services

	1990-91	1991-92
General Fund	104,873,200	112,929,000
Restricted Funds	2,721,700	2,721,700
Federal Funds	80,351,800	78,654,800
Total	187,946,700	194,305,500

Notwithstanding KRS 205.460, entities contracting with the cabinet to provide essential services under KRS 205.455 and this section shall provide local match, not less than the amount in effect during fiscal year 1989-90. Local match may include any combination of materials, commodities, transportation, office space, personal services or other types of facility services, or funds. The secretary shall prescribe the procedures to certify the local match assurance.

Included in the above General Fund appropriation is $285,100 in fiscal year 1991-92 for debt service.

Notwithstanding KRS Chapter 600, included in the above General Fund appropriation is $56,400 for debt service in fiscal year 1990-91 and $112,800 for debt service and $250,000 for operating expenses in fiscal year 1991-92 to establish and operate a secure juvenile detention center.

g. Administration and Program Support

	1990-91	1991-92
General Fund	15,986,800	17,557,500
Restricted Funds	6,610,500	6,288,800
Federal Funds	14,166,600	14,598,300
Total	36,763,900	38,444,600

Included in the above General Fund appropriation is $5,518,800 in fiscal year 1990-91 and $5,735,300 in fiscal year 1991-92 for debt service.

Notwithstanding other provisions to the contrary, the secretary is directed to promulgate such administrative regulations as may be required to prescribe user fee amounts which are provided in the applicable restricted fund appropriations.

TOTAL - HUMAN RESOURCES CABINET

	1989-90	1990-91	1991-92
General Fund	21,347,300	708,196,700	768,149,600
Restricted Funds	2,250,000	101,185,900	104,167,100
Federal Funds	56,334,300	1,568,305,500	1,720,469,100
TOTAL	79,931,600	2,377,688,100	2,592,785,800

57. COMMISSION FOR HANDICAPPED CHILDREN

	1990-91	1991-92
General Fund	8,004,000	8,249,400
Restricted Funds	677,400	697,800
Federal Funds	3,360,000	3,371,500
Total	12,041,400	12,318,700

58. COMMISSION FOR HEALTH ECONOMICS CONTROL in Kentucky

	1990-91	1991-92
General Fund	524,500	602,400
Restricted Funds	186,300	145,200
Total	710,800	747,600

The secretary shall evaluate the staffing and budgetary needs of the Commission for Health Economics Control in Kentucky prior to July 1, 1990 and shall, if deemed necessary, make such adjustments as may be necessary based on the workloads, duties and responsibilities as set forth under KRS 216B. Any such adjustment shall be within the total appropriation and staff level of the Cabinet for Human Resources as provided in this Act.

TOTAL - HUMAN RESOURCES

	1989-90	1990-91	1991-92
General Fund	21,347,300	716,725,200	777,001,400
Restricted Funds	2,250,000	102,049,600	105,010,100
Federal Funds	56,334,300	1,571,665,500	1,723,840,600
TOTAL	79,931,600	2,390,440,300	2,605,852,100

H. JUSTICE

59. JUSTICE CABINET

a. Department of State Police

	1990-91	1991-92
General Fund	70,212,800	72,322,400
Restricted Funds	2,830,700	2,923,100
Federal Funds	6,656,500	6,787,900
Total	79,700,000	82,033,400

Included in the above General Fund appropriation is $789,600 in fiscal year 1990-91 and $813,300 in fiscal year 1991-92 for the Kentucky Early Warning System (KEWS) operation.

Included in the above General Fund appropriation is debt service of $291,700 in fiscal year 1990-91 and $294,200 in fiscal year 1991-92 for previously issued bonds.

There is hereby appropriated from the General Fund to the Department of State Police, subject to the conditions and procedures provided in this Act, funds which are required as a result of the Governor's call of the Kentucky State Police to extraordinary duty; provided, however, that an emergency situation shall have been declared to exist by the Governor.

b. Justice Administration

	1990-91	1991-92
General Fund	2,617,500	2,730,900
Restricted Funds	1,436,300	1,349,600
Federal Funds	6,271,400	6,294,200
Total	10,325,200	10,374,700

c. Criminal Justice Training

	1990-91	1991-92
Restricted Funds	17,296,600	18,654,000

Under the provisions of the Kentucky Law Enforcement Foundation Program Fund, an eligible local unit of government shall be entitled to receive a supplement to each qualified police officer's annual base salary from the Law Enforcement Foundation Program Fund, to be paid to each officer in addition to his regular salary as prescribed by KRS 15.460 and KRS 15.500. Included in the above appropriation is $9,275,000 in fiscal year 1990-91 and $9,275,000 in fiscal year 1991-92 for training incentive payments pursuant to KRS 15.430, from receipts pursuant to KRS 136.392. It is the intent of the 1990 General Assembly that in the event funds appropriated from the Kentucky Law Enforcement Foundation Program Fund (KLEFPF) for training incentive payments are not sufficient to ensure each participant a training incentive payment which is at least $2,500, the General Assembly hereby directs that any amounts available to KLEFPF be utilized to ensure such payment.

Also included in the above restricted funds appropriation is $3,021,600 in fiscal year 1990-91 and $3,097,500 in fiscal year 1991-92 for the cost of operating the Department of Criminal Justice Training, for the operation of the Kentucky Law Enforcement Council program and the administration of the Kentucky Law Enforcement Foundation Program Fund. Any provisions to the contrary codified in KRS 15.430-510 or KRS 42.190 are hereby suspended. Nothing in this Act shall be construed as to permit the expenditure of these funds for debt service.

TOTAL - JUSTICE CABINET

	1990-91	1991-92
General Fund	72,830,300	75,053,300
Restricted Funds	21,563,600	22,926,700
Federal Funds	12,927,900	13,082,100
TOTAL	107,321,800	111,062,100

I. LABOR

60. LABOR CABINET

a. Office of the Secretary

	1990-91	1991-92
General Fund	356,000	365,200
Restricted Funds	2,306,400	2,385,200
Total	2,662,400	2,750,400

b. Department of Workplace Standards

	1990-91	1991-92
General Fund	1,565,100	1,645,800
Restricted Funds	99,757,500	107,909,700
Federal Funds	4,501,200	4,768,100
Total	105,823,800	114,323,600

c. Department of Workers' Claims

	1990-91	1991-92
Restricted Funds	6,946,700	7,113,800

The Commissioner of the Department of Workers' Claims shall be paid a salary not to exceed the salary of an administrative law judge as provided in KRS Chapter 342.

The Labor Cabinet shall report monthly to the Interim Joint Committee on Appropriations and Revenue its monthly expenditures of restricted agency funds and the nature of such expenditures. Separate reporting shall be done by each department within the Labor Cabinet and for general administration and support.

Notwithstanding the provisions of KRS Chapter 342 to the contrary, the Office of the Attorney General shall be responsible for the administration of the uninsured employers' fund and shall be charged with the conservation of the assets of the fund. Funds to reimburse the Attorney General's Office for expenses incurred in litigation and administration in defense of the uninsured employers' fund shall be transferred upon request of the Attorney General's Office and approved by the secretary of the Labor Cabinet.

The Office of the Attorney General shall report monthly to the Interim Joint Committee on Appropriations and Revenue the amount of the restricted funds expenditures in each month for the uninsured employers' fund and the nature of such expenditures.

d. Kentucky Occupational Safety and Health Review

	1990-91	1991-92
Federal Funds	310,400	320,800

TOTAL - LABOR CABINET

	1990-91	1991-92
General Fund	1,921,100	2,011,000
Restricted Funds	109,010,600	117,408,700
Federal Funds	4,811,600	5,088,900
TOTAL	115,743,300	124,508,600

J. NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION

61. NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET

a. Department for Natural Resources

	1990-91	1991-92
General Fund	8,848,600	8,471,000
Restricted Funds	5,181,700	5,379,200
Federal Funds	1,371,300	1,164,800
Total	15,401,600	15,015,000

Not less than $140,000 of the General Fund appropriation for each fiscal year shall be set aside for emergency forest fire suppression. Any expenditure for emergency fire suppression in excess of this amount in either fiscal year is hereby appropriated; provided, however, upon recommendation of the state budget director, the secretary of the Finance and Administration Cabinet shall approve such expenditure by written order, subject to the conditions and procedures provided in this Act.

b. Department for Environmental Protection

	1989-90	1990-91	1991-92
General Fund	1,093,400	20,943,000	26,737,400
Restricted Funds		2,773,300	3,293,000
Federal Funds		7,001,300	6,466,900
Total	1,093,400	30,717,600	36,497,300

Included in the General Fund appropriation is $2,081,500 in fiscal year 1990-91 and $4,542,500 in fiscal year 1991-92 for debt service.

c. Department for Surface Mining Reclamation and Enforcement

	1990-91	1991-92
General Fund	10,970,300	12,389,700
Restricted Funds	3,375,300	3,668,000
Federal Funds	14,968,700	15,083,400
Total	29,314,300	31,141,100

Included in the General Fund appropriation is $1,000,000 in each fiscal year for the return of permit and acreage fees per KRS 350.139; any required expenditure for this purpose in excess of this amount in either fiscal year is hereby appropriated to the department.

d. Department of Law

	1989-90	1990-91	1991-92
General Fund	58,000	1,145,500	1,635,300
Federal Funds		3,136,600	3,273,800
Total	58,000	4,282,100	4,909,100

e. General Administration and Support

	1990-91	1991-92
General Fund	3,764,400	3,805,800
Restricted Funds	94,300	7,500
Federal Funds	156,600	152,100
Total	4,015,300	3,965,400

TOTAL - NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION CABINET

	1989-90	1990-91	1991-92
General Fund	1,151,400	45,671,800	53,039,200
Restricted Funds		11,424,600	12,347,700
Federal Funds		26,634,500	26,141,000
TOTAL	1,151,400	83,730,900	91,527,900

62. ENVIRONMENTAL QUALITY COMMISSION

	1990-91	1991-92
General Fund	173,800	186,600
Restricted Funds	2,600	
Total	176,400	186,600

63. KENTUCKY NATURE PRESERVES COMMISSION

	1990-91	1991-92
General Fund	390,300	415,000
Restricted Funds	131,000	87,000
Federal Funds	64,500	67,100
Total	585,800	569,100

TOTAL - NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION

	1989-90	1990-91	1991-92
General Fund	1,151,400	46,235,900	53,640,800
Restricted Funds		11,558,200	12,434,700
Federal Funds		26,699,000	26,208,100
TOTAL	1,151,400	84,493,100	92,283,600

K. PUBLIC PROTECTION AND REGULATION

64. OFFICE OF THE SECRETARY

	1990-91	1991-92
General Fund	342,400	359,800

65. DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

	1990-91	1991-92
General Fund	1,739,500	1,870,300
Restricted Funds	3,500	3,500
Total	1,743,000	1,873,800

66. BOARD OF CLAIMS/CRIME VICTIMS COMPENSATION BOARD

	1990-91	1991-92
General Fund	558,600	575,400
Restricted Funds	805,100	829,800
Federal Funds	309,000	318,300
Total	1,672,700	1,723,500

67. BOARD OF TAX APPEALS

	1990-91	1991-92
General Fund	231,400	242,500

68. DEPARTMENT OF HOUSING, BUILDINGS AND CONSTRUCTION

	1990-91	1991-92
General Fund	3,130,900	3,381,500
Restricted Funds	20,130,300	19,193,700
Federal Funds	8,000	8,000
Total	23,269,200	22,583,200

Included in the restricted funds appropriation is $3,600,000 in fiscal year 1990-91 and $3,700,000 in fiscal year 1991-92 which is to be transferred to the General Fund surplus under the fund transfer section of this Act.

Notwithstanding the provisions of KRS 17.250, there shall be allotted two hundred fifty thousand dollars ($250,000) of insurance premium surcharge proceeds to the Fire Fighters Training Center Fund in fiscal year 1990-91.

69. KENTUCKY STATE RACING COMMISSION

	1990-91	1991-92
General Fund	512,200	520,700
Restricted Funds	5,327,100	5,459,500
Total	5,839,300	5,980,200

Included in the above restricted funds appropriation is $650,700 in fiscal year 1990-91 and $670,200 in fiscal year 1991-92 for the Backside Improvement Commission.

70. KENTUCKY HARNESS RACING COMMISSION

	1989-90	1990-91	1991-92
General Fund	104,800	781,800	806,200
Restricted Funds		1,155,700	1,167,500
Total	104,800	1,937,500	1,973,700

71. DEPARTMENT OF MINES AND MINERALS

	1990-91	1991-92
General Fund	7,936,800	8,466,100
Restricted Funds	777,200	842,500
Federal Funds	595,000	624,000
Total	9,309,000	9,932,600

72. DEPARTMENT OF PUBLIC ADVOCACY

	1990-91	1991-92
General Fund	9,597,900	10,007,800
Restricted Funds	373,900	313,300
Federal Funds	806,800	770,300
Total	10,778,600	11,091,400

73. PUBLIC SERVICE COMMISSION

	1990-91	1991-92
General Fund	4,658,500	5,795,000
Restricted Funds	37,800	38,600
Federal Funds	120,000	120,000
Total	4,816,300	5,953,600

74. REGISTRY OF ELECTION FINANCE

	1990-91	1991-92
General Fund	3,681,100	3,759,400

75. DEPARTMENT OF FINANCIAL INSTITUTIONS

	1990-91	1991-92
Restricted Funds	5,367,700	5,619,800

Included in the restricted funds appropriation is $500,000 in each fiscal year which is to be transferred to General Fund surplus under the Fund Transfer Section of this Act.

76. DEPARTMENT OF INSURANCE

	1990-91	1991-92
Restricted Funds	6,508,600	6,806,800
Federal Funds	240,100	248,000
Total	6,748,700	7,054,800

Included in the restricted funds appropriation is $118,200 in fiscal year 1990-91 and $119,500 in fiscal year 1991-92 which is to be transferred to capital construction to cover the cost of the department's capital construction project. Included in the restricted funds appropriation is $1,000,000 each fiscal year which is to be transferred to the General Fund surplus under the Fund Transfer Section of this Act.

TOTAL - PUBLIC PROTECTION AND REGULATION CABINET

	1989-90	1990-91	1991-92
General Fund	104,800	33,171,100	35,784,700
Restricted Funds		40,486,900	40,275,000
Federal Funds		2,078,900	2,088,000
TOTAL	104,800	75,736,900	78,148,300

L. REVENUE

77. REVENUE CABINET

a. General Administration and Support

	1990-91	1991-92
General Fund	14,260,800	14,845,100
Restricted Funds		55,600
Total	14,260,800	14,900,700

b. Property Valuation Administrators

	1990-91	1991-92
General Fund	18,858,400	17,661,200
Restricted Funds	1,954,600	1,955,200
Total	20,813,000	19,616,400

Included in the above General Fund appropriation is $6,000,000 in fiscal year 1990-91 for the purpose of providing an Emergency Assessment Fund and to employ 50 permanent full time staff persons to address inequities in property assessments in the Commonwealth. Any balance at the end of fiscal year 1990-91 shall not lapse but shall be carried forward to fiscal year 1991-92. These funds are to be utilized for the Emergency Assessment Fund and fifty (50) permanent PVA staff and temporary staff. Any balance at the end of fiscal year 1990-91 shall not lapse, but shall be carried forward for completion of these programs.

c. Department of Tax Compliance

	1990-91	1991-92
General Fund	20,030,200	20,483,900
Restricted Funds	1,062,600	1,088,000
Federal Funds	177,000	177,000
Total	21,269,800	21,748,900

d. Department of Property Taxation

	1989-90	1990-91	1991-92
General Fund	1,102,200	5,291,100	5,386,300
Restricted Funds		231,500	235,200
Total	1,102,200	5,522,600	5,621,500

78. KENTUCKY WORKERS' COMPENSATION FUNDING COMMISSION

	1990-91	1991-92
Restricted Funds	110,309,600	118,860,900

TOTAL - REVENUE CABINET

	1989-90	1990-91	1991-92
General Fund	1,102,200	58,440,500	58,376,500
Restricted Funds		113,558,300	122,194,900
Federal Funds		177,000	177,000
TOTAL	1,102,200	172,175,800	180,748,400

M. TOURISM

79. OFFICE OF SECRETARY

	1990-91	1991-92
General Fund	770,000	799,100

80. BREAKS INTERSTATE PARK

	1990-91	1991-92
General Fund	200,000	200,000

For matching funds appropriated by the Commonwealth of Virginia relating to construction, maintenance, and operations at the Breaks Interstate Park. In accordance with the Breaks Interstate Compact this appropriation is contingent upon an appropriation by the Commonwealth of Virginia adequate to match this amount on an equal basis; provided, however, that appropriations to date shall be considered cumulatively, and any deficit in appropriations by this state may be removed.

81. DEPARTMENT OF TRAVEL DEVELOPMENT

	1990-91	1991-92
General Fund	6,662,500	7,284,300

82. DEPARTMENT OF PARKS

	1990-91	1991-92
General Fund	20,465,200	25,866,600
Restricted Funds	35,551,700	34,463,100
Total	56,016,900	60,329,700

Included in the General Fund appropriation is $1,555,500 in fiscal year 1990-91 and $3,471,300 in fiscal year 1991-92 for debt service for Projects 45, 48, 49, 50, and the projects identified in Part II.

83. KENTUCKY HORSE PARK

	1990-91	1991-92
General Fund	1,953,400	2,180,200
Restricted Funds	3,523,800	3,455,500
Total	5,477,200	5,635,700

Included in the General Fund appropriation is $1,343,000 in fiscal year 1990-91 and $1,395,000 in fiscal year 1991-92 for debt service for Project 29 and the projects identified in Part II.

84. STATE FAIR BOARD

	1990-91	1991-92
General Fund	7,967,300	8,009,300
Restricted Funds	17,077,200	17,586,800
Total	25,044,500	25,596,100

Included in the General Fund appropriation is $7,520,000 in fiscal year 1990-91 and $7,562,000 in fiscal year 1991-92 for debt service. Also included in the General Fund appropriation is $447,300 in each year of the biennium for the North American International Livestock Exposition.

85. FISH AND WILDILFE RESOURCES

	1990-91	1991-92
Restricted Funds	15,929,600	16,471,600

TOTAL-TOURISM CABINET

	1990-91	1991-92
General Fund	38,018,400	44,339,500
Restricted Funds	72,082,300	71,977,000
TOTAL	110,100,700	116,316,500

N. TRANSPORTATION

86. TRANSPORTATION CABINET

a. General Administration and Support

	1990-91	1991-92
General Fund	262,600	270,500
Restricted Funds	100,000	100,000
Road Fund	52,671,200	55,071,600
Total	53,033,800	55,442,100

The above restricted fund appropriations represent proceeds from the sale of surplus motor vehicles and equipment and shall be used exclusively for the purchase of replacement motor vehicles and equipment.

b. Air Transportation

	1990-91	1991-92
General Fund	3,179,700	2,831,900
Restricted Funds	50,000	50,000
Federal Funds	13,400	13,800
Total	3,243,100	2,895,700

c. Rail Transportation

	1990-91	1991-92
General Fund	77,000	80,000
Federal Funds	50,000	50,000
Total	127,000	130,000

d. Public Transportation

	1990-91	1991-92
General Fund	1,042,500	1,055,700
Restricted Funds	64,400	66,300
Federal Funds	2,575,000	2,652,000
Total	3,681,900	3,774,000

e. Vehicle Regulation

	1989-90	1990-91	1991-92
General Fund	380,000		
Restricted Funds	60,000	790,000	790,000
Federal Funds		2,067,700	2,167,100
Road Fund		18,720,600	19,267,400
Total	440,000	21,578,300	22,224,500

f. Highways

	1989-90	1990-91	1991-92
Restricted Funds		400,000	400,000
Federal Funds		209,883,800	201,588,600
Road Fund	20,000,000	417,014,900	416,915,000
Bond Funds		220,634,700	150,325,100
Total	20,000,000	847,933,400	769,228,700

The above restricted funds appropriations represent proceeds from the sale of surplus motor vehicles and equipment and shall be used exclusively for the purchase of replacement motor vehicles and equipment.

1. Included within the above Road Fund appropriation is $171,492,400 in fiscal year 1990-91 and $164,806,200 in fiscal year 1991-92 for state construction projects. Included within the state construction program is $23,000,000 in fiscal year 1990-91 and $23,000,000 in fiscal year 1991-92 for the Secretary's Discretionary fund. These moneys may be utilized by the Secretary of Transportation for emergencies, industrial access roads, needed additional state matching moneys, or other road projects, determined by the Secretary to be a priority project.

2. Included within the above Road Fund appropriation is $46,682,400 in fiscal year 1990-91 and $48,353,600 in fiscal year 1991-92 for state resurfacing projects.

3. Included within the above Road Fund appropriation is $248,600 in fiscal year 1990-91 to fund a study of highway needs. These moneys shall be transferred to the Legislative Research Commission, no later than July 15, 1990.

4. Included within the above Road Fund appropriation is $190,000 in fiscal year 1990-91 and $190,000 in fiscal year 1991-92 for the Kentucky Transportation Center.

Notwithstanding the provisions of KRS 138.660(4), in addition to those taxes imposed in KRS 138.660(1), (2) and (3); every motor carrier shall pay for every motor vehicle operated upon the public highways of this state with a combined licensed weight in excess of fifty-nine thousand nine hundred and ninety-nine (59,999) pounds an additional (1.15) cents per mile for the period ending on the last day of the last month in which the receipts from the tax imposed under the provisions of KRS 138.660(4) have reached a cumulative total of sixty-three million dollars ($63,000,000).

5. Included within the above Bond Fund appropriation is $50,852,700 in fiscal year 1990-91 and $1,197,100 in fiscal year 1991-92 for the Economic Development Road System.

6. Included within the above Bond Fund appropriation is $169,782,000 in fiscal year 1990-91 and $149,128,000 in fiscal year 1991-92 for the future bond projects.

g. Debt Service

	1990-91	1991-92
Road Fund	170,399,100	167,727,300

1. Included within the above Road Fund appropriation is $34,247,400 in fiscal year 1990-91 and $31,844,200 in fiscal year 1991-92 for toll road lease rental payments.

2. Included within the above Road Fund appropriation is $14,066,300 in fiscal year 1990-91 and $14,072,000 in fiscal year 1991-92 for debt service on general obligation highway bonds.

3. Included within the above Road Fund appropriation is $42,335,100 in fiscal year 1990-91 and $41,858,700 in fiscal year 1991-92 for Resource Recovery Road lease rental payments. It is the intent of the General Assembly that the secretary of transportation shall use Road Fund resources to meet the lease rental payments to the Kentucky Turnpike Authority for Resource Recovery Road projects in the amount certified by the Transportation Cabinet, pursuant to KRS 143.090. However, in the event that Road Fund resources are not sufficient to meet lease rental payments, the additional amount required to meet the obligation shall be transferred from the proceeds of the tax levied on the severance or processing of coal by KRS 143.020.

4. Included within the above Road Fund appropriation is $35,250,300 in fiscal year 1990-91 and $35,252,400 in fiscal year 1991-92 for Economic Development Road lease rental payments relating to existing Economic Development Road Bonds.

5. Included within the above Road Fund appropriation is $32,000,000 in fiscal year 1990-91 and $32,000,000 in fiscal year 1991-92 for Economic Development Road Lease Rental payments to support additional Economic Development Road lease rental payments to support additional Economic Development Road Bonds authorized by the General Assembly herein.

The General Assembly does hereby authorize the issuance of up to $300 million in Economic Development Road Bonds in the 1990-92 fiscal biennium for new construction projects specifically contained in the Transportation Cabinet's two year construction plan and four year pre-construction program.

6. Included within the above Road Fund appropriation is $12,500,000 in fiscal year 1990-91 and $12,700,000 in fiscal year 1991-92 for the Debt Payment Acceleration Fund Account.

h. Revenue Sharing

	1990-91	1991-92
Road Funds	175,801,600	177,757,600

1. Included within the above Road Fund appropriation is $66,392,400 in fiscal year 1990-91 and $67,124,400 in fiscal year 1991-92 for the County Road Aid program.

2. Included within the above Road Fund appropriation is $80,541,600 in fiscal year 1990-91 and $81,429,600 in fiscal year 1991-92 for the Rural Secondary program.

Notwithstanding the provisions of KRS 177.320, $600,000 in fiscal year 1990-91 and $600,000 in fiscal year 1991-92 is appropriated from the Rural Secondary Road Program's appropriation to create a funding program where local governments who engage in construction-related projects jointly shall be eligible to receive from this appropriation up to fifty percent of the costs incurred on approved projects.

3. Included within the above Road Fund appropriation is $27,935,600 in fiscal year 1990-91 and $28,243,600 in fiscal year 1991-92 for the Municipal Aid program.

Notwithstanding the provisions of KRS 177.320 and KRS 177.365, $106,600 is appropriated from the Rural Secondary Fund in fiscal year 1990-91, $87,800 is appropriated from the County Road Aid Program in fiscal year 1990-91, and $37,000 is appropriated from the Municipal Road Aid Program in fiscal year 1990-91, to fund a study of the Commonwealth's road needs. This study shall be directed by the Legislative Research Commission and the funds shall be transferred to the Legislative Research Commission no later than July 15, 1990.

4. Included within the above Road Fund appropriation is $927,000 in fiscal year 1990-91 and $955,000 in fiscal year 1991-92 for the Energy Recovery Road Fund.

It is the intent of the General Assembly that any unexpended balance remaining at the close of the 1989-90 fiscal year in the Snow and Ice Removal Reserve Fund, as re-established by the 1988 General Assembly, shall be appropriated in fiscal year 1990-91 for the same purpose. The appropriation to this reserve fund shall be deposited in an interest bearing account and all interest income shall accrue back to this reserve fund. No funds shall be expended from the Snow and Ice Removal Reserve Fund until the Transportation Cabinet's cumulative snow and ice removal expenditures, in any fiscal year of the 1990-92 biennium exceed $6,700,000. In the event that the provision is implemented, the Transportation Cabinet shall certify to the Interim Joint Committee on Appropriations and Revenue and the Transportation Committee the documented need and usage of this fund.

Any unexpended balance remaining in the Snow and Ice Removal Reserve Fund at the close of the 1990-91 fiscal year shall not lapse, but shall continue into fiscal year 1991-92.

TOTAL - TRANSPORTATION CABINET

	1989-90	1990-91	1991-92
General Fund	380,000	4,561,800	4,238,100
Restricted Funds	60,000	1,404,400	1,406,300
Federal Funds		214,589,900	206,471,500
Road Fund	20,000,000	834,607,400	836,738,900
Bond Fund		220,634,700	150,325,100
TOTAL	20,440,000	1,275,798,200	1,199,179,900

O. WORKFORCE DEVELOPMENT

87. OFFICE OF THE SECRETARY

	1990-91	1991-92
General Fund	300,000	308,600

It is the intent of the General Assembly that the secretary of the Cabinet for Workforce Development, upon his recommendation to the state budget director of the Governor's Office for Policy and Management and the Secretary of the Finance and Administration Cabinet, shall be permitted upon their approval to transfer from one budget unit within the cabinet to another budget unit within the cabinet amounts not to exceed ten percent (10%) of the annual General Fund appropriation of any other budget unit within the Cabinet for Workforce Development. Any transfers made under this provision shall be made pursuant to KRS 48.500 and shall be reported, in writing, to the Interim Joint Committee on Appropriations and Revenue.

88. CLIENT ASSISTANCE

	1990-91	1991-92
General Fund	27,900	33,800
Federal Funds	105,500	106,600
Total	133,400	140,400

89. DEPARTMENT FOR THE BLIND

	1989-90	1990-91	1991-92
General Fund	93,600	1,435,500	1,878,800
Restricted Funds	230,600	2,483,300	2,555,600
Federal Funds		5,551,800	5,693,800
Total	324,200	9,470,600	10,128,200

Included in the above General Fund appropriation is $337,300 in fiscal year 1991-92 for debt service for a Rehabilitation Center for the Blind.

90. KENTUCKY LITERACY COMMISSION

	1990-91	1991-92
General Fund	1,296,500	1,305,700
Federal Funds	271,100	488,800
Total	1,567,600	1,794,500

91. ADULT BASIC EDUCATION

	1990-91	1991-92
General Fund	3,083,100	3,454,600
Restricted Funds	81,500	83,900
Federal Funds	4,741,100	4,883,300
Total	7,905,700	8,421,800

92. ADULT VOCATIONAL-TECHNICAL EDUCATION

	1990-91	1991-92
General Fund	53,599,500	55,783,400
Restricted Funds	25,024,000	25,761,000
Federal Funds	23,077,100	23,772,000
Total	101,700,600	105,316,400

Included in the above General Fund appropriation is $790,400 in fiscal year 1990-91 and $1,349,400 in fiscal year 1991-92 for the establishment of assessment and placement centers. Also, included in the above appropriation is $3,000,000 in fiscal year 1990-91 for retooling and equipment upgrade. It is intended that the appropriation related to the equipment upgrade in the first year of the biennium shall continue into the second year for this purpose.

93. STATE BOARD FOR ADULT, VOCATIONAL EDUCATION AND VOCATIONAL REHABILITATION

	1990-91	1991-92
General Fund	41,000	42,000

94. VOCATIONAL REHABILITATION

	1990-91	1991-92
General Fund	6,280,200	6,520,600
Restricted Funds	1,316,300	1,355,800
Federal Funds	30,440,900	30,545,900
Total	38,037,400	38,422,300

95. INTERNAL ADMINISTRATION

	1990-91	1991-92
General Fund	9,741,300	11,266,600
Restricted Funds	41,200	60,000
Federal Funds	991,600	1,015,300
Total	10,774,100	12,341,900

Included in the above General Fund appropriation is debt service for the Bowling Green ATC in the amount of $214,600 in fiscal year 1990-91 and $214,600 in fiscal year 1991-92.

96. BOARD OF PROPRIETARY EDUCATION

	1990-91	1991-92
Restricted Funds	85,300	87,700

97. GOVERNOR'S COUNCIL ON VOCATIONAL EDUCATION

	1990-91	1991-92
Federal Funds	138,000	142,200

98. JOB TRAINING COORDINATING COUNCIL

	1990-91	1991-92
Federal Funds	150,000	154,500

99. KENTUCKY OCCUPATIONAL INFORMATION COORDINATIONS COMMITTEE

	1990-91	1991-92
Federal Funds	136,500	141,900

TOTAL - WORKFORCE DEVELOPMENT

	1989-90	1990-91	1991-92
General Fund	93,600	75,805,000	80,594,100
Restricted Funds	230,600	29,031,600	29,904,000
Federal Funds		65,603,600	66,944,300
TOTAL	324,200	170,440,200	177,442,400

SUBTOTAL - Executive Department of State Government

OPERATING BUDGET

	1989-90	1990-91	1991-92
General Fund	79,643,700	4,037,565,000	4,404,803,300
Restricted Funds	42,308,300	1,315,718,200	1,392,661,000
Federal Funds	56,347,900	2,280,091,900	2,433,834,700
Road Fund	20,000,000	834,607,400	836,738,900
Bond Funds		220,634,700	150,325,100
Subtotal	198,299,900	8,688,617,200	9,218,363,000

CAPITAL PROJECTS

	1989-90	1990-91	1991-92
General Fund	162,000	5,234,900	2,575,700
Road Fund		8,048,500	10,216,800
Subtotal	162,000	13,283,400	12,792,500

BUDGET RESERVE TRUST FUND

	1990-91	1991-92
General Fund	40,000,000	50,000,000

TOTAL-EXECUTIVE DEPARTMENT OF STATE GOVERNMENT

	1989-90	1990-91	1991-92
General Fund	79,805,700	4,082,799,900	4,457,379,000
Restricted Funds	42,308,300	1,315,718,200	1,392,661,000
Federal Funds	56,347,900	2,280,091,900	2,433,834,700
Road Fund	20,000,000	842,655,900	846,955,700
Bond Funds		220,634,700	150,325,100
TOTAL	198,461,900	8,741,900,600	9,281,155,500

The above capital projects are directly funded in Part II of this Act. The above Budget Reserve Trust Fund is directly funded in Part III of this Act.

PART II

CAPITAL PROJECTS BUDGET

Moneys in the Capital Construction Fund are appropriated for the following capital projects. Items listed without appropriated amounts are previously authorized for which no additional amount is required. These items are listed in order to continue their current authorization into the 1990-92 biennium:

A. CORRECTIONS

Budget Unit	1990-91	1991-92
1. Kentucky State Reformatory - Construction of New Dormitory 14/Demolition of Dormitory 7		
Bond Fund		3,246,500
Bond Fund	356,700	143,300
Total	356,700	3,389,800
2. Construction of a New 550 Bed Medium Security Institution for Men		
Bond Fund	30,000,000	
3. Kentucky State Penitentiary -- Condensate Return Repair and Replacement		
Bond Fund	432,600	
4. Kentucky Correctional Institute for Women -- Sewage Treatment Plant Expansion		
Bond Fund	252,200	
5. Blackburn Correctional Complex - New Sewage Treatment Plant		
Bond Fund	427,500	
6. Northpoint Training Center - New Water Plant		
Bond Fund	1,384,100	
7. Luther Luckett Correctional Complex -- New 40-Bed Segregation Unit		
Bond Fund	2,133,900	
8. Underground Storage Tank Leak Detection System		
Capital Construction Surplus Fund	499,200	
9. Kentucky State Reformatory -- Sewage Treatment Plant Expansion		
Bond Fund	1,113,400	

10. Northpoint Training Center - Completion of Vocational Education Building		
Capital Construction Surplus Fund	95,000	
11. Kentucky Correctional Institute for Women - New Dining Room/Kitchen Complex		
Bond Fund	204,700	1,176,100
12. Western Kentucky Farm Center - Natural Gas Pipeline		
Bond Fund	312,200	
13. Kentucky Correctional Institute for Women - New 40-Bed Segregation Unit		
Bond Funds		197,000
14. Kentucky Correctional Institute for Women - New Medium Security Dormitory		
Bond Fund	273,000	3,007,600
15. Eastern Kentucky Correctional Complex - Raw Water Line		
Bond Funds	2,500,000	
16. Miscellaneous Maintenance		
Investment Income	750,000	750,000

B. ECONOMIC DEVELOPMENT

Budget Unit	1990-91	1991-92
1. Community Economic Development Projects		
Bond Fund	70,300,000	20,700,000

Included in the above appropriation are the following projects:

Louisville Standiford Field Airport Expansion, $50,000,000; Lexington World Trade/Cultural Center, $18,500,000; Bowling Green Civic/Convention Center, $4,000,000; Western Kentucky University Institute for Economic Development, $3,500,000; Paducah Downtown Development, $5,000,000; Murray Civic Center, $10,000,000.

Budget Unit	1990-91	1991-92
2. Economic Development Projects		
a. Economic Development Bond Pool		
Bond Fund	24,575,000	10,000,000
b. Old Bardstown Village		
Bond Fund	200,000	400,000
c. Martin's Fork Lake, Harlan County		
Bond Fund	350,000	
d. American Museum of Caves and Karstlands, Hart County		
Bond Fund	173,800	
e. Minerals Museum, Crittenden County		
Bond Fund	50,000	
f. Community Center, Woodford County		
Bond Fund	500,000	2,000,000
g. Parking Garage, Madison County		
Bond Fund		650,000

h. Benham Theatre Building and Exhibition Mine, Harlan County		—
Bond Fund	765,000	
i. Covington City Center, Kenton County		
Bond Fund	150,000	2,850,000
j. Floodwall Cut-Through, Campbell County		
Bond Fund	550,000	
k. National River Industry Museum, McCracken County		
Bond Fund	50,000	
l. Kentucky River Park Projects		
Bond Fund	1,000,000	
m. Owensboro Parking Garage, Daviess County		
Bond Fund	500,000	3,000,000
n. Meade County Rip-Rap Project		
Bond Fund	50,000	
o. Kentucky Railway Museum at New Haven, Nelson County		
Bond Fund	100,000	
p. Kentucky Central Railway, Inc. - Paris, Bourbon County		
Bond Fund	100,000	

3. Ashland Riverfront Project

Notwithstanding KRS 152.052(6) the amounts shown above reflect project amounts.

C. EDUCATION AND HUMANITIES

Budget Unit	1990-91	1991-92
1. Department of Education		
a. Kentucky School for the Blind - New Dormitory		
Bond Fund	2,915,100	
b. Miscellaneous Maintenance Pool		
Investment Income	150,000	165,000
c. Optical Disk Storage System		
General Fund	250,000	
Federal Funds	250,000	
Total	500,000	
d. Steamline Replacement-Kentucky School for the Deaf		
Investment Income		254,800
e. Copier-Department of Education		
Restricted Funds	79,900	

f. Copier-Department of Education		
Restricted Funds		87,900
2. Kentucky Educational Television		
a. Interactive Equipment		
(1989-90 - Bond Fund, $1,048,000-Restricted Funds $1,048,000)		
b. Star Channels Completion		
General	13,695,600	
Restricted Funds	2,552,000	
Total	16,247,600	
3. Kentucky Historical Society		
a. Design/Planning Site acquisition/preparation for an Artifact Display and Storage Structure		
Bond Fund	2,000,000	
4. School Facilities Construction Commission		
Bond Funds	50,000,000	75,000,000

D. FINANCE AND ADMINISTRATION

Budget Unit	1990-91	1991-92
1. Department for Facilities Management		
a. Emergency Repair, Maintenance and Replacement Fund		
Investment Income	1,500,000	2,050,000
b. Capital Construction and Equipment Purchase Contingency Fund		
Investment Income	1,500,000	500,000
c. Miscellaneous Projects		
Investment Income	500,000	500,000
d. Centralized Laboratory		
Bond Fund	41,000,000	
e. Elevator Upgrade - New State Office Building		
Bond Fund	540,000	
f. Digital Transmission Communications Equipment		
Restricted Funds	1,000,000	1,200,000
g. Property Acquisition		
Bond Fund	575,000	
h. Central Stores Building		
Restricted Funds	1,696,500	2,047,500
i. Capital Plaza - Roof Repairs		
Bond Fund	1,900,000	

j. Old Capitol and Old Capitol Annex - Repairs and Restoration		
Investment Income	300,000	
k. Berry Hill Renovations		
Bond Fund	500,000	
l. Frankfort Flood Wall		
Bond Fund	2,400,000	
m. Capitol and Grounds Renovation		
General Fund	400,000	
n. Council of State Government Building		
Bond Fund	5,000,000	
2. Department for Administration		
a. Computer Equipment		
Bond Fund	100,000	
3. Department of Information Systems		

For the major equipment purchases displayed in this section as restricted funds supported projects, it is anticipated that these funds shall be transferred from the operating budget funds at such time as funds are available and needed.

a. Processor Complex (CPU) Upgrade		
Restricted Funds	1,646,500	
b. Processor Upgrade/Expand Storage		
Restricted Funds	726,300	
c. New Processor		
Restricted Fundsq		10,181,800
d. 3 Disk Cache Control/Buffer Upgrade @ $222,900 each		
Restricted Funds	445,800	222,900
e. 5 Disk Drives @ $281,900 each		
Restricted Funds	845,700	563,800
f. 9 Disk Drives @ $335,600 each		
Restricted Funds	1,342,400	1,678,000
g. Cache Disk Controller		
Restricted Funds	295,100	
h. Cache Disk Controller		
Restricted Funds		455,200
i. Telecommunications Controller		
Restricted Funds		365,400
j. Tape Library System		
Restricted Funds	917,000	

k. 3 Tape Library Systems @ $365,100 each		
Restricted Funds	730,200	365,100
l. Micrographics Replacement		
Restricted Funds		306,000
m. Geographical Information Systems Processor		
Restricted Funds	100,000	
n. Videotext Upgrade		
Restricted Funds	491,900	
o. Optical Disk Based Image Server		
Restricted Funds	816,900	
p. High Speed Printer 2 @ $194,900 each		
Restricted Funds	389,800	
q. Distributed Processor		
Restricted Funds	2,133,500	
4. General Administration		
a. Kentucky Infrastructure Authority		
Bond Fund	20,000,000	

E. GOVERNMENT OPERATIONS

Budget Unit	1990-91	1991-92
1. Department of Agriculture		
a. Chemical Spraying Airplane		
General Fund	158,500	
b. Livestock Scale Testing Trucks		
Investment Income	113,000	113,000
2. Department of Military Affairs		
a. Major Maintenance and Repairs		
Investment Income	900,000	900,000
Federal Fund	312,100	131,500
Total	1,212,100	1,031,500
b. Helicopter Repair/Replacement Components		
Investment Income	174,300	175,000
c. Veterans Nursing Home		
General Fund	900,000	
Bond Fund	100,000	
Total	1,000,000	

d. Brandenburg Armory		
General Fund	396,400	
Federal Fund	430,500	
Total	826,900	
e. Benton Armory		
General Fund		690,300
Federal Fund		1,663,700
Total		2,354,000
f. Shelbyville Co. C 3rd Bn 123d Armor		
($385,400 General Fund; $430,500 Federal Funds)		
3. Secretary of State		
a. Computer Upgrade		
Investment Income	48,900	48,900
4. Treasury		
a. Computer Expansion		
Capital Construction Surplus Fund	288,800	
b. Item Remittance Processing Equipment		
Investment Income	52,100	54,100
5. State Board of Elections		
a. Computer Upgrade		
Investment Income	41,000	41,000
6. Law		
a. Computer Equipment		
Investment Income	139,400	131,900
7. Kentucky Center for the Arts		
a. New Soft Goods (Stage Curtains)		
Capital Construction Surplus Fund	150,000	
b. Fly System Locks		
Capital Construction Surplus Fund	55,000	
c. Recarpet Balcony and Grand Tier		
Capital Construction Surplus Fund	100,000	
d. Whitney Hall Sound System		
Restricted Funds		300,000
e. Orchestra Shell Restoration		
Restricted Funds		175,000

8. Boards and Commissions		
a. Board of Nursing Computer System		
Restricted Funds	114,700	100,900
9. Kentucky Retirement Systems		
Restricted Funds	280,700	80,800
10. Department of Personnel		
a. AS/400 Computer		
Federal Funds	24,800	24,800

F. HIGHER EDUCATION

Budget Unit	1990-91	1991-92

For the major equipment purchases and capital construction projects displayed in this section as restricted funds supported projects, it is anticipated that the funds shall be transferred from the operating budget funds of each university at such time as funds are available and needed. The total project costs shown do not reflect additions to the operating budget appropriations.

1. Kentucky Higher Education Assistance Authority		
a. Mid-Range Computing System		
Restricted Funds	250,000	
2. Eastern Kentucky University		
a. Gibson Building Fire/Life Safety		
Bond Fund	1,381,000	
b. Fire/Life Safety, Educational and General Buildings		
Bond Fund	1,440,000	
c. Roark Building Renovation		
Bond Fund	4,627,000*	
d. Library Automation		
Restricted Funds	1,300,000	
e. Fire Science Building		
Restricted Funds		3,204,000
f. Fire/Life Safety - Auxiliary Services		
Bond Fund (debt service supported by restricted funds)	3,395,000	
g. Minor Projects		
Restricted Funds	4,000,000	3,000,000
h. Property Acquisitions		
Restricted Funds		
i. University Building Improvements		
j. Parking Garage		
Bond Fund (debt service supported by Restricted Funds)	7,200,000	

k. Library Expansion		
Bond Fund	11,700,000*	
l. Law Enforcement Training Center		
Bond Fund (debt service supported by Restricted Funds)	11,500,000	

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

3. Kentucky State University

a. Hathaway Hall Masonry Repairs		
General Fund	275,000	
b. Cooperative Extension Program Facility		
Federal Funds		
c. Kain Ford Property		
Restricted Funds	908,000	
d. Health and Physical Education Building		
Bond Fund	11,378,000*	

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

4. Morehead State University

a. Utility/Electrical Distribution Tunnel - Phase II		
Bond Fund (1989-90—$5,898,000)		
b. Fire and Life Safety Projects		
Bond Fund	506,000	
c. Asbestos Abatement		
Bond Fund	600,000	
d. Lappin Hall Renovation		
Bond Fund	5,000,000*	
e. HVAC Repairs/Replacements		
Restricted Funds		
f. Heating Plant Improvements		
Restricted Funds		616,000
g. Roof Repairs/Replacements		
Restricted Funds		
h. Housing System Improvements		
Bond Fund (debt service supported by restricted funds)	6,699,000	
i. Handicapped Access		
Restricted Funds		

j. Warehouse Storage Facility		
Restricted Funds		
k. Land Acquisition		
Restricted Funds	375,000	375,000
l. Wetherby Gym Renovation		
Restricted Funds		
m. Boiler Conversion/Wood Waste		
Restricted Funds		1,800,000
n. Button Auditorium Exterior Repair		
Restricted Funds	30,000	
o. Student Housing System Improvements		
Bond Fund (debt service supported by Restricted Funds)	8,000,000	
p. Equipment		
Bond Fund	2,000,000*	

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

5. Murray State University

a. Educational and General Buildings Sprinkler Systems		
Bond Fund	608,000	
b. PCB Removal		
Bond Fund	135,000	
c. Hazardous Waste Material Storage Building		
Bond Fund	85,000	
d. Underground Steam/Condensate Lines Replacement		
Bond Fund	500,000*	
e. Breathitt Veterinary Center HVAC Replacement		
Restricted Funds		275,000
f. Old Fine Arts Renovation		
Bond Fund	3,500,000*	
g. Dorm Sprinkler Systems		
Bond Fund (debt service supported by agency funds)	1,057,000	
h. Asbestos/Elizabeth/Hester Hall		
Bond Fund (debt service supported by agency funds)	940,000	
i. Exposition Center Roof Replacement		
Restricted Funds	210,000	
j. Alumni House		
Restricted Funds	1,000,000	

k. Miscellaneous Campus Projects		
Restricted Funds	441,000	441,000
l. Miscellaneous Housing Projects		
Restricted Funds	351,000	355,000
m. BSA Museum Renovation, Phase III		
Restricted Funds		
n. Stewart Stadium Track Resurface		
Restricted Funds	300,000	
o. Winslow Cafeteria Renovation		
Restricted Funds	248,000	
p. Stewart Stadium Artificial Turf Replacement		
Restricted Funds		750,000
q. Murray State University/Paducah Community College Telelearn Network		
Restricted Funds		450,000
r. Art Laboratory		
Restricted Funds		

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

6. Northern Kentucky University

a. Science Building HVAC Replacement		
Restricted Funds	322,000	
b. Facade Waterproofing		
Restricted Funds	250,000	
c. Residence Halls		
Bond Fund (debt service supported by Restricted Funds)	17,000,000	
d. Science Building Roof Replacement		
Restricted Funds	17,000	
e. Campus Entrance Improvement Project		
Restricted Funds	100,000	
f. Baseball Field Completion		
Restricted Funds		
g. Interfaith Center		
Restricted Funds	250,000	
h. Communications Network		
Restricted Funds		
i. Fine Arts Completion		
Bond Fund		

j. Property Acquisition		
Restricted Funds	289,000	
k. Campus Lighting		
Restricted Funds	300,000	300,000
l. Elevator Safety Repairs		
Restricted Funds	201,000	200,000
m. Regents Hall Renovation/Addition		
Restricted Funds	50,000	500,000
n. Softball Field		
Restricted Funds	550,000	
7. University of Kentucky - Main Campus		
a. Medical Center Fire Sprinkler		
Bond Fund	1,000,000	
b. Anderson Tower Sprinklers		
Bond Fund	298,000	
c. Funkhouser Fire Sprinklers		
Bond Fund	322,000	
d. Agricultural Science #2 Fire Sprinklers		
Bond Fund	470,000	
e. Safety Deficiencies/Environmental Problems		
Bond Fund	12,475,000	
f. Chemistry/Physics Building		
Bond Fund	2,000,000*	
g. Cooling Plants Repair/Replacement - Phase I and II		
Phase I		
Restricted Funds	7,750,000	
Phase II		
Bond Fund	6,000,000*	
h. Chilled Water Line Expansion - South Campus		
Restricted Funds		2,900,000
i. Civil Engineering Building		
Bond Fund	11,650,000*	
Restricted Funds	4,000,000	
Total	15,650,000	

The scope of this facility is dependent upon the generation of private funds, up to $4,000,000. The total cost of the facility is not to exceed $15,650,000.

j. King Library Micro Lab		
Restricted Funds	780,000	
k. Asbestos Abatement		
Restricted Funds	500,000	500,000
l. Facility Management System Expansion		
Restricted Funds	500,000	
m. Porter Building Demolition		
Restricted Funds	500,000	
n. College of Medicine Office Building		
Restricted Funds	10,000,000	
o. Legal Regulatory Upgrade - Animal Facility		
Restricted Funds	200,000	
p. PCB Abatement		
Restricted Funds	250,000	250,000
q. Animal Care Facility - Spindletop		
Restricted Funds	700,000	
r. Radon Abatement		
Restricted Funds	500,000	500,000
s. Electronic Access Control System		
Restricted Funds	200,000	
t. Storage Tanks		
Restricted Funds	500,000	1,000,000
u. Pediatrics 4th Floor Clinic		
Restricted Funds	350,000	
v. Second Floor Clinic Waiting Area		
Restricted Funds	200,000	
w. Land Acquisition		
Restricted Funds	500,000	500,000
x. MRISC Building Shelled Space Fit-up		
Restricted Funds	1,800,000	
y. Residence Halls Renovation		
Restricted Funds	2,866,000	
z. Fraternity and Sorority Renovation		
Bond Fund (debt service supported by restricted funds)	3,000,000	
aa. Dental Clinics Renovation, Phase I and II		
Restricted Funds	657,000	657,000

bb. Slone Building Renovation		
Restricted Funds	2,200,000	
cc. Miller Hall Demolition		
Restricted Funds		500,000
dd. Kastle Hall Renovation		
Restricted Funds	2,830,000	
ee. Renovate Vacated Agriculture Buildings		
Restricted Funds	680,000	
ff. Scovell Hall Renovation		
Restricted Funds	2,250,000	
gg. Memorial Coliseum Fire Safety		
Restricted Funds	248,000	
hh. Energy Conservation		
Restricted Funds	400,000	
ii. Roof Replacements		
Restricted Funds	1,608,000	1,608,000
jj. McVey Renovation		
Restricted Funds	2,750,000	
kk. Critical Research-Related Renovation		
Restricted Funds	690,000	
ll. Pence Hall Addition		
Restricted Funds	1,600,000	
mm. Electrical 4KV to 12KV Conversion		
Restricted Funds		1,500,000
nn. Electrical Substation #1 Switching		
Restricted Funds		500,000
oo. Plaza Orthopedics Renovation		
Restricted Funds	750,000	
pp. Annex 4 Family Practice		
Restricted Funds	1,250,000	
qq. Plaza General Medicine		
Restricted Funds	600,000	
rr. Funkhouser Tower Fire Safety		
Restricted Funds	960,000	
ss. Pharmacy Incubation Building (CPST)		
Bond Fund (debt service supported by restricted funds)	4,200,000	

tt. Reynolds Warehouse #1		
Restricted Funds		550,000
uu. Annex 4 Rehabilitation Medicine		
Restricted Funds		750,000
vv. Child/Family Science Building		
Restricted Funds		8,300,000
ww. Pence Hall Renovation		
Restricted Funds		1,775,000
xx. Biomedical - Wenner Gren		
Restricted Funds		1,550,000
yy. Energy Lab, Phase II		
Restricted Funds		235,000
zz. Steam Lines Expansion, Rose Street		
Restricted Funds		
aaa. Agriculture Plant Science Building		
Restricted Funds		
bbb. Morgue Renovation		
Restricted Funds		
ccc. Horticulture Field Lab		
Restricted Funds	400,000	
ddd. Placement Services Building		
Restricted Funds		
eee. Veterinary Science Clinical Facility		
Restricted Funds	985,000	
fff. Pesticide Storage/Preparation Building - Fayette County		
Restricted Funds	40,000	
ggg. Pesticide Storage/Preparation Building - Caldwell County		
Restricted Funds	40,000	
hhh. Agricultural Plant Growth Chamber		
Restricted Funds	100,000	
iii. Environmentally Controlled Greenhouse		
Restricted Funds	100,000	
jjj. Parking Structure		
Bond Fund (debt service supported by Restricted Funds)	6,000,000	
kkk. Parking Structure #4		
Bond Fund (debt service supported by Restricted Funds)	3,750,000	

lll. Land Acquisition	
Bond Fund	12,500,000*
mmm. Medical Research Expansion Space	
Bond Fund	14,000,000*
Restricted Funds	5,500,000
Total	19,500,000

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

8. University of Kentucky - Hospital

a. Business Services Building	
Restricted Funds	2,500,000
b. Hospital Garage Expansion	
Restricted Funds	2,000,000
c. Hospital Shelled-up Space Fit-up	
Restricted Funds	10,800,000
d. Day Hospitalization Facility	
Restricted Funds	2,500,000
e. Planning - Expanded Patient Care	
Restricted Funds	2,000,000
f. Implement Land Acquisition Plan	
Restricted Funds	3,000,000
g. Fire Suppression	
Restricted Funds	1,500,000
h. Retrofit/Expand Pneumatic Tube System	
Restricted Funds	750,000
i. Support Services 1st Floor	
Restricted Funds	1,000,000
j. Ambulatory Surgery Upgrade	
Restricted Funds	2,000,000
k. Nursing Unit Modification I	
Restricted Funds	500,000
l. Diagnostic Services Upgrade I	
Restricted Funds	500,000
m. Diagnostic Services III	
Restricted Funds	600,000
n. Nursing Unit Modification III	
Restricted Funds	450,000

o. Hospital Auditorium		
Restricted Funds	340,000	
p. Upgrade Fire Alarm System		
Restricted Funds	500,000	
q. Guest Facility		
Restricted Funds		2,500,000
r. Markey 4th Floor		
Restricted Funds		3,000,000
s. Bridge Modification		
Restricted Funds		300,000
t. Record Storage Building		
Restricted Funds		500,000
u. MRISC Program Office Space		
Restricted Funds		780,000
v. Pollution Control Devices		
Restricted Funds		500,000
w. Diagnostic Services Renovation II		
Restricted Funds		500,000
x. Primary Power Upgrade		
Restricted Funds		300,000
y. Nursing Unit Modification II		
Restricted Funds		500,000
z. Data Processing Expansion, Basement		
Restricted Funds		360,000
aa. Diagnostic Services Renovation IV		
Restricted Funds		680,000
bb. Emergency Generator		
Restricted Funds		400,000
cc. Medical Research Building - Planning		
Restricted Funds		
9. University of Kentucky - Community College System		
a. Madisonville Community College		
Bond Fund	2,500,000**	
b. Henderson Community College Academic-Technical Building		
Bond Fund	4,000,000**	

c. Owensboro Community College Campus Completion		
Bond Fund	4,500,000*	
d. Henderson Community College Auditorium/Fine Arts Building		
Bond Fund	6,000,000*	
e. Paducah Community College - Renovate Labs		
Restricted Funds	250,000	
f. Hopkinsville Community College		
Restricted Funds	250,000	
g. Jefferson Community College		
Restricted Funds	450,000	
h. Ashland Community College - Academic Space		
Restricted Funds		250,000
i. Madisonville Community College Academic Learning Resource Center		
Bond Fund	3,100,000*	
j. Maysville Community College Student Center		
Bond Fund	4,000,000*	
k. Southeast Community College Appalachian Center/Fine Arts Building		
Bond Fund	5,000,000*	

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

10. University of Louisville

a. Hazardous Waste Building		
Bond Fund	1,221,000	
b. Renovation of "C" Building		
Restricted Funds	1,846,000	
c. Kentucky Lions Eye Research Institute		
Restricted Funds		
d. Academic Building		
Bond Fund	15,000,000*	
e. Land Acquisition		
Restricted Funds		3,200,000
f. Old Student Center Renovation		
Restricted Funds	4,200,000	
g. Carmichael Building		
Restricted Funds	2,300,000	
h. Medical Research Tower Sprinkler		
Restricted Funds	425,000	

i. Medical/Dental Research #51 Sprinkler		
Restricted Funds	277,000	
j. Sculpture Building		
Restricted Funds	529,000	
k. Medical/Dental Research Building		
Restricted Funds	375,000	200,000
l. HPER Recreational Complex, Phase I		
Restricted Funds		14,395,000
m. National Institute of Corrections		
Federal Fund	14,251,000	
n. "G" Building Demolition		
Restricted Funds	1,331,000	
o. "K" Building Renovation		
Restricted Funds	5,284,000	
p. Reynolds Building Renovation		
Restricted Funds	3,137,000	
q. Medical Office Building		
Restricted Funds		11,940,000
r. Parking Deck (Belknap)		
Bond Fund (debt service supported by Restricted Funds)	8,300,000	
s. Parking Deck-Health Science Center		
Bond Fund (debt service supported by Restricted Funds)	6,268,000	
11. Western Kentucky University		
a. Life Safety Improvements		
Bond Fund	246,000	
b. Asbestos Abatement		
Bond Fund	1,425,000	
c. Coal Boilers #1 and #2		
Bond Fund	1,600,000*	
d. Page Hall Renovation		
Restricted Funds	476,000	
e. Chillers/Cooling Towers		
Bond Fund	235,000*	
f. Utility Distribution System		
Bond Fund	374,000*	
g. Mechanical Systems		
Restricted Funds	345,000	

h. Remodel/Renovate Various Buildings		
Restricted Funds	315,000	315,000
i. Brown Agriculture Exposition Center		
General Fund		250,000
Restricted Funds		100,000
Total		350,000
j. Intramural Facility		
Restricted Funds		350,000
k. Dairy Barn		
Restricted Funds		500,000
l. Jones-Jaggers		
Restricted Funds		200,000
m. Shopping Center Acquisition		
Restricted Funds (1989-90, $62,000)	144,000	144,000
n. New Residence Halls		
Bond Fund		
o. Residence Hall Improvements		
Bond Fund		
p. Student Health/Activities Center		
Bond Fund		
q. Potter Hall Renovation		
Bond Fund	3,500,000*	

*Project authorization in first year but bond sale not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.

EQUIPMENT LISTING

12. Eastern Kentucky University

Funding for the following Eastern Kentucky University equipment purchases will be from restricted funds.

a. Library Automation	1,300,000	
b. Connectivity	1,471,300	
c. Academic Computer	20,000	
d. Computer On-Line Query System	100,000	
e. Administrative Computing Upgrade	350,000	
f. Computer Database Software	110,000	
g. Laser Graphic Projector	80,000	
h. Refuse Packer with Cab/Chassis	65,000	
i. Local Area Network	175,000	200,000

j. PBX Switch	920,000	920,000
k. Transmitter - WEKU FM		
l. X-Ray Fluorescence Unit	5,000	
m. Fourier Transform Nuclear Magnetic Resonance Spectrometer		126,000
n. Carbon Dioxide Laser	94,000	
o. Accounting and Payroll System Upgrade		250,000

13. Morehead State University

Funding for the following Morehead State University equipment purchases will be from restricted funds.

a. Microcomputers/LANS	283,000	
b. Ultracentrifuges with Accessories	50,000	
c. Diod Array/Liquid Chromatography Detectors	50,000	
d. Computerized Numerical Control Lathe	9,000	
e. CAD/CAM Upgrade of Software		3,500
f. Upgrade Organic Chemistry Sample Prep Equipment		50,000
g. Gas Chromatograph/Mass Spectrometer		10,500
h. Scanning Electron Microscope		10,000
i. Microprocessor Instructional Training Equipment		55,000
j. Microscope Upgrade (Science Labs)		32,800
k. Materials Testing Units	80,000	
l. Fourier Transform Infrared Spectofluromeeter	50,000	
m. Microcomputer Upgrades	232,000	
n. Instructional Stations Business and Economics	50,000	
o. Liquid Scintillation Count	50,000	
p. Mass Spectrometers	60,000	
q. Concert Grand Piano	20,000	
r. Induc Coupled Plasma Atomic Emission Spectrophotometer	50,000	
s. Electronic Organ		
t. Academic Computer System Upgrade	200,000	
u. Electronic/Recording Lab	15,000	
v. Artistic Design Laboratory	60,000	
w. Video/Communication System	60,900	
x. Image Search LAN	95,000	
y. TV Production Studio	150,000	
z. TV Production Satellite Uplink	298,000	
aa. Communication Network Controller/Server	300,000	
bb. Growth Chambers	80,000	

cc. Limnology Research Vessel	65,000	
dd. Desktop Publishing Laboratory	63,000	
ee. Walk-In Incubators	70,000	
ff. Biological Cabinets	54,000	
gg. Glassware Washer	60,000	
hh. Campus Telecommunication/Data Networking Project (1989-90, $92,000)	550,000	550,000
ii. Administrative Computer Equipment	200,000	
jj. Two Color Printing Press	180,000	
kk. Bulldozer/Loader	30,000	
ll. WMKY Antenna Upgrade	61,900	

14. Murray State University

Funding for the following Murray State University equipment purchases will be from restricted funds.

a. Upgrade Campus Telephone System	964,000	
b. Integrated On-line Library	26,000	
c. Computer Aided Design Lab		
d. Flexible Manufacturing System		
e. Update Mainframe Control Image Processor	75,000	
f. Numerical Control Inject Molding System		
g. Numeric Control Router System		
h. Micro Computer Lab		
i. Refuse Collection Truck		90,000
j. Electron Microscope		175,000
k. Gas Chromatograph/Mass Spectrometer	60,000	
l. High Pressure Liquid Chromatograph	5,000	
m. Space Saver Mobile Storage System		
n. Coulter Cell Counter		75,000
o. Automated Micro-Bio System		55,000

15. Northern Kentucky University

Funding for the following Northern Kentucky University equipment purchases will be from restricted funds.

a. Direct Access Storage Device	128,000	
b. New Bus	225,000	
c. Mainframe Upgrade	197,000	197,000
d. Color Computer Graphics System	59,000	
e. Art Typesetting System	60,000	
f. Laser Printer		150,000

g. Minicomputer Upgrade	105,000	105,000
h. Minicomputer Front End Processor		
i. Touch-Tone Data Entry		
j. Nuclear Magnetic Resonance Spectrometer	8,000	
k. Mainframe Computer	181,900	181,900

16. University of Kentucky - Main Campus

Funding for the following University of Kentucky equipment purchases will be from restricted funds, except as noted.

- Expansion of Telephone Switch		
- Computerized Vestibular System	88,000	
- Advanced Graphics Workstation	100,000	100,000
- Disk Drive Capacity	88,000	88,000
- Spectrometer		
Federal Fund	61,000	
Restricted Funds	29,000	
Total	90,000	
- Image Processing/TAAC Board Upgrade	71,400	
- Data Communications Equipment - Upgrade to 3745 Front-End	250,000	
- Robot Handling System	165,000	
- Mass Spectrometer (Federal Funds)	400,000	
- Instrumentation Modules	68,000	68,000
- 3090 Central Storage		
- Computer System	101,000	
- Cesium Unit	120,000	
- Electrostatic Color Printer/Plotter (Federal Funds)	75,000	
- Data Storage System - Sequent Upgrade	60,000	
- High Pressure Liquid Chromatograph (Federal Funds)	55,000	
- PC Ethernet		
- Fermentor		
Federal Funds	250,000	
Restricted Funds	110,000	
Total	360,000	
- Coordinated Measuring Machine	110,000	
- Auto After-Loader	168,300	
- Computerized Editing Equipment	135,000	
- DNA Sequencing Unit (Federal Funds)	104,000	

- Upgrade Research Computer	5,000,000	
- File Server	50,000	50,000
- Microscopic Imaging Process	100,000	
- Blood Chemistry, Electrolyte, and Hematology System	109,200	
- Laser	110,000	
- Ultracentrifuge and Rotors	54,700	
- Computer	121,000	
- Flexible Assembly Line	330,000	
- Networking and Communications	235,000	
- Laser Cutting System	495,000	
- Minicomputer	650,000	
- Harris HCS-7 Upgrade	125,000	
- Thermospray (Federal Funds)	140,700	
- Vision System	53,000	
- Benchtop with Extended Mass Range (Federal Funds)	50,000	
- Stable Isotope Mass Spectrometer	123,100	
- CAD/CAM	173,000	
- Materials Handling System	132,000	
- Mobile Dental Clinic	196,000	
- Plotter for Harris HCX-7		
- Tomograph	68,200	
- Crane/Vehicle Mount 100′	121,000	
- Gas Chromatography and Nitrogen Phosporus Detector	55,800	
- Materials Preparation Equipment	185,000	
- Whole Body Compositions Analyzer (TOBEC)	135,700	
- Water Jet Machining System (Federal Funds)	220,000	
- Automated Hematology System, Coulter Jr.	84,500	
- High Resolution Upgrade for FTIR	150,000	
- Ultracentrifuge	55,000	
- Dual Oven Capillary Gas Chromatograph	65,000	
- Mass Spectrophotometer	65,800	
- Microprojectile Gun	52,000	
- Smart Lecturn	99,000	
- Laser Print Server	66,000	
- Ultracentrifuge	55,000	
- Instructional Lab Upgrade	303,000	

- Betascope Blot Analyzer	59,000	
- Grinding Center (Federal Funds)	165,000	
- Inspection System	137,500	
- Field Emission Gun for STEM		
- High Temperature Optical Microscope		
- Micronizer/Pulverizer	65,000	
- Advanced Coal Combuster	140,000	
- Super Minicomputer	330,000	
- High Speed Video Recorder with Peripherals		
- Industrial Robot	55,000	
- Digital Keyboard Lab	75,000	
- Digital Electronic Imaging Lab	90,000	
- Rotor Test Facility		
- Laser Doppler Velocimeter	90,000	
- Instrumentation and Control Center (Federal Funds)	70,000	
- Circuit Board Test System		220,000
- Scanning Microscope (Federal Funds)		69,000
- High Volume Copier		70,000
- Cell Controller		88,000
- Patient Information System		50,000
- Upgrade Library Computer		1,000,000
- CAE System		330,000
- Computerized Teaching File		60,000
- Computer Controlled Machining Center		195,800
- Mail Sorting Equipment		50,000
- Phase Doppler Particle Analyzer		85,000
- Computer (Federal Funds)		150,000
- Electron Spin Resonance Spectrometer		232,000
- Photo Light Microscope		50,500
- ISO Station B - 200		66,300
- Surface Area/Pore Volume Analyzer		53,000
- Flexible Manufacturing System		302,500
- Diagnostic Imaging Physics Training System		60,800
- Minicomputer		257,500
- NDT-NDE Inspection System		605,000
- Metabolic Cart with Canopy		55,000

- Large Format, Color Scanner (Federal Funds)	65,000
- Mass Spectrophotometer	60,000
- Optical Disk Sub System	50,400
- On-Line Monitor of Radioactivity for GC-HPLC	51,000
- Wire Chamber Data Acquisition Electronics	100,000
- Seismic Network	115,800
- Immunohistochemistry System	64,000
- Injection Molding System	247,500
- Low Pressure Plastics Molding System (Federal Funds)	302,500
- Composite Manufacturing System	363,000
- High Pressure Liquid Chromatography	57,300
- Computer Controlled Lathe	95,000
- Fast Protein Liquid Chromatography	51,000
- Gas Chromatography with FTIR	87,000
- Ion Chromatography System	58,000
- Jointed Arm Robot and Control System	67,000
- Plot Combine	80,000
- ND-9900 Data Acquisition System	85,000
- Natural Abundance Isotope Mass Spectrometer (Federal Funds)	275,000
- Minicomputer/Controller	110,000
- Pressurized TGA/DSC (Federal Funds)	137,500
- NDT-NDE Inspection (Federal Funds)	275,000
- Flexible Packaging System	132,000
- Thermal Analysis System	82,800
- EDM System (Federal Funds)	198,000
- Stereo Lithography System (Federal Funds)	275,000
- Gas Chromatograph	
- Extend 2-D LDV to 3-D LDV	
- Holographic System with Image Analyzer	
- Vapor Deposition System (Federal Funds)	165,000
- Secondary Ion Mass Spectroscopy (Federal Funds)	165,000
- Controlled Atmosphere Sintering Furnace	
- Diffusion Furnace (Federal Funds)	165,000
- 40 Ton Testing Machine	77,000

17. University of Kentucky - Hospital

Funding for the following University of Kentucky - Hospital equipment purchases will be from restricted funds.

a. Holter System	75,000
b. Automated Urinalysis System	175,000
c. Multiphasic Chemistry Analyzer	175,000
d. Ultrasound Scanner	70,000
e. CT Scanner	1,500,000
f. Neurosurgery Treatment Planning System	120,000
g. Surgery Laser	200,000
h. Transesophageal Color Echo Doppler	150,000
i. Endoscopic Ultrasound	75,000
j. Intra-operative Electrophysiology	200,000
k. Diagnostic Sonography	200,000
l. Diagnostic Sonography	200,000
m. Hyperbaric Oxygen Chamber	80,000
n. Nuclear Medicine Camera	280,000
o. Nuclear Medicine Camera	280,000
p. After Loading Machine	280,000
q. Linear Accelerator	600,000
r. Opthalmic Laser	90,000
s. Automated Perimeter	90,000
t. Neurology Balance System	180,000
u. EMG System	75,000
v. EEG Intensive Monitoring System	120,000
w. Medicine Laser	80,000
x. Central Dictation System	120,000
y. Upgrade Telecommunications Network	686,000
z. Enhanced Printing Capability	364,000
aa. Switching Unit	67,000
bb. Medical Record System	138,000
cc. Decision Support System	248,000
dd. Materials Management System	159,000
ee. Expand Tape Capacity	279,000
ff. Expand Disk Capacity	674,000
gg. Portable Fluoroscopic Equipment	150,000
hh. Breast Imaging System	148,000
ii. Radiographic Unit	225,000
jj. Radiographic Generator	140,000

kk. Chest Imaging System	213,000	
ll. Trauma Imaging System	150,000	
mm. Ultrasound System	260,000	
nn. Radiographic/Fluoroscopic System	335,000	
oo. 3-D CT Imaging	200,000	
pp. General Radiographic Unit	100,000	
qq. Photoperesis Unit	80,000	
rr. Hematology Analyzer	224,000	
ss. Automated Microbiology System	120,000	
tt. Toxicology Analyzer	70,000	
uu. Helicopter	3,000,000	
vv. Aeromedical Communication System	80,000	
ww. Gamma Knife	2,500,000	
xx. Angiography Equipment	500,000	
aaa. Cardiac Echo System		250,000
bbb. Cardiac Catheterization Lab		3,000,000
ccc. Nuclear Medicine Camera		480,000
ddd. PET and Cyclotron System		5,000,000
eee. Nuclear Medicine Camera		650,000
fff. Mobile Gamma Camera		250,000
ggg. Brain Imaging System		460,000
hhh. Simulator		550,000
iii. Upgrade Linear Accelerator		350,000
jjj. Treatment Planning Computer		130,000
kkk. Cryolathe		80,000
lll. Laser		100,000
mmm. Pharmacy System		273,000
nnn. Expand Tape Capacity		96,000
ooo. Expand Disk Capacity		221,000
ppp. Upgrade Mainframe Computer System		1,741,000
qqq. Ultrasound Imaging System		175,000
rrr. Radiographic Generator		290,000
sss. Magnetic Resonance Imaging System		2,200,000
ttt. Replacement of Laboratory Computer		2,100,000
uuu. Blood Bank Data Management System		252,000
vvv. Hematology Analyzer		160,000

www. Automated Microbiology System		160,000
xxx. Automated Assay Analyzer		100,000
yyy. Toxicology Analyzer		130,000
zzz. Automated Chemical Analyzer		100,000
aaaa. Multiphasic Chemistry Analyzer		175,000
bbbb. Automated Urinalysis System		175,000

18. University of Kentucky - Community College System

Funding for the following University of Kentucky Community College System equipment purchases will be from restricted funds.

a. Jefferson Community College (DT): Minicomputer	400,000	
b. Paducah Community College: Minicomputer	170,000	
c. Lexington Community College: Minicomputer	150,000	
d. Southeast Community College: Data Communications System		105,000
e. Jefferson Community College (DT): Data Communications System		180,000

19. University of Louisville

Funding for the following University of Louisville equipment purchases will be from restricted funds, except as indicated.

- Automatic Recording Spectopolarimeter	6,000	
- Laser Fluorimetric System	6,700	
- Interact Laser Cytometer	228,600	
- Cytofluorograph	85,000	
- Central Processor Unit	1,512,000	1,512,000
- Disk Subsystems	550,000	550,000
- Development and Alumni Information System	130,000	
- X-Ray Power Diffractometer	100,000	
- High Function Engineering Graphics Workstation	118,500	
- Ultra-Fast Tunable Dye Laser System	140,000	
- Computer Numerically Controlled Drilling Machine	78,000	
- Ohio River Research Vessel	69,000	
- Scanning/Tunneling Microscope	65,000	
- Computing Workstation for X-Ray Facility	61,000	
- Workstation for Superconductivity Study	65,000	
- Thermospray Liquid Chromatograph/Mass Spectrometer		
- Animal Irradiator	14,000	
- Molecular Biology System	162,600	
- Datacube Image Analyzer	109,300	
- Automated B-isotope Radiation Detection System	71,000	

- Engineering/Scientific Central Processor Unit	50,000	
- Disk Subsystem-Engineering Scientific Processor	50,000	100,000
- FM Radio Transmission System		
Federal Funds	39,800	
Restricted Funds	39,800	
Total	79,600	
- Materials Testing System	5,100	
- Radioanalytic Image Analysis	70,800	
- Nicolet FTIR: System Upgrade	71,000	
- 300 MHz Nuclear Magnetic Resonance Spectrometer		43,500
- Real-Time Holographic Camera System	85,000	
- Applied Biosystems Nucleic Acid Extractor	52,500	
- High Volume Duplicators (4)	450,000	150,000
- Two-Color Perfectors	250,000	
- CPU Memory Upgrade		500,000
- Mini Computer	118,100	
- Motional Analysis System	220,000	
- Universal Testing Machine (Instron)	93,000	
- Superconducting Magnet System	95,000	
- Graphic Design Typesetter Machine	65,000	
- High Resolution Mass Spectrometer		405,000
- Liquid Chromatograph		160,000
- Computer Numerically Controlled Grinding Machine		
- Pulsed-Radio Frequency Network Analyzer		300,000
- Large Autoclave		74,700
- Emergency Call-Box System		
- Communications Controller		220,000
- Perfect Binder		120,000
- Multi-Color Offset Press		400,000
- Automated Guided Vehicle System	125,000	
- Dynamic Mechanical Analyzer		14,300
- Mobile Mammography Unit		200,000
- Universal Testing Machine		252,000
- X-Ray Diffractometer		155,000
- Image Analysis System		62,500
- Molecular Dynamics Software and Computer Workstation		127,000

- Superconducting Sampling Oscilloscope		77,000
- Thermal Analysis Equipment		22,900
- Offset Press - Two Color		120,000
- High Volume Laser Printer		50,000
- Bench Model Scanning Electron Microscope		65,000
- Parallel Computing System		140,000
- Preparative High Pressure Liquid Chromatography System (Federal Funds)		57,000
- Magnetic Circular Dichroism Spectrophotometer		12,700
- Teaching Grade Nuclear Magnetic Resonance Spectrometer		101,000
- 47 Passenger Highway Bus		
- Laser Printers-Engineering/Scientific Processor		60,000
- Microfiche Output Subsystem		150,000
- Archival Storage Subsystem		450,000
- Vector Processors	425,000	425,000
- Voice Response System		153,500
- Laser Raman Spectrophotometer		120,000
- Central Fire and Security Monitoring System Upgrade		53,000
- Argon Ion Laser		65,000
- Capillary Electrophoresis		50,000
- Voice Mail System		200,000
- Uninterruptable Power Supply		70,000
- Digital Microwave Data Links		125,000
- Specialized Central Processing Unit		500,000
- Computer Graphics Output Device		100,000
- Mini Computer		130,000
- Telecommunications Switch		1,700,000
- High Performance Artificial Intelligence Workstation		120,000
- Channel Upgrade for CPU		200,000
- Engineering/Scientific Processor Upgrade		300,000
- Image Processing System		220,000
- Array Processor System		155,000
- Central Processor System Upgrade		500,000
- Computer System Upgrade (Athletics)	350,000	100,000
- Data Communication Network Expansion	200,000	200,000

20. Western Kentucky University

Funding for the following Western Kentucky University equipment purchases will be from restricted funds.

a. Allen Bradley Vision System	52,000	
b. Numerical Control Milling Machine	86,000	
c. Numerical Controlled Lathe	86,000	
d. Electronic Engine Indicating System	145,000	
e. Astronomic CCD Imaging System	56,900	
f. Cyroultramicrotone	52,000	
g. Ultracentrifuge	51,000	
h. High Performance Liquid Chromatography	60,500	
i. Electron Microscope	8,500	
j. Electronic Picture Editing System	52,000	
k. Studio/Field TV Camera System	120,000	
l. Food Laboratory Equipment	250,000	
m. Network LAN	81,000	
n. Multiplexor (Fiber Optics)	232,000	
o. Disk Storage Units	120,000	
p. 4381-P14 Computer Upgrade	145,000	
q. System Printer	50,000	
r. Software	155,000	
s. Tape Drives	125,400	
t. Shuttle Buses	46,000	44,400
u. Disk Drives	88,000	
v. Upgrade VAX 8650	168,000	168,000
w. Central Processor	79,700	79,700

G. CABINET FOR HUMAN RESOURCES

Budget Unit	1990-91	1991-92
1. Administration and Program Support		
a. Miscellaneous Projects		
Investment Income	400,000	400,000
b. Mainframe Laser Printer		
Restricted Funds (1989-90, 200,000)		
c. Human Services Construction Pool		
Bond Fund	1,250,000	1,250,000
d. Madisonville State Office Building Mechanical System Renovation		
Investment Income	200,000	

e. Connelly and Bingham Buildings Roof Replacement		
Investment Income		400,000
f. Hopkinsville State Office Building Roof Replacement		
Investment Income		200,000
2. Department for Mental Health/Mental Retardation		
a. Miscellaneous Projects		
Investment Income	475,000	400,000
b. Renovation of the Flynn Building		
Bond Fund	1,925,000	
c. Hazelwood ICF/MR Replacement:		
1. Renovation of Hazelwood Facility		
Bond Fund		5,700,000
2. Three 8-bed ICF/MR facilities		
Bond Fund		2,550,000
3. Fifteen non-medical group homes		
Bond Fund		3,750,000
3. Department for Employment Services		
a. Electronic Data Processing System/Optical Character Reader		
Restricted Funds (1989-90, 2,500,000)		

Notwithstanding the provisions of KRS 341.295, the amount of $2,500,000 is appropriated for the sole purpose of development and implementation of an automated data processing system in the Department for Employment Services.

4. Department for Social Services		
a. Miscellaneous Projects		
Investment Income	400,000	300,000
b. Northern Kentucky Treatment Center, Multi-Purpose Vocational/Recreational Building		
Federal Funds (1989-90, 400,000)		
c. Owensboro Treatment Center, Vocational/Recreational Building		
Federal Fund (1989-90, 375,000)		
d. Two 12-Bed Residential Facilities		
Bond Fund	500,000	500,000
e. Hardin County Day Treatment Center		
Bond Fund		650,000
f. Christian County Day Treatment Facility		
Bond Fund		675,000

g. Senior Citizens/Adult Day Care/Alzheimer Respite Care Facilities		
General Fund	1,500,000	
h. Integrated Client/Resource Tracking System		
Restricted Funds	750,000	750,000
Federal Funds	750,000	750,000
i. Cardinal Treatment Center Vocational Building		
Bond Fund		275,000
j. Secure juvenile detention center; Eastern Kentucky		
Bond Fund	1,000,000	
5. Department for Social Insurance		
a. Automated Management Eligibility System		
Restricted Funds		101,300
b. Two Food Stamp Inserting Machines		
Restricted Funds (1989-90, 275,000)		
Federal Funds (1989-90, 275,000)		
c. Child Support Automation System		
Restricted Funds (1989-90, 1,671,700)		

H. JUSTICE

Budget Unit	1990-91	1991-92
1. Department of State Police		
a. Minor Projects		
Investment Income	150,000	150,000
b. Central Processing Unit		
Restricted Funds		110,000
c. Bulk Tank Removal/Replacement		
Capital Construction Surplus Fund	200,000	
d. Library Handler for AFIS System		
Investment Income		200,000
e. Phospor Imager		
Restricted Funds	85,000	
f. Duplication Machine		
Restricted Funds	27,400	27,400

I. NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION

Budget Unit	1990-91	1991-92

For the capital construction project displayed in this section as restricted funds supported project, it is anticipated that these funds shall be transferred from the operating fund at such time as funds are available and needed. The total project cost shown does not reflect an addition to the operating budget appropriation.

1. State-Owned Dam Repair		
Investment Income (1989-90)		
Investment Income	**1,000,000**	**1,000,000**
2. Kentucky Abandoned Lands Reclamation Program		
Federal Fund (1989-90)		
Federal Fund	**15,500,000**	**18,000,000**

The Commonwealth sets a high state priority on the use of Abandoned Mine Land Reclamation funds to construct public water expansions to serve areas where groundwater has been impacted by pre-August 3, 1977 coal mining. Safe and dependable water supplies are of critical importance to promote the health and safety of the Commonwealth's citizens, and the AML program shall address such water supply projects that are eligible under the federal Surface Mining Control and Reclamation Act of 1977.

3. Wastewater Infrastructure Revolving Loan Fund		
Bond Fund	5,430,400	4,702,700
Federal Fund	26,065,800	22,572,900
4. Nature Preserves Acquisition Fund		
Restricted Funds	40,000	40,000
General Fund	300,000	300,000
5. Waste Management Authority Revolving Loan Fund		
Bond Fund	4,000,000	16,000,000
6. Leaking Underground Storage Tanks		
Federal Fund	659,100	659,100
7. Laser-Optic File System		
Investment Income		82,500
Federal Fund		82,500
8. Inductively Coupled Plasma Emission Spectrometer		
General Fund	42,000	
Investment Income		42,000
9. High Performance Liquid Chromatograph		
General Fund	24,000	
Investment Income		24,000
10. Atomic Absorption Spectrometer		
General Fund	24,000	
Investment Income		24,000
11. Gas Chromatograph/Mass Spectrometer		
General Fund	47,500	
Investment Income		47,500
12. Gas Chromatograph/Mass Spectrometer		
General Fund	47,500	
Investment Income		47,500

J. PUBLIC PROTECTION AND REGULATION

Budget Unit	1990-91	1991-92

For the major equipment purchase displayed in this section as restricted funds or General Fund supported projects it is anticipated that these funds shall be transferred from the operating budget at such time as funds are available and needed. The total project cost shown does not reflect an addition to the operating budget appropriation.

Budget Unit	1990-91	1991-92
1. Department of Insurance		
a. Upgrade Computing System		
Restricted Funds	118,200	119,500

K. REVENUE

Budget Unit	1990-91	1991-92
1. Department of Tax Compliance		
a. Data Entry System		
General Fund (1989-90, 162,000)		
General Fund	162,000	
Investment Income		162,000
b. Remittance Processing Equipment		
General Fund	170,000	
Investment Income		170,000
c. Optical Scanner		
General Fund	30,000	
Investment Income	140,000	170,000

L. TOURISM

Budget Unit	1990-91	1991-92

The total Non-General Fund project costs shown do not reflect additions to the operating budget appropriations.

Budget Unit	1990-91	1991-92
1. Parks		
a. Miscellaneous Major Maintenance		
Investment Income	3,700,000	3,700,000
b. Kentucky Dam - Electrical Upgrade		
Bond Fund	57,000	551,000
c. Kentucky Dam - Renovate Ten Executive Cottages		
Bond Fund	60,000	500,000
d. General Butler - Rebuild Lodge Pool		
Bond Fund	80,000	756,000
e. Lake Cumberland - Water System Upgrade		
Bond Fund	50,000	493,000

f. E.P. "Tom" Sawyer - Renovate Activities Building		
Bond Fund	786,000	
g. Lake Barkley - Rebuild/Renovate Golf Course		
Bond Fund	436,000	
h. Kentucky Dam - Rebuild/Renovate Golf Course		
Bond Fund	436,000	
i. Lake Barkley - Marina Structural Repairs		
Bond Fund	60,000	576,000
j. Old Fort Harrod - Rebuild Amphitheatre		
Bond Fund	62,000	653,700
k. Taylorsville Lake - New Maintenance/Office Area		
Bond Fund	60,000	297,000
l. Barren River - Golf Course Expansion		
Bond Fund		1,845,100
m. Barren River - Ten New Cottages		
Bond Fund	1,654,100	
n. Cumberland Falls - Replace 16 Cottages		
Bond Fund	187,000	1,440,000
o. Audubon - Renovate Museum/Construct Nature Center		
Bond Fund	2,132,000	
p. My Old Kentucky Home - Golf Course Expansion		
Bond Fund	430,000	1,899,500
q. Blue Licks - Multi Purpose Building Expansion and three guest houses, ten units each		
Bond Fund	150,000	1,350,000
r. Fort Boonesborough Swimming Pool		
Bond Fund	1,436,000	
Restricted Funds (1989-90, 150,000)		
s. Grayson Lake Beach Development		
Bond Fund		100,000
t. Big Bone Museum Design and Presentation		
Bond Fund		60,000
u. Carter Caves Conference Center Exposition		
Bond Fund	40,000	300,000
v. Kincaid Lake Amphitheatre Design		
Bond Fund	200,000	
w. Columbus/Belmont Activities Building		
Bond Fund	86,000	900,000

x. Jenny Wiley Golf Course		
Bond Fund	760,000	1,400,000
y. Natural Bridge Sewage Treatment Improvement Design Authorization		
z. Kingdom Come Crafts Building and Information Center		
2. Kentucky Horse Park		
a. Miscellaneous Major Maintenance		
Investment Income	250,000	250,000
b. Sewage Treatment Plant Expansion - Phase II		
Investment Income	220,000	
c. Lake and Dam Repair		
Bond Fund	420,000	
d. Show Office/Restrooms		
Bond Fund	222,000	150,000
e. Stall Repair		
Restricted Funds	62,400	65,000
3. State Fair Board		
a. Miscellaneous Major Maintenance		
Investment Income	625,000	
Restricted Funds		625,000
b. Fire Proof East Hall		
Bond Fund	350,000	
c. Exhibit Hall Expansion		
Restricted Funds		300,000

If the amount of Capital Construction Fund investment income including the prior year fund balance exceeds the amount appropriated in this Act, up to the sum of $625,000, then such sum shall be appropriated and allotted to the Kentucky State Fair Board for miscellaneous major maintenance in fiscal year 1991-92. The restricted funds appropriated for this project shall be reduced on a dollar for dollar basis.

4. Fish and Wildlife Resources		
a. Miscellaneous Minor Projects		
Restricted Funds	200,000	200,000
b. Minor Clark - Frankfort Hatchery Repairs		
c. Lake Reba Dam Repair - Madison County		
d. Education Center - Game Farm		
Restricted Funds	250,000	
e. Land Acquisition		
Restricted Funds	1,000,000	1,000,000

M. TRANSPORTATION

Budget Unit	1990-91	1991-92
1. **General Administration and Support**		
a. **Perry County Maintenance Facility**		
Road Fund		
b. **Data Processing Department Upgrade**		
Road Fund	275,000	
c. Allen County Maintenance Facility		
Road Fund	426,000	
d. Breathitt County Maintenance Facility		
Road Fund		438,800
e. Gyratory Bituminous Testing Device		
Road Fund	95,000	
f. LECO (Bolt Strength Analyzer)		
Road Fund	50,500	
g. Franklin County Maintenance Facility		
Road Fund	432,000	
h. Materials Lab Renovation		
Road Fund	300,000	
i. Geo-Technical Section Building		
Road Fund		891,000
j. Equipment Warehouse Re-roof and Utilities		
Road Fund	500,000	
k. Salt Domes Repair/Maintenance		
Road Fund	240,000	200,000
l. Graphics Scanner		
Road Fund	300,000	
m. Laser Printer for Department		
Road Fund		197,000
n. New Frankfort Office Building		
Road Fund	350,000	3,150,000
o. Lexington District Office Building		
Road Fund	760,000	2,340,000
p. Various Environmental Projects		
Road Fund	586,000	491,000
q. Re-roof T-1 and C-1 Garages		
Road Fund	120,000	

r. Building Repairs and Painting		
Road Fund	292,000	361,000
s. Paving and Landscaping Projects		
Road Fund	182,000	1,148,000
t. Road Resurface and Repair - Kentucky Horse Park		
Road Fund	690,000	
u. Lyon County Lake Access and Parking		
Road Fund	950,000	
v. Road Maintenance - Various Parks		
Road Fund	1,500,000	1,000,000

N. WORKFORCE DEVELOPMENT

Budget Unit	1990-91	1991-92
1. Department for the Blind		
a. Rehabilitation Center for the Blind		
Bond Fund		3,000,000
Federal Funds		1,500,000
Total		4,500,000
2. Miscellaneous Maintenance Pool		
Investment Income	850,000	935,000
3. Asbestos Abatement - Carl D. Perkins Rehabilitation Center		
Capital Construction Surplus Fund	321,100	
4. Asbestos Removal & Demolition - Madisonville Health Annex		
Capital Construction Surplus Fund	326,900	
5. Re-roof Original Building: Elizabethtown SVTS		
Capital Construction Surplus Fund	207,300	
6. HVAC Piping Replacement: Somerset SVTS		
Capital Construction Surplus Fund	215,100	
7. HVAC System Repiping: Harlan SVTS		
Capital Construction Surplus Fund	200,600	
8. HVAC System Replacement: Bowling Green SVTS		
Capital Construction Surplus Fund	264,300	
9. Electronics Technology Expansion Central Kentucky SVTS		
General Fund	5,790,100	
10. Health Technology Expansion Madisonville Health Annex		
General Fund	4,316,000	
11. Advanced Technology Expansion Ashland SVTS		
General Fund		3,030,500

12. Welding Robot: Ashland SVTS	
Restricted Funds	57,000
13. Machining Center: Northern KY SVTS	
Restricted Funds	98,000
14. C.N.C. Milling Machine: Madison Co. AVEC	
Restricted Funds	68,000
15. C.N.C. Lathe: Harrison Co. AVEC	
Restricted Funds	58,000
16. Computer Controlled Lathe: Breckinridge Co. AVEC	
Restricted Funds	90,000
17. Articulating Grader 146: Hazard SVTS	
Restricted Funds	225,000
18. Inloader, 966 Caterpillar: Hazard SVTS	
Restricted Funds	213,000
19. Dozer, D6 w/Winch; Hazard SVTS	
Restricted Funds	150,000
20. Drill, Air Track: Hazard SVTS	
Restricted Funds	92,000
21. Truck, 2 Ton Int: Hazard SVTS	
Restricted Funds	78,000
22. C.N.C. Wire Electric Discharge Machine: Rowan SVTS	
Restricted Funds	56,000

In the event that any authorized capital construction and/or major equipment projects are cancelled it is the intent of the General Assembly that any General Fund appropriated debt service for those same projects shall remain unallotted and lapse to the credit of the General Fund. Those projects set forth under the subheading "higher education" are subject to the action and approval of the Council on Higher Education and subject to approval of the Finance and Administration Cabinet. The provisions of KRS 45.750 through 45.990 notwithstanding, it is the intent of the General Assembly that capital construction projects at institutions of higher education involving no state or federal funds, may be authorized between regular sessions of the General Assembly, providing that such projects receive prior approval from both the Council on Higher Education and the Secretary of the Finance and Administration Cabinet, and that the Capital Projects and Bond Oversight Committee receives prior notification.

Pursuant to the provisions of KRS 45.760(12), the Capital Construction and Equipment Purchase Contingency Fund may be used to advance funds to projects authorized to be financed by bonds and may be used to finance feasibility studies for future projects.

Roof repair or replacement projects shall be eligible for Emergency Repair, Maintenance, and Replacement Fund allotments, subject to the provisions of KRS 45.780.

Before any economic development bonds are issued, the proposed bond issue shall be approved by the secretary of the Finance and Administration Cabinet and the State Property and Buildings Commission under the provisions of KRS 56.440-56.720. Administration of the Economic Development Bond program by the secretary of Economic Development Cabinet is subject to the guidelines contained herein: 1) Project selection criteria are to be developed by the secretary of Economic Development Cabinet. The criteria shall include, but not be limited to, such issues as: a project's job creation and/or job retention potential, degree of public and/or private local involvement, and potential project payback and/or contribution in retiring the associated debt obligation. 2) Projects of state agencies are not eligible for funding from this source unless expressly provided for in the appropriation act. 3) Project selection shall be documented when presented to the secretary of finance. Included in the documentation shall be the rationale for selection and expected economic development impact. 4) Following approval by the secretary of the Finance and Administration Cabinet and the State Property and Buildings Commission, the project shall be presented by the Economic Development Cabinet to the next regularly scheduled Capital Projects and Bond Oversight Committee meeting for information and review under the provisions of KRS 45.750-45.800.

Inasmuch as the identification of specific projects in a variety of areas of the state government cannot be ascertained with absolute certainty at this time, it is the purpose and intent of the General Assembly to appropriate amounts for specific purposes to projects which are not individually identified herein in the following areas: Repair of State-Owned Dams, Economic Development Projects, Fire and Life Safety, and Asbestos Abatement projects. Any such projects estimated to cost over $200,000 and equipment estimated to cost over $50,000 shall be reported to the Capital Projects and Bond Oversight Committee. All moneys transferred to the Finance and Administration Cabinet for capital construction from any appropriations, including income from investments, shall be expended, accounted for, and otherwise treated in the same manner as funds appropriated directly to the Finance and Administration Cabinet for capital construction.

PART III

GENERAL PROVISIONS

1. Restricted agency funds designated in the biennial appropriations acts are classified in the state financial records and reports as the Agency Revenue Funds, State Enterprise Funds (State Parks, State Fair Board, Industries for the Blind, and Kentucky Horse Park), Internal Services Funds (Computer Services, Central Stores, Telecommunications, Prison Industries, Central Printing and Property Management) and selected Fiduciary Funds (Unemployment Compensation and Other Expendable Trust). Separate funds records and reports shall be maintained in a manner consistent with the appropriations acts. Appropriations out of restricted agency funds in this Act shall include all fees (which include fees for board and room, athletics, and student activities) and rentals, admittances, sales, bond proceeds, licenses collected by law, gifts, subventions, contributions, income from investments and other miscellaneous receipts produced or received by an agency or budget unit of the state government, except as otherwise specifically provided, for the use and benefit of each agency or budget unit for the purposes for which each restricted agency fund or account is authorized. Restricted agency funds receipts shall be credited and allotted to the respective fund or account out of which a specified appropriation is made as provided in Part I. All receipts of restricted agency funds shall be deposited in the State Treasury and credited to the proper account as provided in KRS Chapters 12, 42, 45 and 48. Appropriations out of federal funds in this Act shall include federal subventions, grants, contracts or other federal funds received, income from investments and other miscellaneous federal receipts received by an agency or budget unit of the state government, except as otherwise provided, for the use and benefit of each agency or budget unit for the purposes for which each fund account is authorized. Federal funds receipts shall be credited and allotted to the respective fund account out of which a specified appropriation is made as provided in Part I. All federal funds receipts shall be deposited in the State Treasury and credited to the proper account as provided in KRS Chapters 12, 42, 45 and 48. If receipts received or credited to any restricted agency funds account or federal funds account during fiscal year 1990-91 or fiscal year 1991-92, and any balance forwarded to the credit of any such account from the previous fiscal year, exceed the appropriation made by specific sum to said account as provided in Part I of this Act for the fiscal year in which the excess occurs, said excess shall become available for expenditure for the purpose of the account during said fiscal year only upon compliance with the conditions and procedures specified in this Act and with the authorization of the state budget director of the Governor's Office for Policy and Management and approval of the secretary of the Finance and Administration Cabinet; provided, however, that institutions of higher education may receive and expend all restricted agency funds or federal funds without limitation. No appropriation from any fund source shall exceed the sum specified in this Act until the agency has documented the necessity, purpose, use and source, and such documentation has been submitted to the Interim Joint Committee on Appropriations and Revenue for its review and action in accordance with the provisions of this Act. Except as otherwise provided in this Act, the appropriate agency or budget unit may requisition for expenditure from the restricted agency funds account or the federal funds account, through the Finance and Administration Cabinet, during the fiscal year ending June 30, 1991, and during the fiscal year ending June 30, 1992, all receipts placed to the credit of respective funds accounts for such year, out of which has been established a restricted agency funds account or federal funds account for each separate agency or budget unit during such fiscal year, in addition to any balance which said agency may have had forwarded from the preceding year on or before August 31, of the then current fiscal year, by the Finance and Administration Cabinet. On or before the beginning of each fiscal year, and, if applicable, during each fiscal year, each agency or budget unit, other than institutions of higher education, shall submit to the Finance and Administration Cabinet, the Governor's Office for Policy and Management and the Legislative Research Commission documentation of restricted agency funds and federal funds for each budget unit showing estimated receipts and estimated expenditures, a comparative statement of any revised estimated receipts and proposed expenditures with sums specified in the enacted Executive Budget and statements which explain the necessity, use and purpose for

the occurrence of such variances. No unbudgeted appropriation shall be allotted without prior review and action by the Interim Joint Committee on Appropriations and Revenue. Any request for allotment of unbudgeted appropriations from any fund source shall be documented in written detail by the head of the budget unit and transmitted simultaneously to the State Budget Director and the Interim Joint Committee on Appropriations and Revenue. Proposed revisions to the specified appropriations sums in this Act to be authorized by the State Budget Director, or designee, shall be transmitted to the Interim Joint Committee on Appropriations and Revenue at least twenty (20) days prior to the next regular committee meeting date. The Committee shall then review the proposed expenditure of unbudgeted appropriations for conformance with the purposes of the appropriations and enacted budget, the provisions of this Act or statutes, and the statutory budget memorandum. If the Committee disapproves of the proposed revision of the enacted appropriated sum, the budget adjustment shall be invalid unless the proposed appropriation level is revised to comply with the Committee's objections, or the Committee is informed, in written detail, within 30 days by the State Budget Director that a determination has been made not to comply with the objections of the Committee. The Legislative Research Commission shall maintain records of the Committee's findings, determinations and reports of actions by the State Budget Director, and transmit these records to the General Assembly when next convened. If an emergency unbudgeted appropriation revision is required due to a declared natural disaster, calamity or impending deficit in an enacted appropriation sum as certified by the Governor, the State Budget Director is empowered to effect an emergency revised appropriation, with the approval of the Secretary for Finance and Administration and with concurrent notification to the Interim Joint Committee on Appropriations and Revenue of the action and its justification. Allotments within appropriated sums for the activities and purposes contained in the enacted budget bill and specified in the budget document may be revised upon authorization of the State Budget Director at the request of the head of a budget unit. A copy of the request and the determinations of the State Budget Director shall be transmitted to the Interim Joint Committee on Appropriations and Revenue prior to the implementation of the revision of the allotment. If a budget unit not listed in Part I receives unanticipated restricted agency fund or federal fund moneys, the secretary of the Finance and Administration Cabinet, upon written request from the agency head with appropriate documentation of the amount, source, purpose, necessity and use of such moneys, may authorize, upon recommendation of the Governor's Office for Policy and Management and review and action by the Interim Joint Committee on Appropriations and Revenue, the credit and expenditure of such funds for statutory purposes. The secretary of the Finance and Administration Cabinet shall cause to be established a separate discrete restricted agency funds or federal funds account, as appropriate for the receipt and disbursement of such funds and shall establish the maximum sum which may be credited and expended from the authorized account. The secretary of the Finance and Administration Cabinet shall provide appropriate notice pursuant to this event to the Interim Joint Committee on Appropriations and Revenue.

No state agency entitled to federal funds which would represent one hundred percent (100%) of the cost of a program in which the state participates shall decline to accept or receive such entitlement without notification to the Interim Joint Committee on Appropriations and Revenue of the Legislative Research Commission and the State Budget Director.

2. Except as otherwise explicitly authorized by this Act, nothing in this Act shall be construed to repeal any appropriation made hereinbefore or hereinafter for the fiscal year ending June 30, 1990, and nothing in this Act is to be construed as amending or altering the provisions of Chapters 42, 45, and 48 of the Kentucky Revised Statutes pertaining to the duties and powers of the secretary of the Finance and Administration Cabinet except as otherwise provided in this Act. All questions that arise in interpreting any appropriation in this Act as to the purpose or manner for which such appropriation may be expended shall be decided by the secretary of the Finance and Administration Cabinet pursuant to KRS 48.500 and the decision of the secretary of the Finance and Administration Cabinet shall be final and conclusive. In administering the provisions of the executive budget bill, the secretary shall interpret provisions in this Act in conformity with the statutory budget memorandum.

3. In enacting this Appropriation Act, it is the deliberate intention of the General Assembly to enact each section, and each subsection and each appropriation sum by specified fund or funds accounts thereof as a separate and/or specific appropriation and law, and if any section, any subsection, or any provision thereof shall be held invalid or unconstitutional, the decision of the courts shall not affect or impair any of the remaining sections, subsections, or provisions contained herein.

4. The secretary of the Finance and Administration Cabinet is authorized to establish a system or formula or a combination of both for pro-rating the administrative costs of the Finance and Administration Cabinet, and the Departments of Treasury and Law relative to the administration of programs in which there is joint participation by the state and federal governments for the purpose of receiving the maximum amount of participation permitted under the appropriate Federal laws and regulations governing such programs. The receipts and allotments under this Section shall be reported to the Interim Joint Committee on Appropriations and Revenue prior to any transfer of funds.

5. All statutory continuing appropriations in existence at the time this Act takes effect are discontinued

and repealed by this Act except as provided by Chapters 12, 42, 56, 96A, 133, 152, 177, 341, and 441 of the Kentucky Revised Statutes. All statutes and portions of statutes in conflict with any of the provisions of this Section, to the extent of such conflict, are hereby repealed, unless otherwise provided by this Act.

6. No state agency, cabinet, department, office, or program shall incur any obligation against the General Fund or Road Fund appropriations contained herein unless such obligation may be reasonably determined to have been contemplated in the enacted budget and is based upon supporting documentation, legislative and executive records and the statutory budget memorandum.

7. Any General Fund or Road Fund appropriation made herein in anticipation of a lack, loss, or reduction of federal funds shall lapse to the General Fund or Road Fund respectively to the extent such federal funds otherwise become available.

8. The secretary of the Finance and Administration Cabinet shall cause the Governor's Office for Policy and Management, within sixty days upon adjournment of the 1990 General Assembly, to prepare a final budget document based upon the proposed Executive Budget as enacted by the 1990 General Assembly as well as other acts which provide appropriations for the 1990-92 biennium and based upon supporting documentation and legislative records as considered by the 1990 General Assembly and the statutory budget memorandum. This document shall include for each agency and budget unit a consolidated budget summary statement of available regular and continuing appropriated revenue by fund source, corresponding appropriation allocations by program or subprogram as appropriate, budget expenditures by principal budget class and such other fiscal data and commentary considered necessary for budget execution by the Governor's Office for Policy and Management and oversight by the Interim Joint Committee on Appropriations and Revenue. The enacted budget shall be revised or adjusted only upon approval by the Governor's Office for Policy and Management as provided in each part of this Act or by law, and upon review and action by the Interim Joint Committee on Appropriations and Revenue.

9. In the event that any authorized capital construction and/or equipment purchase projects are cancelled or if conditions imposed by this Act are not met it is the intent of the General Assembly that any appropriated General Fund or Road Fund debt service for those same projects shall remain unallotted and lapse to the credit of the respective General Fund or Road Fund Surplus Account. In the event that General Fund or Road Fund appropriated debt service is less than required due to favorable interest rates, refinancing, or timing variances, the excess debt service in each fiscal year shall remain unallotted and lapse to the credit of the respective surplus account. The provisions of this subsection shall not be applied to the appropriations for the School Facilities Construction Commission.

10. It is the intent of the General Assembly that the secretary of the Transportation Cabinet shall use road fund resources to meet the lease rental payments to the Kentucky Turnpike Authority for Resource Recovery Road projects in the amount certified by the secretary of the Transportation Cabinet. However, in the event that road fund resources are not sufficient to meet lease rental payments, the additional amount required for meeting lease rental payments as certified by the secretary of the Transportation Cabinet under KRS 143.090 shall be transferred from coal severance tax receipts to meet the obligation.

11. Effective July 1, 1990, for fiscal year 1991, appropriations for executive branch agencies include $124.27 per month per eligible employee for the employers' share of health insurance costs, including benefits, program administration, and a health insurance reserve. Effective July 1, 1991, for fiscal year 1992, appropriations for executive branch agencies include $150 per month per eligible employee for the employers' share of health insurance costs, including benefits, program administration, and a health insurance reserve.

12. It is the intent of the General Assembly in furtherance of the public policy to preserve existing jobs and to alleviate and prevent unemployment in the Commonwealth of Kentucky, that funds be authorized for expenditure from the General Fund Surplus Account (KRS 48.700) not to exceed $11,902,400 in the 1990-92 biennium for a financial assistance program to retain existing business and industry. Such funds shall be made available only upon certification by the Secretaries of the Economic Development and Finance and Administration Cabinets to the Governor and the Interim Joint Committee on Appropriations and Revenue that the regular appropriations for fiscal year 1989-90, fiscal year 1990-91, and fiscal year 1991-92 are insufficient to fulfill the Commonwealth's obligations in support of the financial assistance program authorized by the General Assembly. In the event that the Governor shall affirm such certifications, the secretary of the Finance and Administration Cabinet shall approve the allocations of the required sums from the General Fund Surplus Account and the State Treasurer shall approve such payment. A copy of the certifications, and written approval of the Governor, shall be filed with the Legislative Research Commission and reported to the Interim Joint Committee on Appropriations and Revenue.

13. Pursuant to the authority conferred by Chapter 336 of the Acts of the 1988 General Assembly the level of General Fund appropriations for fiscal year 1989-90 as enumerated in KRS Chapter 47 to the budget units within the Cabinet for Human Resources which were subsequently adjusted by the secretary of the Finance and Administration Cabinet and the state budget director as recommended by secretary of the Cabinet for Human Resources as contained in the official workpapers to this Act are hereby ratified and confirmed.

14. No funds appropriated in this Act may be expended for any purpose not specifically authorized by the General Assembly in this Act nor may funds appropriated in this Act be transferred to or between any cabinet, department, board, commission, institution, agency or budget unit of state government unless specifically authorized by the General Assembly. Compliance with the provisions of this subsection shall be reviewed and determined by the Interim Joint Committee on Appropriations and Revenue.

15. All moneys accruing in the Lottery Trust Account under the provisions of KRS 154A.130 shall be credited to the General Fund in fiscal year 1989-90. Net proceeds from the Kentucky Lottery Corporation in each fiscal year shall be credited to the General Fund.

16. It is the intent of the General Assembly that a program of Outstanding Merit Increases (OMIs), as defined and administered by the Department of Personnel, may be granted in fiscal year 1990-91 and in fiscal year 1991-92 to as many permanent full-time classified employees employed by each Executive agency at the close of the prior fiscal year as resources will allow. Such OMIs shall be in the form of a lump sum bonus payment amounting to no less than three percent of salary and shall not become a part of the regular salary or compensation of the employee. A three percent lump sum bonus payment may also be provided to permanent full-time unclassified employees whose service credit began prior to July 1, 1987.

The bonus payments may be paid from all sources of funds in the Operating Budget, Part I of this Act, excluding debt service appropriations. It is the intent of the General Assembly that such funds, as are available due to productivity savings or management efficiencies, shall be used for these payments. The Salary Improvement Fund established elsewhere in this Act shall not be used for bonus payments.

It is further the intent of the General Assembly that the authority for the issuance of bonus payments shall not be construed as altering the provisions of KRS 18A.355. Also, no reduction in the employment complement shall be mandated to provide for the lump sum bonus payments.

17. Nothing in this Act shall be construed to confirm or ratify, under KRS 12.027 or 12.028, any executive reorganization order unless such executive order was confirmed or ratified by appropriate amendment to the Kentucky Revised Statutes in another Act of the 1990 General Assembly. If any executive reorganization order issued from sine die adjournment of the 1988 Regular Session to sine die adjournment of the 1990 Regular Session is not confirmed by the 1990 General Assembly, the Secretary of Finance and Administration is empowered and directed, in consultation with agency heads and with notification to the Legislative Research Commission, to transfer the balance of funds for any affected program or function for fiscal year 1989-90 and any related appropriations and funds for each of the next two fiscal years from the budget unit in which the program or function was placed by the executive reorganization order to the budget unit in which the program or function resided prior to such reorganization action or in which it was placed by action of the 1990 General Assembly. The Legislative Research Commission shall forward the documentation to the appropriate committees.

18. Any appropriation in this Act and any other enactment by the 1990 General Assembly which contains an appropriations provision for the same purpose and amount shall be construed as duplicate sums and no additional moneys shall be provided for the duplicate appropriations. Questions of interpretation of such duplicate appropriations shall be determined as provided in this Act.

19. A Budget Reserve Trust Fund is hereby established. There is appropriated from the General Fund, $40,000,000 for fiscal year 1990-91 and $50,000,000 for fiscal year 1991-92 to the Budget Reserve Trust Fund.

These funds shall be used in the event actual General Fund receipts during the 1990-91 fiscal year or the 1991-92 fiscal year are not sufficient to meet the General Fund appropriation levels authorized by this Act or other general biennial appropriations bills. In addition, allotments from the Budget Reserve Trust Fund may be made for items deemed to be emergency or mandated expenditures elsewhere provided for in this Act if there be insufficient moneys in the General Fund Surplus Account.

No allotment or expenditure from the Budget Reserve Trust Fund shall be made except upon approval of the Governor of the Commonwealth. The secretary of the Finance and Administration Cabinet shall, before any allotment or expenditure from the Budget Reserve Trust Fund is authorized provide written notice to the Interim Joint Committee on Appropriations and Revenue.

Any unexpended balance remaining at the close of the 1990-91 fiscal year shall not lapse, but shall continue into the 1991-92 fiscal year.

20. The State Employee Salary Equity Fund is established. There is appropriated from the General Fund $8,000,000 in fiscal year 1990-91 and $16,500,000 in fiscal year 1991-92. An equivalent annual salary increase shall be awarded for each permanent full-time employee in the job classes in the budget memorandum according to the following schedule effective September 1 in each fiscal year: (1) employees in grade two (2) through nine (9) - $1,000 per eligible employee on September 1, 1990, and an additional $500 per eligible

employee on September 1, 1991; employees in grade ten (10) through seventeen (17) - $600 per eligible employee on September 1, 1990, and an additional $400 per eligible employee on September 1, 1991. These funds shall be in addition to the annual salary increment provided in this Act. Salary equity funds shall be supplemented or supplanted where unobligated restricted agency funds, federal funds, Road Fund or General Fund resources are determined to be available by the Governor's Office for Policy and Management for this purpose. Non-General Fund moneys shall be used wherever possible. The State Budget Director and Personnel Commissioner shall implement this provision and inform the Interim Joint Committee on Appropriations and Revenue on its implementation on a timely basis.

PART IV

FUNDS TRANSFER

1. It is the finding of the General Assembly of the Commonwealth of Kentucky that the financial condition of state government requires the following action.

2. Notwithstanding the requirements of the statutes set forth below, there is hereby transferred from the restricted and special funds enumerated below to the General Fund the following amounts in fiscal year 1990-91 and fiscal year 1991-92.

		1990-91	1991-92
1.	Kentucky Law Enforcement Foundation Program Fund	5,000,000	5,000,000
	(KRS 15.430-500; 42.190; and 136.392)		
2.	Fire and Tornado Insurance Fund		2,000,000
	(KRS 56.095; 56.150; 56.180)		
3.	Department of Insurance	1,000,000	1,000,000
	(KRS 304.2-300 and KRS 304.2-440)		
4.	Department of Financial Institutions	500,000	500,000
	(KRS 287.485)		
5.	Professional Firefighter Foundation Fund	3,600,000	3,700,000
	(KRS 94A.220; 42.190; 136.392)		
6.	Economic Development Cabinet		
	Economic Development Bond Repayments	1,000,000	
	(KRS Chapter 47)		
	Total	11,100,000	12,200,000

PART V

GENERAL FUND BUDGET REDUCTION PLAN

Pursuant to KRS 48.130, there is hereby established a General Fund Budget Reduction Plan for state government for fiscal year 1990-91 and fiscal year 1991-92. Direct services and obligations essential to the minimum level of constitutional functions are exempted from the requirements of this Plan.

A. In the event of a reduction (revenue shortfall) in the estimated General Fund revenue receipts of $4,127,563,500 for fiscal year 1990-91 and $4,390,840,200 for fiscal year 1990-92, the heads of the executive, judicial, and legislative branches shall implement pro-rata reductions for their respective branches in the following sequence:

1. The Local Government Economic Assistance Fund shall be adjusted to equal revised estimates of receipts pursuant to KRS 42.450.

2. Funds available in the General Fund Surplus Account, created by KRS 48.700, shall be applied toward the revenue shortfall.

3. The appropriations to the Budget Reserve Trust Fund in an amount not to exceed $30,000,000 shall be applied.

4. Funds which accrue as a result of personnel vacancies and turnover, reduced debt service requirements, operating transfers or equipment purchases shall be applied.

5. Transfers of excess or unbudgeted restricted operating funds, excluding fiduciary funds or dedicated statutory funds, shall be applied.

6. If the actions outlined above are insufficient to eliminate the revenue shortfall, it is then the intent of the General Assembly that the Governor of the Commonwealth of Kentucky be empowered to take all other necessary actions to balance the budget.

Calendar

SB 42, **SB 233**, **SB 246**, **SB 265**, **HB 866** and **SB 243** taken from the Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Consent Calendar

SB 30, **SB 333** and **SB 403** taken from the Consent Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Orders of the Day

HB 182, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Donnermeyer moved the adoption of Floor Amendment No. 2 to **HB 182**. Agreed.

Representative Reinhardt moved the adoption of Floor Amendment No. 3 to **HB 182**. Rejected.

Representative Donnermeyer moved that **HB 182**, as amended, be passed.

On the roll call the vote was: Yeas 17, Nays 68. (See March 22, 1990 roll call on **HB 182** - Appendix.)

HB 182, as amended, was defeated.

Representative B. Richardson moved that the vote by which **HB 182**, as amended, was defeated be reconsidered and said motion be placed on the table. Agreed.

SB 143 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Sheehan moved that **SB 143** be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 22, 1990 roll call on **SB 143** - Appendix.)

SB 143 was passed and the title agreed to.

Representative Sheehan moved that the vote by which **SB 143** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 741, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Worthington moved the adoption of Committee Substitute to **HB 741**. Agreed.

Representative Worthington moved that **HB 741**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 22, 1990 roll call on **HB 741** - Appendix.)

HB 741, by way of Committee Substitute, was passed and the title agreed to.

Representative Worthington moved that the vote by which **HB 741**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 145, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Sheehan moved the adoption of Committee Amendment No. 1 to **SB 145**. Agreed.

Representative Sheehan moved that **SB 145**, as amended, be passed.

On the roll call the vote was: Yeas 95, Nays 0. (See March 22, 1990 roll call on **SB 145** - Appendix.)

SB 145, as amended, was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 145**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 146, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Gedling moved the adoption of Floor Amendment No. 2 to **SB 146**. Agreed.

Representative Sheehan moved that **SB 146**, as amended, be passed.

On the roll call the vote was: Yeas 93, Nays 4. (See March 22, 1990 roll call on **SB 146** - Appendix.)

SB 146, as amended, was passed and the title agreed to.

Representative Sheehan moved that the vote by which **SB 146**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 147 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Sheehan moved that **SB 147** be passed.

On the roll call the vote was: Yeas 97, Nays 0. (See March 22, 1990 roll call on **SB 147** - Appendix.)

SB 147 was passed and the title agreed to.

Representative Sheehan moved that the vote by which **SB 147** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 253 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative L. Clark moved that **SB 253** be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 22, 1990 roll call on **SB 253** - Appendix.)

SB 253 was passed and the title agreed to.

Representative L. Clark moved that the vote by which **SB 253** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 229 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved that **SB 229** be passed.

On the roll call the vote was: Yeas 92, Nays 1. (See March 22, 1990 roll call on **SB 229** - Appendix.)

SB 229 was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **SB 229** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 136 taken from the Orders of the Day and ordered read at length for the third time. Representative

Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Yates moved that **SB 136** be passed.

On the roll call the vote was: Yeas 97, Nays 0. (See March 22, 1990 roll call on **SB 136** - Appendix.)

SB 136 was passed and the title agreed to.

Representative Yates moved that the vote by which **SB 136** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 72, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Barrows moved the adoption of Floor Amendment No. 2 to **SB 72**. Agreed.

Representative Barrows moved the adoption of Floor Amendment No. 3 to **SB 72**. Agreed.

Representative Barrows moved that **SB 72**, as amended, be passed.

On the roll call the vote was: Yeas 86, Nays 6. (See March 22, 1990 roll call on **SB 72** - Appendix.)

SB 72, as amended, was passed and the title agreed to.

Representative Barrows moved that the vote by which **SB 72**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 94, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved the adoption of Committee Substitute to **SB 94**. Agreed.

Representative Stumbo moved that **SB 94**, by way of Committee Substitute, be passed.

Representative B. Smith moved the adoption of Floor Amendment No. 1 to the Committee Substitute to **SB 94**. Agreed.

Representative Stumbo moved that **SB 94**, by way of Committee Substitute as amended, be passed.

On the roll call the vote was: Yeas 77, Nays 11. (See March 22, 1990 roll call on **SB 94** - Appendix.)

SB 94, by way of Committee Substitute as amended, was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 94**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 270 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Farrow moved that **SB 270** be passed.

On the roll call the vote was: Yeas 97, Nays 0. (See March 22, 1990 roll call on **SB 270** - Appendix.)

SB 270 was passed and the title agreed to.

Representative Farrow moved that the vote by which **SB 270** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 218, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved the adoption of Committee Amendment No. 1 to **SB 218**. Agreed.

Representative Deskins moved that **SB 218**, as amended, be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 22, 1990 roll call on **SB 218** - Appendix.)

SB 218, as amended, was passed and the title agreed to.

Representative Deskins moved that the vote by which **SB 218**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 19 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Bruce moved that **SB 19** be passed.

On the roll call the vote was: Yeas 82, Nays 7. (See March 22, 1990 roll call on **SB 19** - Appendix.)

SB 19 was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 19** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 81 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Yates moved that **SB 81** be passed.

On the roll call the vote was: Yeas 84, Nays 5. (See March 22, 1990 roll call on **SB 81** - Appendix.)

SB 81 was passed and the title agreed to.

Representative Yates moved that the vote by which **SB 81** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 812, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Barrows moved the adoption of Floor Amendment No. 1 to **HB 812**. Agreed.

Representative Barrows moved that **HB 812**, as amended, be passed.

On the roll call the vote was: Yeas 91, Nays 0. (See March 22, 1990 roll call on **HB 812** - Appendix.)

HB 812, as amended, was passed.

Representative Barrows moved the adoption of Floor Title Amendment to **HB 812**. Agreed; and the title was agreed to.

Representative Barrows moved that the vote by which **HB 812**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 43, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 43** is as follows:

HB 43, AN ACT relating to motor vehicle operator's licenses.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 159 IS CREATED TO READ AS FOLLOWS:

(1) When a student, age sixteen (16) or seventeen (17) drops out of school or is declared to be academically deficient, the school administrator or his designee shall notify the superintendent of schools of the district in which the student is a resident or is enrolled. The reports shall be made at the end of each semester but may be made earlier in the semester for accumulated absences. A student shall be deemed to have dropped out of school when he has nine (9) or more unexcused absences in the preceding semester. Any absences due to suspension shall be unexcused absences. A student shall be deemed to be academically deficient when he has not received passing grades in at least four (4) courses in the preceding semester. The local school board shall adopt a policy to reflect a similar standard for academic deficiency for students in alternative, special education, or part-time programs.

(2) Within ten (10) days after receiving the notification, the superintendent shall report the student's name and Social Security number to the Transportation Cabinet. As soon as possible thereafter, the cabinet shall notify the student that his operator's license, permit or privilege to operate a motor vehicle has been revoked or denied and shall inform the student of his right to a hearing before the District Court of appropriate venue to show cause as to the reasons his driver's license should be reinstated. Within fifteen (15) days after this notice is sent, the custodial parent, legal guardian, or next friend of the student may request an ex parte hearing before the District Court. The student shall not be charged District Court filing fees. The notification shall inform the student that he is not required to have legal counsel. Revocation under this subsection shall not be permitted unless the local school district shall operate an alternative education program approved by the Department of Education designed to meet the learning needs of students who are unable to succeed in the regular program.

(3) In order for the student to have his license reinstated, the court shall be satisfied that the license is needed to meet family obligations or family economic consideration which if unsatisfied would create an undue hardship or that the student is the only licensed driver in the household or the student is not considered a dropout or academically deficient pursuant to this section. If the student satisfies the court, the court shall notify the cabinet to reinstate the student's license at no cost. The student, if aggrieved by a decision of the court issued pursuant to this section, may appeal the decision within thirty (30) days to the Circuit Court of appropriate venue. A student who is being schooled at home shall be considered to be enrolled in school.

(4) A student who has had his license revoked under the provisions of this section may reapply for his driver's license as early as the end of the semester during which he enrolls in school and successfully completes the educational requirements. He shall provide proof issued by his school within the preceding thirty (30) days that he is enrolled and is not academically deficient.

Section 2. KRS 186.440 is amended to read as follows:

An operator's license shall not be granted to:

(1) Any person under the age of sixteen (16);

(2) ***Any person under the age of eighteen (18) who has not graduated from high school or who is not enrolled and successfully participating in school or who is not being schooled at home, except those persons who satisfy the District Court of appropriate venue pursuant to Section 1(3) of this Act that revocation of their license would create an undue hardship. Persons under the age of eighteen (18) shall present proof of complying with the requirements of Section 1 of this Act;***

(3) Any person whose operator's license has been suspended, during the period of suspension;

(4)[~~(3)~~] Any person whose operator's license has been revoked, nor to any nonresident whose privilege of exemption under KRS 186.430 has been refused or discontinued, until the expiration of the period for which the license was revoked, or for which the privilege was refused or discontinued;

(5)[~~(4)~~] An habitual drunkard or drug addict;

(6)[~~(5)~~] Any applicant who has previously been adjudged insane or mentally retarded, and who has not at the time of application been restored to competency by judicial decree or release from a hospital for the insane or mentally retarded with a certificate of the superintendent that the applicant is competent. The state police shall determine by examination that the person is competent to operate a motor vehicle with safety to persons and property;

(7)[~~(6)~~] Any person who in the opinion of the state police, after examination, is afflicted with such physical or mental disability as prevents him from exercising reasonable and ordinary control over a motor vehicle upon the highways;

(8)[~~(7)~~] Any person requiring corrective lenses who uses a compound lens system which increases the power of the lenses while restricting the field of vision;

(9)[~~(8)~~] Any person who is unable to understand highway warnings or direction signs in the English language;

(10)[~~(9)~~] Any person required by KRS 186.480 to take an examination who has not successfully passed the examination;

(11)[~~(10)~~] Any person required by KRS Chapter 187 to deposit proof of financial responsibility, who has not deposited that proof;

(12)[~~(11)~~] Any person who has not filed a correct and complete application signed in the presence of a person authorized to administer oaths; or

(13)[~~(12)~~] Any person whose operator's license has been suspended or revoked under the provisions of KRS Chapter 186 or 187 until the person has forwarded to the cabinet a reinstatement fee of five dollars ($5.00). The fee shall be paid by certified check or money order payable to the state treasurer to be credited to a trust and agency fund to be used in defraying the costs and expenses of administering a driver improvement program for problem drivers. The provisions of this subsection shall not apply to any person whose license was suspended for failure to meet the conditions set out in KRS 186.411 when, within one (1) year of suspension, the driving privileges of such individuals are reinstated ***or to any student who has had his license revoked pursuant to Section 1 of this Act***.

Section 3. KRS 186.450 is amended to read as follows:

(1) Any person who, except for his lack of instruction in operating a motor vehicle, would otherwise be qualified to obtain a permanent operator's license, may make application for and obtain an instruction permit, to be issued by the circuit court clerk in the county of the applicant's residence, and such permit shall be valid for not more than six (6) months. An applicant for relicensing after revocation shall pay the clerk a fee of twenty-five dollars ($25). The twenty-five dollar ($25) fee shall not apply to any person whose license was suspended for failure to meet the conditions described in KRS 186.411 when, within one (1) year of suspension, the driving privileges of such individuals are reinstated ***and persons reinstated pursuant to Section 1 of this Act***. The permit holder shall have this permit in his possession and be accompanied by a licensed operator occupying the seat beside the operator at all times while operating a motor vehicle upon the highway.

(2) Any person who, except for his lack of instruction in operating a motorcycle or moped, would otherwise be qualified to obtain a permanent motorcycle operator's license, may make application for and obtain an instruction permit, to be issued by the circuit court clerk in the county of the applicant's residence, and such permit shall be valid for not more than six (6) months. The permit holder shall have this permit in his possession at all times while operating a motorcycle upon the highway.

(3) The clerk, after determining that the applicant has fully complied with the laws governing the issuance of instruction permits shall, upon the request of the applicant, issue a permanent moped license. Any valid motor vehicle operator license may also be used in the operation of a moped.

(4) Any applicant for a permit who is under the age of eighteen (18) who has not graduated from high school shall provide proof issued by his school within the preceding thirty (30) days that the applicant is currently enrolled or has been enrolled in the prior semester of school and is not or has not been found academically deficient. In the case of a student being schooled at home, a statement from his parent or guardian that he is being schooled at home and is not academically deficient shall be provided.

Section 4. KRS 186.470 is amended to read as follows:

(1) The application of any minor under the age of eighteen for an operator's license, motorcycle operator's license or any instruction permit shall not be granted unless the application is signed by a parent or legal guardian of the applicant. Regardless of which parent signs the application, both parents shall be responsible as provided in KRS 186.590. If the minor has no father, mother or guardian, an operator's license or instruction permit shall not be granted to the minor unless his application is signed by a person willing to assume the obligation imposed by KRS 186.590 upon a person signing the application of a minor. Such a signature need not be required in the case of the renewal of a minor's license but the signature on the original application shall continue to make the parent, guardian or other person liable under the provisions of KRS 186.590 on all renewals of the minor's license until he reaches the age of eighteen unless the license, or any renewal thereof, is canceled as provided in subsection (2) of this section.

(2) A parent or a guardian of a minor applicant may file with the cabinet a verified written request that the license of the minor be canceled. Thereupon the license of the minor shall be canceled and the person who signed the application shall be relieved as to subsequent acts of the minor from the liability imposed by subsection (1) of KRS 186.590.

(3) The cabinet upon receipt of satisfactory evidence of the death of the person who signed the application of a minor for a license shall have the license canceled and no new license shall be issued to the minor until a new application, signed and verified, is made as required by this section.

(4) Any applicant for an operator's license who is under the age of eighteen (18) who has not graduated from high school shall provide proof issued by his school within the preceding thirty (30) days that the applicant is currently enrolled or has been enrolled in the prior semester of school and is not or has not been found academically deficient. In the case of a student being schooled at home, a statement from his parent or guardian that he is being schooled at home and is not academically deficient shall be provided.

Section 5. KRS 186.560 is amended to read as follows:

(1) The cabinet shall forthwith revoke the license of any operator of a motor vehicle upon receiving record of his conviction of any of the following offenses:

(a) Murder or manslaughter resulting from the operation of a motor vehicle;

(b) Driving a vehicle which is not a motor vehicle while under the influence of alcohol or any other substance which may impair one's driving ability;

(c) Perjury or the making of a false affidavit under KRS 186.400 to 186.640 or any law requiring the registration of motor vehicles or regulating their operation on highways;

(d) Any felony in the commission of which a motor vehicle is used;

(e) Conviction or forfeiture of bail upon three (3) charges of reckless driving within the preceding twelve (12) months;

(f) Conviction of driving a motor vehicle involved in an accident and failing to stop and disclose his identity at the scene of the accident;

(g) Conviction of theft of a motor vehicle or any of its parts, including the conviction of any person under the age of eighteen (18) years;

(h) Failure to have in full force and effect the security required by subtitle 39 of KRS Chapter 304 upon conviction of a second and each subsequent offense within any five (5) year period; and

(i) Conviction for fraudulent use of a driver's license or use of a fraudulent driver's license to purchase or attempt to purchase alcoholic beverages, as defined in KRS 241.010, in violation of KRS 244.085.

(2) If the person convicted of any offense named in subsection (1) of this section is not the holder of a license, the cabinet shall deny the person so convicted a license for the same period of time as though he had possessed a license which had been revoked. If through an inadvertence the defendant should be issued a license, the cabinet shall forthwith cancel it.

(3) The cabinet upon receiving a record of the conviction of any person upon a charge of operating a motor vehicle while the license of that person is denied or suspended, or revoked, or while his privilege to operate a motor vehicle is withdrawn, shall immediately extend the period of the first denial, suspension, revocation or withdrawal for an additional like period.

(4) The revocation or denial of a license or the withdrawal of the privilege of operating a motor vehicle for a violation of subsection (1)(a) of this section shall be for a period of not less than five (5) years. Revocations or denials under this section shall not be subject to any lessening of penalties authorized under any other provision of this section or any other statute.

(5) In all other cases, the revocation or denial of a license or the withdrawal of the privilege of operating a motor vehicle under this section shall be for a period of six (6) months, except that, if the same person has had one (1) previous conviction of any offense enumerated in subsection (1) of this section, regardless of whether the person's license was revoked because of the previous conviction, the period of the revocation, denial or withdrawal shall be one (1) year; if the person has had more than one (1) previous conviction of the offenses considered collectively as enumerated in subsection (1) of this section, regardless of whether the person's license was revoked for any previous conviction, the period of revocation, denial or withdrawal shall be for not less than two (2) years. Provided, however, the cabinet, upon receipt of the written recommendation of the court in which any person has been convicted of violating KRS 189.520(1) or KRS 244.085(5) as relates to instances in which a driver's license or fraudulent driver's license was the identification used or attempted to be used in the commission of the offense, who has had no previous conviction of said offense, that said person's operator's license shall not be revoked, restricts said person's operator's license according to such terms and conditions as the secretary in his discretion may require, provided said person has enrolled in such driver's education program as the cabinet shall require. In the event said person fails to satisfactorily complete said driver's education program or violates the restrictions on his operator's license, the cabinet shall forthwith revoke said operator's license for a period of six (6) months.

(6) Persons convicted of a first offense violation of KRS 189A.010 may elect to attend the driver's education program established by this section, or (at the option of the defendant) a licensed comprehensive care center education program, and no other. Attendance at the school shall not permit the retention of the operator's license. Successful completion of the school shall reduce the period of operator's license suspension from six (6) months to thirty (30) days as specified in KRS 189A.070(1)(a). The cabinet shall permit driver's education programs approved by the cabinet to offer a nine (9) hour driver's education program which may be completed in one (1) day and which shall satisfy the provisions of this section.

(7) License suspensions and revocations under KRS 189A.060, 189A.070, and 189A.080 shall be in addition to any other license revocation authorized by law or regulation. The powers of the Transportation Cabinet to revoke a license or lengthen the period of revocation shall not be affected by KRS Chapter 189A.

(8) In order to secure the reinstatement of a license to operate a motor vehicle or motorcycle restored following a period of suspension or revocation pursuant to KRS 189A.060, 189A.070, and 189A.080 the person whose license is suspended or revoked shall comply with the fees and other procedures of the Transportation Cabinet with regard to the reinstatement of suspended or revoked licenses.

(9) Any person or legal entity that seeks to offer, conduct or operate a driver's education program as provided in this section shall submit sufficient documentation to the cabinet in writing that such program is needed in the geographical area that is proposed to be served. The cabinet shall promulgate administrative regulations which specify what constitutes need for such programs in a given geographical area. The cabinet shall determine whether such need is shown to exist and shall establish by administrative regulation an appeals procedure. The provisions of this subsection shall not apply to any driver's education program operating with the approval of the cabinet prior to July 15, 1986.

(10) The cabinet shall revoke the license of any operator of a motor vehicle upon receiving notification that the person is under age eighteen (18) and has dropped out of school or is academically deficient, as defined in Section 1(1) of this Act.

Section 6. KRS 24A.170 is amended to read as follows:

(1) The filing fee for a civil case in district court shall be paid to the clerk at the time the case is filed and shall be thirty dollars ($30.00), except as provided below:

(a) Where the amount in controversy is five hundred dollars ($500) or less, the fee shall be fifteen dollars ($15.00);

(b) Where the case involves the probate of an estate, the fee shall be ten dollars ($10.00);

(c) Where the case involves the appointment of guardians, conservators, and curators and is not related to a pending probate proceeding, the fee shall be ten dollars ($10.00) for each appointment;

(d) Where the matter involves a name change for a natural person, the fee shall be ten dollars ($10.00);

(e) Where the case involves a paternity determination under KRS Chapter 406, the fee shall be ten dollars ($10.00);

(f) Where the case involves mental health proceedings under KRS Chapter 202A, 202B or 387, there shall be no fee except as provided in paragraph (c) of this subsection; [~~and~~]

(g) ***Where the case involves a hearing for a student pursuant to Section 1 of this Act, there shall be no fee; and***

(h) Filing forcible detainer actions .... $10.00.

(2) Additional fees shall be charged in district court civil cases as follows:

(a) Filing a third-party complaint $10.00

(b) Preparing a certification .... $ 1.00

(c) Providing a copy of a document (per page) .... $ .15

(d) Issuing orders of attachment; executions; writ of possession after judgment $10.00

(e) Issuing garnishments .... $ 2.00

(3) The additional fees required by subsection (2) of this section shall be paid to the clerk at the time the service is requested.

(4) The jury fee shall be assessed as costs and shall be paid to the clerk by the party against whom the costs have been assessed as follows:

For a jury of six (6) persons $12.50

(5) The following fee shall be paid directly to the sheriff or other officer serving the process by the party requesting the service, at the time of the request:

Service of process (per process) $10.00

(6) The cost incurred by the clerk in publishing a notice shall be paid by the party requesting the notice prior to the publication of the notice.

(7) The court, in its discretion, may provide for the payment of additional costs in cases requiring extraordinary services.

(8) The costs of an original deposition including appearance fees and mileage shall be assessed as costs.

Representative Ward moved that the House concur in Senate Committee Substitute to **HB 43**. Agreed.

Representative Ward moved that **HB 43**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: Yeas 87, Nays 9. (See March 22, 1990 roll call on **HB 43** - Appendix.)

HB 43, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Ward moved that the vote by which **HB 43**, by way Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 141 with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved that **SB 141** be passed.

On the roll call the vote was: Yeas 91, Nays 0. (See March 22, 1990 roll call on **SB 141** - Appendix.)

SB 141 was passed and the title agreed to.

Representative Deskins moved that the vote by which **SB 141** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 149 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved that **SB 149** be passed.

On the roll call the vote was: Yeas 90, Nays 3. (See March 22, 1990 roll call on **SB 149** - Appendix.)

SB 149 was passed and the title agreed to.

Representative Deskins moved that the vote by which **SB 149** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 154 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved that **SB 154** be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 22, 1990 roll call on **SB 154** - Appendix.)

SB 154 was passed and the title agreed to.

Representative Deskins moved that the vote by which **SB 154** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 202 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved that **SB 202** be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 22, 1990 roll call on **SB 202** - Appendix.)

SB 202 was passed and the title agreed to.

SB 205 taken from the Orders of the Day and ordered read at length for the third time. Representative

Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved that **SB 205** be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 22, 1990 roll call on **SB 205** - Appendix.)

SB 205 was passed and the title agreed to.

Representative Deskins moved that the vote by which **SB 205** was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message

Announcing the passage of **SCR 133, HB 51, HB 128, HB 678, HB 724** and **HJR 81.**

Orders of the Day (Continued)

SB 156 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved that **SB 156** be passed.

On the roll call the vote was: Yeas 97, Nays 1. (See March 22, 1990 roll call on **SB 156** - Appendix.)

SB 156 was passed and the title agreed to.

Representative Deskins moved that the vote by which **SB 156** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 182 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved that **SB 182** be passed.

On the roll call the vote was: Yeas 56, Nays 36. (See March 22, 1990 roll call on **SB 182** - Appendix.)

SB 182 was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **SB 182** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 194 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Bruce moved that **SB 194** be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 22, 1990 roll call on **SB 194** - Appendix.)

SB 194 was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 194** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 207 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Richards moved that **SB 207** be passed.

On the roll call the vote was: Yeas 91, Nays 2. (See March 22, 1990 roll call on **SB 207** - Appendix.)

SB 207 was passed and the title agreed to.

Representative Richards moved that the vote by which **SB 207** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 877 taken from the Orders of the Day and ordered read at length for the third time. Representative

Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Richards moved that **HB 877** be passed.

On the roll call the vote was: Yeas 98, Nays 0. (See March 22, 1990 roll call on **HB 877** - Appendix.)

HB 877 was passed and the title agreed to.

Representative Richards moved that the vote by which **HB 877** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 366, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 366** is as follows:

Amend printed copy of **HB 366** on page 4, line 1, after the word "first" by deleting the new language "***or***"; and

On page 4, line 2, before the word "class" by deleting the new language "***second***"; and

On page 4, line 2, after the word "class" and before the word "having" by inserting the following new language:

"***; or when authorized by ordinance of the fiscal court of a county containing a city of the second class,***".

Representative Richards moved that the House concur in Senate Amendment No. 1 to **HB 366**. Agreed

Representative Richards moved that **HB 366**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 96, Nays 1. (See March 22, 1990 roll call on **HB 366** - Appendix.)

HB 366, as amended by the Senate, was passed and the title agreed to.

Representative Richards moved that the vote by which **HB 366**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 215 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative McElroy moved that **SB 215** be passed.

On the roll call the vote was: Yeas 85, Nays 5. (See March 22, 1990 roll call on **SB 215** - Appendix.)

SB 215 was passed and the title agreed to.

Representative McElroy moved that the vote by which **SB 215** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 169, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Geveden moved the adoption of Committee Amendment No. 1 to **SB 169**. Agreed.

Representative B. Smith moved that **SB 169**, as amended, be passed.

On the roll call the vote was: Yeas 76, Nays 12. (See March 22, 1990 roll call on **SB 169** -- Appendix.)

SB 169, as amended, was passed and the title agreed to.

Representative B. Smith moved that the vote by which **SB 169**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 86, with House Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Scorsone moved the adoption of House Committee Substitute to **SB 86**. Agreed.

Representative Scorsone moved that **SB 86**, by way of House Committee Substitute, be passed.

On the roll call the vote was: Yeas 28, Nays 70. (See March 22, 1990 roll call on **SB 86** - Appendix.)

SB 86, by way of House Committee Substitute, was defeated.

Representative B. Richardson moved that the vote by which **SB 86**, by way of Committee Substitute, was defeated be reconsidered and said motion be placed on the table. Agreed.

HB 243, with Committee Substitute and Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Donnermeyer moved the adoption of Committee Substitute to **HB 243**. Agreed.

Representative Donnermeyer moved that **HB 243**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 88, Nays 0. (See March 22, 1990 roll call on **HB 243** - Appendix.)

HB 243, by way of Committee Substitute, was passed.

Representative Donnermeyer moved the adoption of the Committee Title Amendment to the Committee Substitute to **HB 243**. Agreed; and the title was agreed to.

Representative Donnermeyer moved that the vote by which **HB 243**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 836 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **HB 836** be passed.

On the roll call the vote was: Yeas 92, Nays 0. (See March 22, 1990 roll call on **HB 836** - Appendix.)

HB 836 was passed and the title agreed to.

Representative Stumbo moved that the vote by which **HB 836** was passed be reconsidered and said motion be placed on the table. Agreed.

HCR 144 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Zimmerman moved that **HCR 144** be passed.

On the roll call the vote was: Yeas 91, Nays 0. (See March 22, 1990 roll call on **HCR 144** - Appendix.)

HCR 144 was passed and the title agreed to.

Representative Zimmerman moved that the vote by which **HCR 144** was passed be reconsidered and said motion be placed on the table. Agreed.

HCR 169 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Priddy moved that **HCR 169** be passed.

On the roll call the vote was: Yeas 85, Nays 0. (See March 22, 1990 roll call on **HCR 169** - Appendix.)

HCR 169 was passed and the title agreed to.

Representative Priddy moved that the vote by which **HCR 169** was passed be reconsidered and said motion be placed on the table. Agreed.

HCR 170 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Priddy moved that **HCR 170** be passed.

On the roll call the vote was: Yeas 91, Nays 0. (See March 22, 1990 roll call on **HCR 170** - Appendix.)

HCR 170 was passed and the title agreed to.

Representative Priddy moved that the vote by which **HCR 170** was passed be reconsidered and said motion be placed on the table. Agreed.

HJR 178 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Priddy moved that **HJR 178** be passed.

On the roll call the vote was: Yeas 84, Nays 1. (See March 22, 1990 roll call on **HJR 178** - Appendix.)

HJR 178 was passed and the title agreed to.

Representative Priddy moved that the vote by which **HJR 178** was passed be reconsidered and said motion be placed on the table. Agreed.

HJR 179 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative A. Jones moved that **HJR 179** be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 22, 1990 roll call on **HJR 179** - Appendix.)

HJR 179 was passed and the title agreed to.

Representative A. Jones moved that the vote by which **HJR 179** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 929, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Mason moved the adoption of Floor Amendment No. 1 to **HB 929**. Agreed.

Representative Stumbo moved that **HB 929**, as amended, be passed.

On the roll call the vote was: Yeas 81, Nays 13. (See March 22, 1990 roll call on **HB 929** - Appendix.)

HB 929, as amended, was passed and the title agreed to.

Representative Stumbo moved that the vote by which **HB 929**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 271 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved that **SB 271** be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 22, 1990 roll call on **SB 271** - Appendix.)

SB 271 was passed and the title agreed to.

Representative Deskins moved that the vote by which **SB 271** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 340, with Committee Amendment and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Donnermeyer moved the adoption of Committee Amendment No. 1 to **SB 340**. Agreed.

Representative Donnermeyer moved the adoption of Floor Amendment No. 1 to **SB 340**. Agreed.

Representative Donnermeyer moved that **SB 340**, as amended, be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 22, 1990 roll call on **SB 340** - Appendix.)

SB 340, as amended, was passed and the title agreed to.

Representative Donnermeyer moved that the vote by which **SB 340**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 39, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ward moved the adoption of Committee Amendment No. 1 to **SB 39**. Agreed.

Representative Ward moved that **SB 39**, as amended, be passed.

On the roll call the vote was: Yeas 65, Nays 16. (See March 22, 1990 roll call on **SB 39** - Appendix.)

SB 39, as amended, was passed and the title agreed to.

Representative Ward moved that the vote by which **SB 39**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 209, with Committee Amendment and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ward moved the adoption of Committee Amendment No. 1 to **SB 209**. Agreed.

Representative Ward moved that **SB 209**, as amended, be passed.

Representative Farrow moved the adoption of Floor Amendment No. 1 to **SB 209**. Rejected.

Representative Ward moved that **SB 209**, as amended, be passed.

On the roll call the vote was: Yeas 82, Nays 11. (See March 22, 1990 roll call on **SB 209** - Appendix.)

SB 209, as amended, was passed and the title agreed to.

Representative Ward moved that the vote by which **SB 209**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 863, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Riner moved the adoption of Committee Amendment No. 1 to **HB 863**. Agreed.

Representative Riner moved that **HB 863**, as amended, be passed.

On the roll call the vote was: Yeas 88, Nays 0. (See March 22, 1990 roll call on **HB 863** - Appendix.)

HB 863, as amended, was passed and the title agreed to.

Representative Riner moved that the vote by which **HB 863**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 5, with Committee Amendment and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hancock moved the adoption of Committee Amendment No. 1 to **HB 5**. Agreed.

Representative P. Richardson moved the adoption of Floor Amendment No. 1 to **HB 5**. Agreed.

Representative P. Richardson moved that **HB 5**, as amended, be passed.

On the roll call the vote was: Yeas 86, Nays 2. (See March 22, 1990 roll call on **HB 5** - Appendix.)

HB 5, as amended, was passed and the title agreed to.

Representative P. Richardson moved that the vote by which **HB 5**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 475, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative L. Clark moved the adoption of Committee Substitute to **HB 475**. Agreed.

Representative L. Clark moved that **HB 475**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 76, Nays 3. (See March 22, 1990 roll call on **HB 475** - Appendix.)

HB 475, by way of Committee Substitute, was passed and the title agreed to.

Representative L. Clark moved that the vote by which **HB 475**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 563, with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Moberly moved the adoption of Floor Amendment No. 1 to **HB 563**. Agreed.

Representative Moberly moved that **HB 563**, as amended, be passed.

On the roll call the vote was: Yeas 86, Nays 1. (See March 22, 1990 roll call on **HB 563** - Appendix.)

HB 563, as amended, was passed and the title agreed to.

Representative Moberly moved that the vote by which **HB 563**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 617, with Committee Substitute and Floor Title Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Moberly moved the adoption of Committee Substitute to **HB 617**. Agreed.

Representative Moberly moved that **HB 617**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 82, Nays 4. (See March 22, 1990 roll call on **HB 617** - Appendix.)

HB 617, by way of Committee Substitute, was passed.

Representative Moberly moved the adoption of the Floor Title Amendment to the Committee Substitute to **HB 617**. Agreed; and the title was agreed to.

Representative Moberly moved that the vote by which **HB 617**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HCR 205, with Committee Amendment and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative A. Jones moved the adoption of Committee Amendment No. 1 to **HCR 205**. Agreed.

Representative A. Jones moved the adoption of Floor Amendment No. 1 to **HCR 205**. Agreed.

Representative A. Jones moved that **HCR 205**, as amended, be passed.

On the roll call the vote was: Yeas 80, Nays 2. (See March 22, 1990 roll call on **HCR 205** - Appendix.)

HCR 205, as amended, was passed.

Representative A. Jones moved the adoption of Floor Title Amendment to **HCR 205**. Agreed; and the title was agreed to.

Representative A. Jones moved that the vote by which **HCR 205**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HR 3 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Bruce moved the adoption of **HR 3**. Agreed.

SB 190, with Committee Amendment and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative R. Smith moved the adoption of Committee Amendment No. 1 to **SB 190**.

On the roll call the vote was yeas 38—Ackerson, Adkins, Arnold, Bentley, Blandford, Blevins, Bronger, Brown, Bruce, Gray, Hancock, J. Harper, Keith, LeMaster, Lewis, Long, Maggard, McBee, McElroy, Moberly, Morris, Mullinix, Noe, Northup, O'Brien, Pritchett, Rapier, Richards, B. Richardson, P. Richardson, Ridley, Siler, B. Smith, R. Smith, Todd, Ward, White, Zimmerman. Nays 36—Allen, Altman, Ark, Butler, Callahan, Castleman, L. Clark, P. Clark, Cline, Crupper, Deskins, Ford, Freibert, Gedling, Geveden, K. Harper, Heleringer, Hourigan, Jackson, Jensen, A. Jones, Kerr, Lear, Lefevers, Little, Lyne, Napier, Nett, Overstreet, Reinhardt, Sheehan, Strong, Stumbo, Turner, Worthington, Yates.

The Committee Amendment No. 1 to **SB 190** was adopted.

Representative R. Smith moved that **SB 190**, as amended, be passed.

Representative Crupper moved the adoption of Floor Amendment No. 2 to **SB 190**. Agreed.

Representative Brown moved that the vote on Committee Amendment No. 1 to **SB 190** be reconsidered. Agreed.

Representative Brown moved the adoption of Committee Amendment No. 1 to **SB 190**. Rejected.

On the roll call the vote was: Yeas 86, Nays 3. (See March 22, 1990 roll call on **SB 190** - Appendix.)

SB 190, as amended, was passed and the title agreed to.

Representative R. Smith moved that the vote by which **SB 190**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 174, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Cline moved the adoption of Floor Amendment No. 2 to **SB 174**. Agreed.

Representative Castleman moved that **SB 174**, as amended, be passed.

On the roll call the vote was: Yeas 77, Nays 4. (See March 22, 1990 roll call on **SB 174** - Appendix.)

SB 174, as amended, was passed and the title agreed to.

Representative Castleman moved that the vote by which **SB 174**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 210, with House Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hancock moved the adoption of House Committee Substitute to **SB 210**. Agreed.

Representative Hancock moved that **SB 210**, by way of House Committee Substitute, be passed.

On the roll call the vote was: Yeas 84, Nays 0. (See March 22, 1990 roll call on **SB 210** - Appendix.)

SB 210, by way of House Committee Substitute, was passed and the title agreed to.

Representative Hancock moved that the vote by which **SB 210**, by way of House Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 275 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Castleman moved that **SB 275** be passed.

On the roll call the vote was: Yeas 85, Nays 2. (See March 22, 1990 roll call on **SB 275** - Appendix.)

SB 275 was passed and the title agreed to.

Representative Castleman moved that the vote by which **SB 275** was passed be reconsidered and said motion be placed on the table. Agreed.

HCR 188, with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Clarke moved the adoption of Floor Amendment No. 1 to **HCR 188**. Agreed.

Representative Clarke moved that **HCR 188**, as amended, be passed.

On the roll call the vote was: Yeas 83, Nays 0. (See March 22, 1990 roll call on **HCR 188** - Appendix.)

HCR 188, as amended, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HCR 188**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 290 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative LeMaster moved that **SB 290** be passed.

On the roll call the vote was: Yeas 81, Nays 5. (See March 22, 1990 roll call on **SB 290** - Appendix.)

SB 290 was passed and the title agreed to.

Representative LeMaster moved that the vote by which **SB 290** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 240 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved that **SB 240** be passed.

On the roll call the vote was: Yeas 79, Nays 3. (See March 22, 1990 roll call on **SB 240** - Appendix.)

SB 240 was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **SB 240** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 217, with Committee Amendment and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative R. Smith moved the adoption of Committee Amendment No. 1 to **SB 217**. Agreed.

Representative R. Smith moved that **SB 217**, as amended, be passed.

On the roll call the vote was: Yeas 81, Nays 2. (See March 22, 1990 roll call on **SB 217** - Appendix.)

SB 217, as amended, was passed and the title agreed to.

Motions, Petitions and Communications

Representative Stumbo moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 229, by Representative Stumbo: A RESOLUTION relating to the calendar of the 1990 Regular Session of the General Assembly.

Representative Stumbo moved the adoption of the following **HR 229**:

HR 229, A RESOLUTION relating to the calendar of the 1990 Regular Session of the General Assembly.

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. The calendar of the 1990 Regular Session of the General Assembly, previously adopted by the Legislative Research Commission, is amended as follows:

(1) March 30, 1990 shall be designated as the fifty-eighth legislative day; and

(2) April 13, 1990 shall be designated as the sixtieth legislative day.

HR 229 was adopted by voice vote.

Representative Stumbo moved that the three day posting requirement be waived on the following Bills and Resolutions: **SCR 112**, **SB 281**, **SB 356**, **SB 399**, **SB 336**, **SJR 57**, **SJR 58**, **SB 398**, **HB 837** and **HB 729**. Agreed.

Representative Kerr moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 228, by Representative Kerr: A RESOLUTION honoring Michael Tolliver, Secondary Principal of the Year.

Representative Kerr moved the adoption of the following **HR 228**:

HR 228, A RESOLUTION honoring Michael Tolliver, Secondary Principal of the Year.

WHEREAS, exemplary schools have been found to have strong and effective leadership and this certainly is the case with Simon Kenton High School and its principal, Michael Tolliver; and

WHEREAS, Michael Tolliver graduated from Simon Kenton High School and went on to receive his bachelor of arts degree from the University of Kentucky and his master of arts degree from Xavier University; and

WHEREAS, Michael Tolliver returned to Simon Kenton High School as a mathematics teacher in 1971, became assistant principal in 1978 and was named principal in 1988; and

WHEREAS, since assuming the position of principal, Michael Tolliver has been awarded a lifetime membership in the Kentucky PTA by the Kenton County Council and has received a lifetime membership in the National Parent Teachers Association, which is the highest award given by that organization; and

WHEREAS, Michael Tolliver received from the Kenton County School Board the VIP Award which is awarded for outstanding service to education; and

WHEREAS, helping students is the primary goal of Michael Tolliver and this dedication is known by staff, parents, and students alike; and

WHEREAS, the leadership demonstrated by Michael Tolliver has been recognized by the Kentucky Department of Education which named him Secondary Principal of the Year; and

WHEREAS, Superintendent of Public Instruction, John Brock, has just presented the Flag of Excellence to Michael Tolliver because Simon Kenton High School has the most improved dropout rate;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does applaud and congratulate Michael Tolliver on his achievements and vision.

Section 2. That the House of Representatives holds Michael Tolliver in the highest esteem as an example of the innovative and dedicated leadership so necessary to enable our young citizens to graduate with the ability to function well in the community and contribute to their community and the Commonwealth.

Section 3. That the Clerk of the House transmit two copies of this resolution to Michael Tolliver, principal of Simon Kenton High School, 5545 Madison Pike, Independence, Kentucky, 41051 and Superintendent Dr. John Forbeck, Kenton County Schools, 5533 Madison Pike, Independence, Kentucky, 40151.

HR 228 was adopted by voice vote.

Representative Reinhardt moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative Reinhardt moved the adoption of the following Legislative Citation No. 77. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby honors the members of the Campbell County High School Wrestling Team.

This body recognizes and congratulates Campbell County High School Wrestling Team for outstanding achievement in the 1990 season, culminating in the highest achievement in our state, the State Championship. Your 15-1 season record is a dramatic demonstration of your dedication, hard work, school spirit and personal sacrifice.

This prestigious body joins Representative Jon David Reinhardt in saluting you and may many more victories crown your efforts.

Representative Reinhardt individually honored the following members of the Campbell County High School Wrestling Team:

Joe Arkenau, Marc Barrett, Bryce Dawn, Joe Davis, Mike Davis, Bryan Goodwin, Glen Gray, Chris Hagen, Hans Hagen, Phil Hagen, Tom Hardy, Ryan Heck, Bryon Hines, Josh Hines, Junior Leap, Aaron Mains, Matt Mains, Mickey Meyer, Jim Newman, Brandon Pape, Denny Pelle, Jon Saner, Jay Segura, Eric Stone, Mike Straus, Jere Turner, Rick Turner, John Warth, Brandon Wilkens, Curt Zinga, and Head Coach Mike Bankemper, Assistant Coaches Ken Bachman, Willis Barrett, Bruce Nelson, and Statisticians Dana Buckner, Denise Krebs, Andrea Lampe, Nancy Jo Lampe, and Tracie Pfefferman.

Representative Farrow moved that **HB 694** be taken from the Clerk's Desk and placed in the Regular Orders of the Day, March 23, 1990. Agreed.

Representative Heleringer moved the adoption of the following **HR 218**:

HR 218, A RESOLUTION honoring Johnny O. Cole.

WHEREAS, Johnny O. Cole graduated from Bowling Green High Street High School and received his BA from Bellarmine College in 1969; and

WHEREAS, when Johnny O. Cole graduated from Bellarmine, he embarked upon a busy life of volunteer service to his community while pursuing his business career; and

WHEREAS, Johnny O. Cole has been a member of the Louisville and Kentucky Jaycees and was chosen the Outstanding Young Man in the Community in 1979; and

WHEREAS, Johnny O. Cole has served on the Board of Directors of Louisville Big Brothers and Big Sisters; and

WHEREAS, Johnny O. Cole has been a member of the Jefferson Vocational Educational Regional Advisory Committee, the Louisville Chapter of the Urban League, and the Kentucky Derby Festival Thoroughbreds; and

WHEREAS, Johnny O. Cole is a member of the Steering Committee and Board of Managers for the Chestnut Street YMCA and formerly was the chairman of the Steering Committee; and

WHEREAS, Johnny O. Cole is a member of the Board of Overseers for Bellarmine College and the Leadership Louisville Foundation; and

WHEREAS, Johnny O. Cole has supported the Metro United Way and is chairman of the Youth Involvement Committee; and

WHEREAS, Johnny O. Cole is Assistant to the General Manager of Philip Morris U.S.A. and has been named 1990 Louisville Black Achiever of the Year;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this esteemed and honorable body applauds and congratulates Johnny O. Cole as being an outstanding citizen of the Commonwealth.

Section 2. That the House of Representatives regards Johnny O. Cole as a shining example of dedication to the welfare of his community.

Section 3. That the Clerk of the House of Representatives be directed to transmit a copy of this resolution to Johnny O. Cole at his home at 14316 Micawber Way, Louisville, Kentucky 40223.

HR 218 was adopted by voice vote.

Representative Stumbo moved that when the House adjourns this day, it do so by voice vote. Agreed.

Representative Stumbo moved that when the House adjourns it do so until 10:00 a.m., Friday, March 23, 1990. Agreed.

Recess

Representative Stumbo moved that the House recess for five minutes for a meeting of the Committee on Rules. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Motions, Petitions and Communications (Continued)

Representative Stumbo moved that the rules be suspended for Introduction of Resolutions, Report of Committees and Posting of Bills and Resolutions for Consideration. Agreed.

Introductions

HR 230, by Representative Farrow: A RESOLUTION honoring John Denny Ashley.

Report of Committees

The Committee on Rules reported **HB 889, SB 17, SB 103, SB 125, SB 155, SB 172, SB 173, SB 181, SB 242, SB 249, SB 280, SB 289, SB 311, SCR 109, HB 132, HB 259, HB 276, HB 478, HB 489, HB 557, SB 82, SB 239, SB 257, SB 269, SCR 73, SCR 74, SCR 91, SCR 92, SJR 93, HB 667, SB 304, HB 759, HB 844, HB 920, SB 355, SB 405, SCR 11, SCR 71, SCR 97, SJR 110, HB 866, SB 265, HB 196, HB 306, HB 307** and **HB 799** have been posted for passage in Orders of the Day, March 23, 1990.

The Committee on Rules reported the following Consent Bills have been posted for passage in Regular Orders of the Day, March 23, 1990: **SB 315, SB 132, SB 89, SB 90, SB 91, SB 92, SB 95, SB 97, SB 112, SB 313, SB 314, SB 350.**

The Committee on Rules reported the following Bill has been recommitted:

State Government: **HB 25**.

Representative Cline moved that the Rules be suspended for the purpose of making a motion concerning co-sponsors. Agreed.

Representative Cline moved that all properly filed co-sponsor requests be approved. Agreed.

The following members filed requests to have their names added as co-sponsors of Bills and Resolutions:

HB 478, Representative Siler; **HB 810**, Representative Siler; **HB 929**, Representative B. Smith; **HCR 129**, Representative P. Clark; **HCR 144**, Representative Lile; **HCR 161**, Representative Ackerson.

Representatives Bruce and Blevins request that their names be withdrawn as co-sponsors of **HB 541**. Agreed.

Representative Siler moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Siler moved that his vote be changed from "yea" to "abstain" on **HB 5**. Agreed.

Representative Callahan moved that his vote be changed from "nay" to "yea" on **SB 39**. Agreed.

Representative Kerr moved that his vote be changed from "yea" to "nay" on **SB 94**. Agreed.

Representative Strong moved that his vote be changed from "yea" to "abstain" on **HB 358**. Agreed.

Representative Strong moved that his vote be changed from "yea" to "nay" on **SB 94** and **HB 475**. Agreed.

Representative Cline moved that he be recorded as voting "yea" on **HB 812**. Agreed.

Representative Callahan moved that he be recorded as voting "yea" on **HB 635, HB 755, HB 809, HB 898, HB 911, HB 500**. Agreed.

Representative Riner moved that he be recorded as voting "yea" on **HB 243, HCR 170, HCR 144, HB 778**. Agreed.

Representative Freibert moved that she be recorded as voting "yea" on **HB 731** and **HB 5**. Agreed.

Representative Blevins moved that he be recorded as voting "yea" on **HB 563**, **HB 617**, **HCR 205**, **HR 3**. Agreed.

Representative Jackson moved that he be recorded as voting "yea" on **HB 449**, **HB 400**, **HB 487** and **HB 5**. Agreed.

Representative Deskins moved that he be recorded as voting "yea" on **HB 243**. Agreed.

Representative Mason moved that he be recorded as voting "yea" on **HB 243**. Agreed.

Announcements

The Clerk announced the filing of the following Floor Amendments:

Floor Amendment No. 1 to **SB 226**, by Representative Hourigan:

Amend printed GA copy of **SB 226**, on page 12, line 18, by adding thereafter the following:

"Section 4. KRS 61.545 is amended to read as follows:

(1) The board shall determine by appropriate administrative regulations how much service in any year is the equivalent of a year of service credit and how much service in any calendar month is the equivalent of a month of service credit, but in no case shall it allow credit for more than one (1) year of service for all service rendered in any period of twelve (12) consecutive months except as provided in KRS 61.546 and in subsection (2) of this section.

(2) Employes participating in one (1) of the state administered retirement systems who are or have been employed by a school district participating in the county employes retirement system to work less than twelve (12) months each year may purchase the additional months of service credit needed to total one (1) year of service credit. The employe or the school district may purchase the service credit by paying the retirement system the member and employer contributions calculated on the average monthly rate multiplied by the number of months to be purchased. The payment must be received by the retirement system by December 31 immediately following the school year in which the fractional year's service occurred. Members who have service credit prior to July 1, ***1990*** [~~1986~~], or their employers, may purchase service credit for previous years if payment is made by August 1, ***1991*** [~~1987~~]."

Floor Amendment No. 1 to **SB 183**, by Representative Geveden:

Amend printed GA copy of **SB 183** on page 37, below line 26, to insert the following:

"Section 1. KRS 186.450 is amended to read as follows:

(1) Any person who, except for his lack of instruction in operating a motor vehicle, would otherwise be qualified to obtain a permanent operator's license, may make application for and obtain an instruction permit, to be issued by the circuit court clerk in the county of the applicant's residence, and ***the*** [~~such~~] permit shall be valid for not more than six (6) months. An applicant for relicensing after revocation shall pay the clerk a fee of twenty-five dollars ($25). The twenty-five dollar ($25) fee shall not apply to any person whose license was suspended for failure to meet the conditions described in KRS 186.411 when, within one (1) year of suspension, the driving privileges of ***the*** [~~such~~] individuals are reinstated. The permit holder shall have this permit in his possession and be accompanied by a licensed operator occupying the seat beside the operator at all times while operating a motor vehicle upon the highway.

(2) Any person who, except for his lack of instruction in operating a motorcycle or moped, would otherwise be qualified to obtain a permanent motorcycle operator's license, may make application for and obtain an instruction permit, to be issued by the circuit court clerk in the county of the applicant's residence, and ***the*** [~~such~~] permit shall be valid for not more than six (6) months. The permit holder shall have this permit in his possession at all times while operating a motorcycle upon the highway.

(3) ***Prior to taking a test for a permanent operator's license, but after receiving an instruction permit, the permittee shall attend an instructional program on the dangers of driving under the influence of alcohol beverages established pursuant to KRS 186.574(4).***

(4) The clerk, after determining that the applicant has fully complied with the laws governing the issuance of instruction permits shall, upon the request of the applicant, issue a permanent moped license. Any valid motor vehicle operator license may also be used in the operation of a moped.

Section 17. KRS 186.574 is amended to read as follows:

(1) The Transportation Cabinet shall establish a driver improvement program for new drivers and for traffic offenders. The program shall be composed of uniform education and training elements designed to create a lasting and corrective influence on the driving performance of traffic offenders. District Courts may in lieu of assessing penalties for traffic offenses, other than for KRS 189A.010, sentence offenders to ***the*** [~~said~~] driver improvement program and no other.

(2) ***When*** [~~Whenever~~] any district court stipulates in its judgment of conviction that a person attend a driver improvement program, the court shall so indicate in the space provided on the abstract of conviction filed with the Transportation Cabinet. Upon receipt of ***the*** [~~such~~] abstract, the Transportation Cabinet, or its representative, shall forthwith schedule ***the*** [~~such~~] person to attend a driver improvement program. Failure of ***the*** [~~such~~] person to attend and satisfactorily complete a driver improvement program in compliance with the court order, may be punished as contempt of the sentencing court.

(3) The Transportation Cabinet shall supervise, operate and administer ***the*** [~~said~~] driver improvement program, and shall promulgate [~~such~~] regulations [~~as are~~] necessary relating to facilities, equipment, courses of instruction, instructors and records of the program. ***If*** [~~In the event~~] a person sentenced under subsection (1) of this section does not attend or satisfactorily complete the prescribed driver improvement program, the Transportation Cabinet may deny that person a license or suspend the license of that person until he reschedules attendance or completes the driver improvement clinic, at which time any [~~such~~] denial or suspension shall be rescinded.

(4) ***The Transportation Cabinet shall establish, in addition to the driver improvement program provided by subsection (1) of this section, an additional driver training program for those instruction permit holders required to attend an instructional program pursuant to KRS 186.450(3). The program shall include information and a video presentation on the dangers of driving under the influence of alcoholic beverages. The fee for the program established pursuant to this subsection shall be no more than fifteen dollars ($15).***

(5) Persons participating in the driver improvement program as provided in ***subsection (1) of*** this section shall, upon sentencing, pay a fee of fifteen dollars ($15.00) to defray the cost of operating the program."; and

On page 38, line 1, to delete "Section 16." and insert in lieu thereof "Section 18."

Floor Amendment No. 1 to **SB 108**, by Representative Castleman:

Amend printed GA copy of **SB 108** on page 15, after line 25, by inserting the following language:

"Section 4. KRS 18A.115 is amended to read as follows:

(1) The classified service to which KRS 18A.005 to 18A.200 shall apply shall comprise all positions in the state service now existing or hereafter established, except the following:

(a) The General Assembly and employes of the General Assembly including the employes of the Legislative Research Commission;

(b) Officers elected by popular vote and persons appointed to fill vacancies in elective offices;

(c) Members of boards and commissions;

(d) Officers and employes on the staff of the Governor, the Lieutenant Governor, the office of the secretary of the Governor's cabinet, and the office of program administration;

(e) Cabinet secretaries, commissioners, office heads, and the administrative heads of all boards and commissions, including the executive director of Kentucky Educational Television;

(f) Employes of Kentucky Educational Television who have been determined to be exempt from classified service by the Kentucky Authority for Educational Television, which shall have sole authority over such exempt employes for employment, dismissal and setting of compensation, up to the maximum established for the executive director and his principal assistants;

(g) One (1) principal assistant or deputy for each person exempted under subsection (1)(e) of this section;

(h) One (1) additional principal assistant or deputy as may be necessary for making and carrying out policy for each person exempted under subsection (1)(e) of this section in those instances in which the nature of the functions, size or complexity of the unit involved are such that the commissioner approves such an addition on petition of the relevant cabinet secretary or department head and such other principal assistants, deputies, or other major assistants as may be necessary for making and carrying out policy for each person exempted under subsection (1)(e) of this section in those instances in which the nature of the functions, size or complexity of the unit involved are such that the board may approve such an addition or additions on petition of the department head approved by the commissioner;

(i) Division directors subject to the provisions of KRS 18A.170. Division directors in the classified service as of January 1, 1980, shall remain in the classified service;

(j) Physicians employed as such;

(k) One (1) private secretary for each person exempted under subsection (1)(e), (g) and (h) of this section;

(l) The judicial department, referees, receivers, jurors, and notaries public;

(m) Officers and members of the staffs of state universities and colleges and student employes of such institutions; officers and employes of the teachers' retirement system; and officers, teachers, and employes of local boards of education;

(n) Patients or inmates employed in state institutions;

(o) Persons employed in a professional or scientific capacity to make or conduct a temporary or special inquiry, investigation, or examination on behalf of the General Assembly, or a committee thereof, or by authority of the Governor, and persons employed by state agencies for a specified, limited period to provide professional, technical, scientific, or artistic services under the provisions of KRS 45.700 to 45.720;

(p) Seasonal, temporary, and emergency employes;

(q) Federally funded time-limited employes;

(r) Officers and members of the state militia;

(s) State police troopers and sworn officers in the Department of State Police, Justice Cabinet;

(t) University or college engineering students or other students employed part-time or part-year by the state through special personnel recruitment programs; provided that while so employed such aides shall be under contract to work full-time for the state after graduation for a period of time approved by the commissioner or shall be participants in a cooperative education program approved by the commissioner;

(u) Superintendents of state mental institutions, including heads of mental retardation centers, and penal and correctional institutions as referred to in KRS 196.180(2);

(v) Staff members of the Kentucky Historical Society, if they are hired in accordance with KRS 171.311;

(w) County and commonwealth's attorneys and their respective appointees;

(x) ***The*** [~~Chief district engineers and the~~] state highway engineer.

(2) Nothing in KRS 18A.005 to 18A.200 is intended, or shall be construed, to alter or amend the provisions of KRS 150.022 and 150.061.

(3) Nothing herein is intended or shall be construed to affect any nonmanagement, nonpolicy-making position which must be included in the classified service as a prerequisite to the grant of federal funds to a state agency.

(4) Career employes within the classified service promoted to positions exempted from classified service shall, upon termination of their employment in the exempted service, revert to a position in that class in the agency from which they were terminated if a vacancy in that class exists. If no such vacancy exists, they shall be considered for employment in any vacant position for which they were qualified pursuant to KRS 18A.130 and 18A.135.

(5) Nothing herein shall be construed as precluding appointing officers from filling unclassified positions in the manner in which positions in the classified service are filled except as otherwise provided herein.

On page 4, line 3, Section 3 becomes Section 4.

On page 4, line 5, before the word "***This***" by inserting the words "***Sections 1 and 2 of***".

Floor Amendment No. 1 to the House Committee Substitute to SB 89, by Representative Geveden:

Amend printed copy of HCS for SB 89 on page 20, after line 11, by inserting the following:

"SECTION 11. A NEW SECTION OF KRS CHAPTER 152 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created Kentucky Horizons as an agency of state government which shall be assigned to the Cabinet for Economic Development for administrative purposes.

(2) The mission of Kentucky Horizons shall be to develop strategic long-range economic plans, which are implemented across all state institutions and programs, and to be Kentucky's proponent and coordinator of state economic analyses and plans.

(3) In order to fulfill its mission, Kentucky Horizons shall:

(a) Be the central strategic long-range planning body for all economic development and tourism activities;

(b) Be the economic advisory board to the Governor, the Cabinet for Economic Development, all other executive departments, the General Assembly and the Judiciary. This function may include conducting quarterly reviews of the Kentucky and U.S. economies, receiving economic reports and assessments from other agencies including, but not limited to, the Governor's Economic Roundtable as promulgated by Executive Order 89-58, and analyzing the implications of such information on the state's financial condition;

(c) Develop long-range plans in cooperation with other state agencies including, but not limited to, the Kentucky Development Finance Authority, the Kentucky Rural Economic Development Authority and the Commonwealth Venture Fund;

(d) Act as the central long-range strategic planning board to any Kentucky agencies, authorities, departments and other entities of state government whose fundamental mission is the economic development of Kentucky;

(e) Review long-term state expenditure patterns;

(f) Cooperate with and receive reports from any state agency designated to prepare state capital improvement plans. In the absence of such an agency, develop capital improvement plans as may be deemed necessary and proper;

(g) Provide financial analyses as requested by the Governor or the Legislative Research Commission; and

(h) In its capacity as Kentucky's economic development planning board, collaborate with the executive and legislative branches, area development districts, the business, agricultural and financial sectors, labor and management, educational institutions and local communities to strive to create within a developing Kentucky economy increased innovation, creativity, diversity and productivity which is greater than any one sector can achieve acting alone.

SECTION 12. A NEW SECTION OF KRS CHAPTER 152 IS CREATED TO READ AS FOLLOWS:

(1) The Kentucky Horizons Board shall be composed of the following members:

1. The Governor, or his designee;

2. The secretary of the Transportation Cabinet, or his designee;

3. The chairman of the Council on Higher Education, or his designee;

4. The secretary of the Cabinet for Economic Development;

5. The executive secretary of the Kentucky AFL-CIO, or his designee;

6. The chairman of the board of the Kentucky Chamber of Commerce, or his designee;

7. The Commissioner of Agriculture, or his designee;

8. The secretary of the Cabinet for Natural Resources and Environmental Protection, or his designee;

9. The secretary of the Tourism Cabinet, or his designee;

10. The secretary of the Finance and Administration Cabinet, or his designee;

11. The chairman of the board of the Kentucky Council of Area Development Districts, or his designee;

12. Eight (8) persons from the private sector appointed by the Governor; and

13. The chairman of the Economic Development and Tourism Committee of the House of Representatives and the chairman of the Economic Development, Tourism and Energy Committee of the Senate who shall serve on this board as ex officio members and in an advisory capacity only.

(2) The persons initially appointed to Kentucky Horizons Board by the Governor shall serve for a term of office as follows:

1. Two (2) members shall serve for a term of office of one (1) year;

2. Two (2) members shall serve for a term of office of two (2) years;

3. Two (2) members shall serve for a term of office of three (3) years; and

4. Two (2) members shall serve for a term of office of four (4) years.

All appointees to the board shall be selected for outstanding knowledge and leadership in their fields. Except as otherwise provided, appointed members shall serve for a term of four (4) years. No appointed member may serve more than two (2) consecutive full terms of office on Kentucky Horizons. Any vacancy in the appointed membership of Kentucky Horizons shall be filled for the unexpired term in the same manner as the original appointment.

(3) The Governor or his designee shall serve as chairman of the board and the secretary of the Cabinet for Economic Development shall serve as vice chairman. Another vice chairman shall be elected annually from among the private sector members. Upon the absence of the chairman, the secretary of the Cabinet for Economic Development shall serve as acting chairman.

(4) Kentucky Horizons shall meet at least once quarterly and at such other times upon the call of the chairman or the secretary of the Economic Development Cabinet or at least seven (7) members of the board.

(5) Kentucky Horizons Board shall employ an executive director and necessary administrative support staff whose duties, responsibilities, and qualifications shall be prescribed by the board. The Cabinet for Economic Development shall provide administrative assistance to Kentucky Horizons, and, as funds permit, assist with development of five-year statewide economic plans, and when developed, to manage and support a state economic information system and other programs that may be developed by Kentucky Horizons and approved according to law.

(6) Pursuant to regulations promulgated by the Finance and Administration Cabinet, members shall be reimbursed only for actual and necessary travel expenses in performing their duties as members of the board.

(7) In making private sector appointments to the board, appropriate consideration shall be given to representation upon the board by race, gender and geographical area.

SECTION 13. A NEW SECTION OF KRS CHAPTER 152 IS CREATED TO READ AS FOLLOWS:

(1) In fulfillment of its duty to oversee the long-range strategic planning, evaluation, and analyses of the state's economy, Kentucky Horizons shall review and approve annually a five-year plan which shall serve as a guide for future public actions, and make recommendations on the state's economy to the Governor and the chairmen of the standing Committees on Economic Development of the House of Representatives and the Senate, as follows:

(a) Kentucky Horizons shall review and evaluate the implementation of the state's five-year economic development plan with the cooperation of Kentucky businesses, agriculture, financial institutions, universities, labor, and the state executive and legislative branches. Proposed updates of the plan shall be submitted to the board by the cabinet no later than September 1 of each year. The board shall evaluate, revise if necessary, and approve a plan and updates as necessary. The completed plan shall be transmitted to the Governor and the General Assembly no later than December 1 of each year;

(b) The plan shall include:

1. An analysis of the current facts and emerging trends in the Kentucky economy over the next decade;

2. Recommendations for the targeting of scarce state resources by size and sector of economic activity and by geographical location within the state in order to enhance the state's potential comparative economic advantages and assist disadvantaged regions;

3. An evaluation of the effectiveness of state economic development and tourism policies and programs in meeting the goals of the state's long-range economic plan, including but not limited to, size of enterprise, sector of economic activity within Kentucky, and a comparison with other states; the evaluation shall also include, but not be limited to, an examination of quantifiable results of Kentucky Horizons' actions and plans; and

4. A listing in order of priority of recommendations for initiatives that will further the effective implementation of the state's economic development plan;

(2) Kentucky Horizons shall act as the advisory planning board to the Cabinet for Economic Development and the Tourism Cabinet. Board responsibilities shall include the review and comment on plans prepared by each cabinet; coordination, support, and advice on development and funding of these plans, including funding assistance, and the development and funding of an economic information system to support the board's long-range planning process.

SECTION 14. A NEW SECTION OF KRS CHAPTER 152 IS CREATED TO READ AS FOLLOWS:

(1) After seven (7) years of operation, Kentucky Horizons shall evaluate the effectiveness of any state entity responsible for economic development and tourism. The evaluation shall include a review of objective measures of the results of programs and operations managed or created by each entity.

(2) Kentucky Horizons shall seek advice from the general public and from professional associations, academic groups and institutions and individuals with knowledge of and interest in economic development and planning.

(3) All state agencies shall cooperate with Kentucky Horizons and its administrative agency, the Cabinet for Economic Development, in providing information and other assistance as may be required for the performance of Kentucky Horizons' duties.

(4) Kentucky Horizons shall utilize, seek to enhance and support the continuing economic analyses and information services provided by the public and private higher education institutions of this state.

SECTION 15. A NEW SECTION OF KRS CHAPTER 152 IS CREATED TO READ AS FOLLOWS:

(1) Kentucky Horizons shall prepare with the assistance of the Cabinet for Economic Development an annual report which shall include:

(a) A synopsis of the activities of the Kentucky Horizons during the previous fiscal year; and

(b) A report of performance audits and evaluations conducted by Kentucky Horizons which shall include, but not be limited to, an examination of quantifiable results of Kentucky Horizons' actions and long-range plans.

(2) The report shall be transmitted to the Governor, and the Legislative Research Commission thirty (30) days prior to the first day of each legislative session. The annual report shall account for ways in which the needs, mission and programs of Kentucky Horizons described in this Act have been carried out and the recommendations shall note what changes in the activities of Kentucky Horizons and the programs of state government are necessary to better address the mission described in this Act. Kentucky Horizons shall distribute its annual report by the means that will make it widely available to interested persons throughout this Commonwealth.

SECTION 16. A NEW SECTION OF KRS CHAPTER 152 IS CREATED TO READ AS FOLLOWS:

(1) Nothing in this Act shall interfere with the state planning functions of the Governor's cabinet, as outlined in KRS 147.070 to 147.120. However, Kentucky Horizons shall be the primary agency responsible for performing the long-range strategic economic planning functions outlined in this Act, and shall accordingly be allocated from the state planning fund as provided in KRS 147.110 and as appropriated and allocated thereto by the General Assembly, adequate funding to perform the functions and responsibilities as prescribed in this Act. Any funds allocated to administer KRS 147B.100 and 147B.110 which are repealed by this Act also shall be transferred to Kentucky Horizons.

(2) Nothing in this Act shall be interpreted as limiting Kentucky Horizons from receiving and expending funds from any other state, federal or private source.

Section 17. The following KRS sections are repealed:

147B.100 Governor's financial policy council — Purpose — Members — Meetings — Reimbursement.

147B.110 Duties and functions."

On page 20, line 12, by renumbering Section 11, as Section 18.

Floor Amendment No. 1 to **SB 310**, by Representative P. Richardson:

Amend printed GA copy of **SB 310** on page 130, after line 23, by inserting:

"SECTION 67. A NEW SECTION OF KRS CHAPTER 41 IS CREATED TO READ AS FOLLOWS:

(1) The provisions of KRS 41.220 notwithstanding, services by the general depository bank of the State Treasury shall be performed in compliance with a contract awarded subsequent to an invitation for sealed bids pursuant to KRS 45A.080 or a request for proposals issued in accordance with competitive negotiation procedures outlined in KRS 45A.085 and administrative regulations promulgated pursuant thereto.

(2) KRS 287.180 shall not be construed to limit the ability or right of any state or nationally chartered bank doing business in this Commonwealth and insured by the Federal Deposit Insurance Corporation from bidding on and being awarded a contract to perform general depository banking services for the Commonwealth as provided in this section and in KRS Chapter 45A.

(3) Any contract for general depository banking services may provide, in the discretion of the State Treasurer or of the Finance and Administration Cabinet, for the transportation of deposits from the State Treasurer's office to the bank by the general depository bank. The cost of transportation provided by the general depository bank when required by the contract shall be added to and paid in the same manner and from the same source as the compensation to the general depository bank for other services rendered under the contract. However, the award of a general depository banking contract shall not authorize the depository bank to establish a branch bank."; and

On page 130, line 24, by deleting "67" and inserting "68" in lieu thereof; and

On page 132, after line 6, by inserting:

"Section 69. Whereas, Section 67 of this Act clarifies laws affecting the Commonwealth's ability to contract for general depository services, and the Commonwealth's current contract for general depository services expires on June 30, 1990, an emergency is declared to exist, and Section 67 of this Act shall become effective upon its passage and approval by the Governor."

Floor Amendment No. 2 to **SB 51**, by Representative Ackerson:

Amend printed GA copy of **SB 51** on page 11, below line 13, to add the following:

"Section 5. KRS 525.130 is amended to read as follows:

(1) A person is guilty of cruelty to animals in the second degree when except as authorized by law he intentionally or wantonly:

(a) Subjects any animal to or causes cruel or injurious mistreatment through abandonment, participates other than as provided in KRS 525.125 in causing it to fight for pleasure or profit, (including, but not limited to being a spectator or vendor at an event where a four-legged animal is caused to fight for pleasure or profit) mutilation, beating, torturing, tormenting, failing to provide adequate food, drink, space or health care, or by any other means; or

(b) Subjects any animal in his custody to cruel neglect; or

(c) Kills any animal.

(2) Nothing in this section shall apply to the killing of animals:

(a) Pursuant to a license to hunt, fish or trap;

(b) Incident to the processing as food or for other commercial purposes;

(c) For humane purposes;

(d) For any other purpose authorized by law.

(3) Cruelty to animals in the second degree is a Class A misdemeanor.

(4) ***Causing a fowl to fight for pleasure or profit is an offense under this section.***"

Floor Title Amendment to **SB 228**, by Representative Walker:

Amend printed GA copy of **SB 228** by amending the title to read as follows: "AN ACT relating to the Court of Justice."

Floor Amendment No. 2 to **SB 228**, by Representative Walker:

Amend printed GA copy of **SB 228** on page 1, between lines 15 and 16, by inserting the following:

"Section 2. KRS 172.110 is amended to read as follows:

(1) The circuit clerk shall be ex officio librarian of the county law library, and he shall see that county and state officials have access to the library at reasonable hours each day except Sunday and holidays. He shall receive a salary of [~~not less than fifty dollars ($50.00) nor more than~~] one hundred dollars ($100) per month for his services as librarian.

(2) He shall keep the library rooms in order, preserve, arrange and index all the books, charts, maps and furniture belonging in the library, and see that no books or other things are taken from the library rooms without a receipt being given therefor.

(3) He shall receipt for all books, maps and furniture placed in the library. The receipts shall be given to the state law librarian and preserved in his office at Frankfort.

(4) He shall take an inventory each December of all the books, maps, charts or other property in the library belonging to the state and report the inventory under oath to the state law librarian before January 1 of the following year."; and

On page 1, line 16, after "Section" by deleting "2." and inserting "3." in lieu thereof.

The Clerk announced the following meetings:

The Committee on Economic Development and Tourism, today, upon adjournment.

The Committee and Small Business, today, upon adjournment.

The Committee on Banking and Insurance, today, upon adjournment.

The Committee on Transportation, 9:00 a.m., March 23, 1990.

Adjournment

Representative Farrow moved that the House adjourn until 10:00 a.m., Friday, March 23, 1990.

The motion that the House adjourn until 10:00 a.m., Friday, March 23, 1990 was adopted by voice vote.

FRIDAY, MARCH 23, 1990

FIFTY-THIRD LEGISLATIVE DAY

The House was called to order by Speaker Blandford.

Prayer by Rev. Lewis Coleman, Shelbyville Congregational Methodist Church, Shelbyville.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present except Representative Callahan.

Representative McElroy moved that the absent member be granted leave of absence in accordance with the rules of the House. Agreed.

Representative McElroy moved that the reading of the Journal of March 22, 1990 be dispensed with and the same approved. Agreed.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 51**, **HB 128**, **HB 678**, **HB 724**, **HJR 81**, **HB 376** and **HB 43** had been examined and found correctly enrolled. Said Bills and Resolution read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 10:05 a.m.)

HB 51, **HB 128**, **HB 678**, **HB 724**, **HJR 81**, **HB 376** and **HB 43** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Senate Message

Announcing passage of **SB 307**, **HB 13** with Senate Amendment, **HB 15** with Senate Amendment, **HB 424** with Senate Amendments, **HB 495** with Senate Amendments, **HB 626** with Senate Amendment, **HB 745** with Senate Amendment, **HB 16**, **HB 388**, **HB 707** and **HJR 54**.

Reference of Bills and Resolutions

The Clerk reported the Committee on Committees has referred the following Resolution:

Cities: **SCR 133**.

Report of Committees

The Committee on Agriculture and Small Business reported **SB 216** with Committee Amendment attached thereto, and **SB 281** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 216, AN ACT relating to the practice of veterinary medicine.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 321 IS CREATED TO READ AS FOLLOWS:

It is hereby declared that the practice of veterinary medicine is a privilege which is granted by legislative authority in the interest of public health, safety and welfare. To protect the public from being misled by incompetent, unscrupulous and unauthorized practitioners, and from unprofessional or illegal practices by persons licensed to practice veterinary medicine, this Act is enacted in the interest of the health, safety and welfare of the animal population and the citizens of Kentucky.

SECTION 2. A NEW SECTION OF KRS CHAPTER 321 IS CREATED TO READ AS FOLLOWS:

In order for a veterinarian to diagnose, treat, operate on, or prescribe for an animal, a relationship among the veterinarian, the client and the patient shall be established and maintained. That shall mean a relationship where all of the following conditions have been met:

(1) The veterinarian shall have the responsibility for making medical judgments regarding the health of the animal and the need for medical treatment, and the client shall have agreed to follow the instructions of the veterinarian.

(2) The veterinarian shall have sufficient knowledge of the animal to initiate at least a general, preliminary or tentative diagnosis of the medical condition of the animal. The veterinarian shall have recently seen and shall be personally acquainted with the keeping and care of the animal by virtue of an examination of the animal, or by medically appropriate and timely visits to the premises where the animal is kept.

(3) The veterinarian shall be readily available for follow-up in case of adverse reactions and shall initiate a new regimen of therapy if there is a failure to respond. The action shall be contingent only upon the cooperation of the owner or agent and the availability of the subject animal.

(4) The veterinarian shall maintain records which document patient visits, diagnosis, treatment and other relevant information.

SECTION 3. A NEW SECTION OF KRS CHAPTER 321 IS CREATED TO READ AS FOLLOWS:

(1) The board may issue a license by endorsement to any applicant who, upon applying to the board and remitting a fee set by the board, demonstrates to the board that he has meet the following requirements:

(a) He is a graduate of an approved veterinary college;

(b) He is of good moral character;

(c) He holds a valid license to practice veterinary medicine and has practiced veterinary medicine in another state of the United States, the District of Columbia, or a territory of the United States for at least one (1) year immediately preceding his application, if the requirements for licensure in the issuing state are not lower than the standards required for the issuance of a new license under the provisions of this chapter;

(d) He has passed an examination given by the board on the laws and regulations of this Commonwealth governing the practice of veterinary medicine; and

(e) He has passed a practical clinical examination, either written or oral, given by the board.

(2) The board shall not issue a license by endorsement to any applicant who is under investigation in another state, territory, or the District of Columbia for an act which may constitute a violation of this chapter, until the investigation is complete and disciplinary proceedings have been terminated.

SECTION 4. A NEW SECTION OF KRS CHAPTER 321 IS CREATED TO READ AS FOLLOWS:

(1) The board may issue a special permit to practice veterinary medicine to:

(a) A nonlicensed veterinarian who is a qualified applicant to become a licensed veterinarian by examination and who is employed by and under the direct supervision of a Kentucky licensed veterinarian. The special permit shall be issued after the application has been made to take the next examination given by the board and the required fees paid. A letter of recommendation from his supervising licensed veterinarian shall be submitted with the application. The special permit shall expire the day after the notice of results of the first examination given after the permit was issued. An applicant who has failed the written examination shall not be issued a special permit.

(b) A veterinarian who is licensed in and who has practiced for one (1) year immediately preceding application in another state, territory, or district of the United States whose licensing requirements are equal to or higher than those of Kentucky, and who has made application to take the next examination given by the board and paid the required fees. The special permit shall expire the day after the notice of results of the first examination given after the permit was issued. A veterinarian who has failed the written examination shall not be issued a special permit.

(2) All persons granted special permits under this section shall furnish proof of liability insurance to cover the date of the permit.

(3) A special permit may be summarily revoked by majority vote of the board without a hearing.

SECTION 5. A NEW SECTION OF KRS CHAPTER 321 IS CREATED TO READ AS FOLLOWS:

Veterinarians who wish to retire their license shall complete an affidavit indicating permanent retirement of the license to practice veterinary medicine. Retirement shall not be permitted if the veterinarian is still engaged in veterinary medicine in any other state. However, if reactivation of licensure is desired, a veterinarian shall submit proof of the completion of fifteen (15) hours per year of continuing professional education, which fulfills the requirements of KRS 321.330, for each year of retirement and pay all back renewal fees.

SECTION 6. A NEW SECTION OF KRS CHAPTER 321 IS CREATED TO READ AS FOLLOWS:

A "veterinary technologist" means a person:

(1) Who has successfully completed an accredited program of veterinary technology approved by the board;

(2) Has completed a bachelor of science degree in veterinary technology, or its equivalent acceptable to the board; and

(3) Has passed the examinations given by the board.

SECTION 7. A NEW SECTION OF KRS CHAPTER 321 IS CREATED TO READ AS FOLLOWS:

(1) A veterinary technologist shall first pass a written and practical examination as determined by the board as to the qualifications and fitness to engage in the service. An applicant shall be a graduate of an accredited program of veterinary technology approved by the board and one who has met all the requirements to hold a bachelor of science degree in veterinary technology, or its equivalent, acceptable to the board.

(2) Registration issued to a veterinary technologist shall be inactive until the veterinary technologist is employed and is under the direct supervision of a veterinarian licensed in this Commonwealth. A veterinary technologist's registration is considered to be inactive until registration is activated by returning a renewal application signed by the supervising veterinarian and the application is approved by the board. Each veterinary technologist registered by the board shall pay an annual fee as prescribed by the board. Each veterinary technologist registered by the board shall attend annual continuing education hours as authorized by the board to renew his registration. Failure to renew shall result in the expiration of the registration. If a hearing is requested upon the rejection of an application, or upon the withdrawal of registration, a hearing shall be conducted in accordance with the provision of KRS 321.360.

(3) The services of a veterinary technologist shall be limited to the performance of duties under the direct supervision of a licensed veterinarian. A veterinary technologist shall receive no fee or compensation of any kind for services other than salary or compensation as may be paid to him by the establishment of which he is employed. He shall not participate in the operation of a branch office, clinic or allied establishment unless a licensed veterinarian is present. A veterinary technologist, as an assistant to and under the supervision of a licensed veterinarian, may assist the veterinarian in the following:

(a) Hospital and office management;

(b) Veterinary pharmacy management;

(c) Veterinary anesthesiology;

(d) Veterinary clinical pathology;

(e) Any and all duties in veterinary medicine and surgery except:

1. Diagnosing;

2. Prescribing of treatment; and

3. Performance of surgical procedures.

(4) A veterinarian shall utilize the services of a veterinary technologist in accordance with the terms and provisions of KRS Chapter 321. Unauthorized utilization of veterinary technologists by veterinarians shall be considered as aiding and abetting any unlicensed person to practice veterinary medicine as described in KRS 321.430.

SECTION 8. A NEW SECTION OF KRS CHAPTER 321 IS CREATED TO READ AS FOLLOWS:

A "veterinary assistant" means a person who is employed by a licensed veterinarian and directly supervised by a licensed veterinarian or a registered veterinary technician or technologist to perform duties, including record keeping, animal restraint, and other duties, that require the supervision on the premises of a licensed veterinarian or a registered veterinary technician or technologist.

(1) Duties of a veterinary assistant shall exclude diagnosing, prescribing treatment and performance of surgical procedures.

(2) A veterinarian shall utilize the services of a veterinary assistant in accordance with the terms and provisions of KRS Chapter 321. Unauthorized utilization of veterinary assistants shall be considered as aiding and abetting an unlicensed person to practice veterinary medicine as described in KRS 321.430.

SECTION 9. A NEW SECTION OF KRS CHAPTER 321 IS CREATED TO READ AS FOLLOWS:

A veterinarian may make farm or house calls in a motor vehicle or utilize a motor vehicle equipped with special medical or surgical equipment, if the veterinarian has a permanent base of operations with a published address and telephone number recorded with the board where the veterinarian can be contacted.

SECTION 10. A NEW SECTION OF KRS CHAPTER 321 IS CREATED TO READ AS FOLLOWS:

(1) A quorum of the board may determine that immediate temporary suspension of a license against which disciplinary action or an investigation is pending shall be necessary in order to protect the public. When it appears that such action may be necessary, the executive director shall issue to the licensee a written notice setting forth the basis for the action and the date, time and location for a hearing before a quorum of the board. The hearing date shall be within fifteen (15) days from the date the notice is mailed by first class to the last known address of the licensee.

(2) The issue to be decided at the hearing shall be whether reasonable cause exists for the immediate temporary suspension of a license in order to protect the public, pending the outcome of the underlying disciplinary action or investigation. The subpoena powers and procedures applicable to regular disciplinary hearings shall apply, except for the provisions by regulation for prehearing disclosure of evidence.

(3) The determination by the quorum of the board shall be reported to the full board for an ultimate decision in the same manner as in regular disciplinary proceedings.

(4) A determination by the quorum of the board that reasonable cause exists for the immediate temporary suspension of a license shall operate to suspend that license as of the hearing date. Continued practice after that date shall be considered as the unlicensed practice of veterinary medicine.

(5) The board shall expedite disciplinary actions in which a license has been temporarily suspended.

(6) The order of immediate temporary suspension shall remain in effect until overturned by the board or superseded by final disciplinary action by the board. In cases where disciplinary action is imposed, the board may order that the temporary suspension continue in effect until the later of expiration of the time permitted for appeal or termination of the appellate process.

SECTION 11. A NEW SECTION OF KRS CHAPTER 321 IS CREATED TO READ AS FOLLOWS:

(1) The board shall have the authority to enter into an agreement with the Kentucky Veterinary Medical Association for a Veterinary Medical Impairment Committee to undertake the functions and responsibilities of an impaired veterinarian program, as specified in the agreement. The functions and responsibilities may include any or all of the following:

(a) Receiving and evaluating reports of suspected impairment from any source;

(b) Intervening in cases of verified impairment; and

(c) Referring impaired veterinarians to treatment programs.

(2) Other provisions of law notwithstanding, all board and committee records pertaining to the impaired veterinarian program shall be kept confidential and shall not be subject to discovery or subpoena. No person in attendance at any meeting of the committee shall be required to testify as to any committee discussions or proceedings.

(3) Other provisions of law notwithstanding, no member of the board, the Kentucky Veterinary Medical Association or the Veterinary Medical Impairment Committee shall be liable for damages to any person for any acts, omissions or recommendations made by him in good faith while acting within the scope of his responsibilities pursuant to this Act.

Section 12. KRS 321.180 is amended to read as follows:

As used in this chapter, unless the context requires otherwise:

(1) "Board" means the Kentucky Board of Veterinary Examiners;[~~.~~]

(2) "Commissioner" means the Commissioner of Agriculture;[~~.~~]

(3) "Animal" means any animal, except human beings;[~~.~~]

(4) "Compensation" includes any gift, bonus, fee, money, credit or other thing of value;[~~.~~]

(5) "Veterinarian" means a practitioner of veterinary medicine who is duly licensed in the commonwealth of Kentucky;[~~.~~]

(6) "Practicing veterinary medicine, ***surgery, and dentistry" means,*** except as hereinafter stated, [~~means:~~] a person shall be considered as practicing veterinary medicine, ***surgery, and dentistry*** who holds himself out as being able to diagnose, treat, operate on, ***perform acupuncture, perform embryo transfer,*** or prescribe

for any animal disease, pain, injury, deformity or physical condition ***or*** [~~and who shall either offer or undertake by any means or methods to diagnose, treat, operate on or prescribe for any animal pain, injury, deformity or physical condition for compensation; or who for compensation or with expectation of receiving compensation,~~] advises, recommends, administers or dispenses a drug, medicine, appliance or application, operation or treatment of whatever nature for the prevention, cure or relief of a wound, fracture or bodily injury or disease of any animal; or any person who shall advertise or hold himself out to the public as a veterinary physician, surgeon, or specialist or who shall use any title so indicating or who shall append to his name either by prefix, affix, or otherwise, the letters V.S., D.V.S., M.D.V., D.V.M., V.M.D. or B.V.Sc.***;***

(7) "Embryo transfer" means to remove any embryo from any animal, including food and companion animals, for the purpose of transplanting the embryo into another female animal or for the purpose of cryopreserving the embryo, or to implant the embryo into any animal, including food and companion animals;

(8) "Chemical restraint" means the use of any prescription drug that restrains or tranquilizes the animal;

(9) "Direct supervision" means the veterinarian is on the premises and is quickly and easily available and the animal has been examined by a veterinarian at the times acceptable veterinary medical practice requires, consistent with the particular delegated animal health care task;

(10) "Emergency" means the animal has been placed in a life threatening condition and immediate treatment is necessary to sustain life;

(11) "Impaired veterinarian program" means the Kentucky Veterinary Medical Association sponsored program for the identification, intervention and monitoring of veterinarians impaired as a result of alcoholism, drug abuse or mental illness;

(12) "Veterinary Medical Impairment Committee" means a committee of the Kentucky Veterinary Medical Association, comprised of individuals who have expertise in the areas of alcoholism, drug abuse or mental illness, that has been designated by the Kentucky Veterinary Medical Association to perform activities related to the impaired veterinarian program; and

(13) "Employee" means a full-time or regular part-time farm employee or trainer, independent contractor, sales agent, or herdsman with the authority for the care and treatment of subject animal. Transfer of ownership or temporary contract shall not be used for the purpose of circumventing the law.

Section 13. KRS 321.190 is amended to read as follows:

Except as provided in KRS 321.200, no person shall practice veterinary medicine or perform any of the duties usually performed by a veterinarian unless ***the*** [~~such~~] person at the time holds a certificate of license to practice veterinary medicine issued and validly existing under the laws of this Commonwealth [~~and whose license is duly recorded in the county in which the holder resides,~~] as provided in this chapter. No person who violates any of the provisions of this section ***shall*** [~~may~~] receive or accept any compensation for services so rendered.

Section 14. KRS 321.200 is amended to read as follows:

(1) ***No provision*** [~~None of the provisions~~] of this chapter shall be construed to prohibit any of the following:

(a) Any persons from gratuitously treating animals in cases of emergency, if they do not represent themselves to be veterinarians or use any title or degree pertaining to veterinary practice***;***[~~.~~]

(b) The owner of any animal [~~or animals~~] and the owner's full-time, ***or part-time*** regular employees from caring for and treating any ***animal*** [~~animals~~] belonging to such owner***, as long as the procedure does not require the use of chemical restraint except as prescribed by a licensed veterinarian;***[~~.~~]

(c) Any ***owner or owner's employee*** [~~person~~] from castrating ***food*** animals, from dehorning cattle, or [~~trimming or cutting the ears or tail of dogs,~~] from treating minor sprains, cuts or other minor injuries of animals when ***the*** [~~such~~] person does not represent himself to be a veterinarian or use any title or degree pertaining to veterinary medicine***;***[~~.~~]

(d) Any student enrolled in any ***approved*** veterinary school or college [~~or any employee~~] from working under the [~~direct instructions, direct control or~~] direct supervision of a veterinarian who is duly licensed under the laws of this Commonwealth and whose compensation is paid solely by ***the*** [~~such~~] licensed veterinarian***;***[~~.~~]

(e) Nonlicensed ***graduate*** veterinarians [~~and others~~] in the United States ***Armed Services*** [~~army~~] or ***The Animal and Plant Health Inspection Service of the United States Department of Agriculture*** [~~United States bureau of animal industry~~] while engaged in the performance of their official duties, or other lawfully qualified veterinarians residing in other states, ***from*** meeting licensed veterinarians of this ***Commonwealth*** [~~state~~] in consultation***; or***[~~, or any lawfully qualified veterinarian residing near the border of a neighbor state and authorized under the laws of that state to practice veterinary medicine in that state whose practice extends into the limits of this state; but such practitioner shall not open any office or appoint any place to meet clients or prospective clients within the limits of this state.~~]

(f) ***Any person from performing embryo transfer under the supervision of a licensed veterinarian so as to protect the consumer*** [~~Any person from treating diseases of animals for compensation at any place which is twenty (20) miles or more distant from the office or place of business of the nearest practicing veterinarian who is licensed as such under the laws of this Commonwealth~~].

(2) Nothing in this chapter shall interfere with the professional activities of any licensed pharmacist [~~or prevent him from selling drugs, medicines, appliances or any other product used in the prevention or treatment of swine diseases~~].

Section 15. KRS 321.230 is amended to read as follows:

There hereby is created a board to be known as the "Kentucky Board of Veterinary Examiners." ***The*** [~~Said~~] board shall consist of the commissioner ***or his proxy***[~~, who shall be chairman,~~] and four (4) members appointed by the Governor. Three (3) members shall be citizens of the Commonwealth of Kentucky who shall have been lawfully engaged in the practice of veterinary medicine in this Commonwealth for at least five (5) years next preceding the date of ***their*** [~~his~~] appointment. One (1) member shall be a citizen at large who is not associated with or financially interested in the practice or business regulated. No person shall be eligible to be or remain an appointed member of ***the*** [~~said~~] board who during any part of the [~~aforesaid~~] five-year period next preceding his appointment, or at the time of his appointment, or during his term is or has been a stockholder, member of the faculty or board of trustees of any college of veterinary medicine, surgery or dentistry that awards a degree in any of these subjects, or who is financially interested in any such college. The members shall be appointed for a term of four (4) years. Any vacancy in the membership of ***the*** [~~said~~] board shall be filled for the unexpired term by appointment by the Governor. Annually the Governor shall appoint one (1) member of ***the*** [~~said~~] board[~~, qualified as aforesaid,~~] for the four-year term. Each member of the board shall receive twenty-five dollars ($25.00) per day for each day of service actually given in carrying out his duties under this chapter, in addition to his necessary traveling, hotel and contingent expenses incurred in attending the meetings of the board and in the performance of his duties, to be paid as the compensation and expenses of other officers are paid, except that they shall be paid out of the funds received under this chapter. [~~Each member, before beginning his term of office, shall file with the Secretary of State his written oath for the faithful discharge of his official duties.~~]

Section 16. KRS 321.240 is amended to read as follows:

(1) The members of the board shall hold their first meeting as soon as practicable after they are appointed and qualified. They shall immediately proceed to organize by electing a ***chairman and a*** vice-chairman [~~and a secretary-treasurer. The last officer, namely, secretary-treasurer, need not be a member of the board but shall possess all of the qualifications required of a person to be eligible for appointment as a member of said board~~]. ***The*** [~~Said~~] officers shall hold their respective offices at the pleasure of the board.

(2) The board shall hold at least two (2) meetings annually for the purpose of giving examinations under this chapter and [~~such~~] additional meetings for examinations or for any other purposes as the board may deem necessary.

(3) All meetings of the board shall be held at ***the*** [~~such~~] time and at ***the*** [~~such~~] place ***designated by*** [~~as~~] the board. [~~may see fit, and~~] Due notice shall be given to all applicants for [~~examination for~~] a license of the time and place at which the examination ***shall*** [~~will~~] be given.

(4) ***The*** [~~Said~~] board shall adopt and have a common seal bearing the name "Kentucky State Board of Veterinary Examiners."

(5) The board shall make and adopt ***administrative*** [~~such bylaws, rules and~~] regulations [~~as it may deem~~] necessary and proper to effectively carry out and enforce the provisions of this chapter.

(6) The board shall promulgate a code of conduct governing the practice of veterinary medicine, veterinary surgery, and veterinary dentistry which shall be based upon generally recognized principles of professional ethical conduct.

Section 17. KRS 321.250 is amended to read as follows:

[~~(1) The board shall fix the amount of the monthly or annual salary to be paid to the secretary-treasurer for his services and may assign to the secretary-treasurer such duties as it may determine which are not inconsistent with the provisions of this chapter. If the secretary-treasurer be a member of the board he shall not be allowed and shall not draw the per diem compensation provided in KRS 321.230 but shall only draw~~

~~such compensation or salary as the board may fix pursuant to the provisions of this section. The secretary-treasurer shall be required to give bond, to be approved by the board, for the faithful performance of his duties, and said bond shall be filed in the office of the Secretary of State.~~

~~(2)~~] The board shall employ, and at its pleasure discharge, ***an executive director*** [~~such stenographers, clerks~~] and other employees [~~as it shall deem~~] necessary to discharge the duties imposed upon it by the provisions of this chapter.[~~, and~~] The board shall outline the duties and fix the compensation of each person employed by it, subject to the general laws of this ***Commonwealth*** [~~state~~]. The board shall obtain [~~such~~] office space, furniture, stationery, fuel, light and other proper conveniences [~~as shall be~~] reasonably necessary to carry out the provisions of this chapter.

Section 18. KRS 321.260 is amended to read as follows:

(1) Any person not entitled to a license or to a certificate of license [~~under the provisions of KRS 321.210 or 321.220~~], or any person who hereafter shall wish to practice veterinary medicine in this Commonwealth, before entering upon the practice of veterinary medicine shall first pass a written and oral examination as to his qualifications and fitness to engage in ***the*** [~~such~~] practice. ***The*** [~~Said~~] examinations shall be given in the English language and be conducted by the board. An applicant for ***the*** [~~such~~] examination shall be a graduate of a veterinary college approved by the board. ***However, a senior student in good standing at an approved school by the board, may be allowed to take the examination, but no license shall be issued until the student submits proof of graduation*** [~~He shall be at least eighteen (18) years of age and shall be of good moral character~~].

(2) An application to the board for admission to a licensing examination shall be filed with the ***executive director*** [~~secretary-treasurer of the board~~] on forms prepared and approved by the board, which forms ***shall*** [~~will~~] be furnished to the applicant by the ***executive director*** [~~secretary-treasurer~~] without cost to the applicant. [~~Each applicant must submit with his application proof, satisfactory to the board, that he is a graduate of a veterinary college approved by the board, that he is at least eighteen years of age, and of good moral character.~~] Each application shall be accompanied by the payment to the board of an application fee of twenty-five dollars ($25) plus any additional charge to the board for examination materials prepared by or furnished to the board.

(3) No person [~~hereafter~~] shall be examined by the board unless:

(a) He ***has*** [~~shall have~~] paid to the board, in advance, the application fee and charges for the examination materials.[~~;~~] and

(b) He ***has*** [~~shall have~~] presented to the board satisfactory proof of his qualifications to be admitted to the examination, as provided in this chapter.

(4) Each person who successfully passes an examination before the board shall receive a certificate of license to practice veterinary medicine, which license shall be signed by the chairman and ***executive director*** [~~secretary-treasurer~~] of the board, and the seal of the board shall be affixed thereon. The certificate of license shall state that the person to whom it is issued has passed the prescribed examination and is competent to practice veterinary medicine, surgery and dentistry. A copy of ***the*** [~~such~~] license shall be recorded by the ***executive director*** [~~secretary-treasurer~~] of the board in a book kept for that purpose, which shall be open to public inspection.

Section 19. KRS 321.270 is amended to read as follows:

(1) Each examination [~~hereinabove provided for~~] shall be held by the board upon the subjects set forth in this section.

(2) ***The examination shall be written and shall consist of several parts.***

(a) ***Part one (1) shall test the following subjects*** [~~The subjects of the written examination shall be~~]:

1. Anatomy, including histology and embryology.

2. Physiology and biochemistry.

3. Bacteriology and immunology.

4. Pathology and diagnosis.

5. Parasitology.

6. Medicine, materia medica, therapeutics, pharmacology.

7. Surgery.

8. Obstetrics.

9. Sanitation, hygiene, meat and milk inspection.

(b) ***Part two (2) shall test the following subjects:***

1. Horses-physical examination, diagnosis and treatment.

2. Cattle-physical examination, diagnosis and treatment.

3. Dogs and cats-physical examination, diagnosis and treatment.

4. Sheep, goats, swine and poultry-physical examination, diagnosis and treatment.

(c) The board may include any other parts to the examination it deems necessary.

(3) The board shall allow an individual who has failed the examination overall but has passed one (1) or more of the subjects included in part two (2) to carry forward those passing scores when and if the individual retakes the examination within one (1) year.

(4) No one may take the examination more than four (4) times [~~These examinations may include questions on hygiene, sanitation and preventive medicine.~~

~~(c) Any candidate who fails in more than two (2) subjects of the written examination shall be considered as conditioned in those subjects and may remove the condition at any subsequent examination held within two (2) years, without the payment of an additional fee. If he fails in more than two (2) subjects he shall be re-examined in all subjects of the written examination and shall pay an additional examination fee of twenty-five dollars ($25.00) for each such examination.~~

~~(3) In addition to the written examination, each applicant shall be subjected to a practical examination and the subjects of the practical examination and their scope shall be as follows:~~

~~Part I. Horses — Handling and restraint, physical examination, diagnosis and treatment.~~

~~Part II. Cattle — Handling and restraint, physical examination, diagnosis and treatment of diseases, examination for pregnancy.~~

~~Part III. Milk production — Physical examination of cattle with special reference to the production of wholesome milk.~~

~~Part IV. Dogs and cats — Handling and restraint, recognition of the breed, physical examination, diagnosis and treatment.~~

~~Part V. Sheep, goats, swine and poultry — Handling and restraint, physical examination, diagnosis and treatment~~].

(5)[~~(4)~~] ***The*** [~~These~~] examinations shall be conducted ***so*** [~~in such manner~~] that the results shall be entirely fair and impartial. ***The applicant's test***[~~, and with respect to that part of the examinations conducted in writing the applicants~~] shall be known only by numbers, so that no member of the board shall be able to identify the papers of any applicant until they have been graded.[~~, and~~] All questions and answers, with the grade attached, shall be preserved in the office of the board for at least two (2) years. All applicants examined at any one (1) time shall have the same questions asked them and shall be required to make an average grade of at least seventy-five (75) with a minimum of sixty (60) in any one (1) branch or subject in order to successfully pass the examination.

Section 20. KRS 321.280 is amended to read as follows:

The board shall keep a record of its proceedings in a book provided for that purpose, which [~~book~~] shall be open for inspection, and shall record the name of each applicant, the time of granting a certificate of license, ***and*** the names of the members of the board present. ***If***[~~; and where~~] a certificate of license is denied [~~by the board~~] to any applicant under the authority of this chapter, the fact and ground of each denial shall be entered in the minutes of the board and shall be communicated in writing to ***the*** [~~such~~] applicant.

Section 21. KRS 321.310 is amended to read as follows:

[~~It shall be the duty of~~] The ***executive director shall*** [~~secretary-treasurer of the board to~~] collect, account for and pay into the State Treasury all fees provided by this chapter, and [~~to~~] keep a book for a permanent record showing the names and addresses of all persons in this Commonwealth who hold a veterinarian's license, the names and addresses of all persons to whom a veterinarian's license is issued by the board, and the names and addresses of all veterinarians whose license is renewed in each year and the date of ***the*** [~~such~~] renewal, and [~~such~~] other records [~~as~~] the board may prescribe.

Section 22. KRS 321.320 is amended to read as follows:

All fees and other moneys received by the board pursuant to the provisions of this chapter shall be paid to the ***executive director*** [~~secretary-treasurer of the board~~] for the use of the board and shall be deposited in the State Treasury to the credit of a revolving fund for the use of the board. No part of this revolving fund shall revert to the general funds of this Commonwealth. The compensation of members of the board and ***executive director*** [~~secretary-treasurer of the board~~] and all of the employees of the board and all expenses incurred by the board shall be paid from this revolving fund. No [~~such~~] compensation or expenses shall be charged against the general funds of this Commonwealth. The board shall file an annual report of its activities with the Governor ***which*** [~~and such report~~] shall include a statement of all receipts and disbursements.

Section 23. KRS 321.330 is amended to read as follows:

(1) All veterinarians licensed under the provisions of this chapter shall annually, prior to June 30 of each year, secure from the ***executive director*** [~~secretary-treasurer of the board~~] a renewal certificate upon the payment of a fee ***as prescribed by the board*** [~~not to exceed $25.00~~]. Not later than June 1 of each year the ***executive director*** [~~secretary-treasurer~~] shall notify by mail, all licensed veterinarians of the renewal date and fee. Application for renewal shall be upon ***forms*** [~~such form as is~~] prescribed by the board and the veterinarian shall furnish the information required by ***the*** [~~such~~] form. As a prerequisite for license renewal, all veterinarians [~~now or hereafter~~] licensed in the Commonwealth of Kentucky[~~, are and~~] shall [~~be required to~~] take annual courses of study in subjects relating to the practice of veterinary medicine, veterinary surgery and veterinary dentistry to the end that the utilization and application of new techniques, scientific and clinical advances, and the achievement of research ***shall*** [~~will~~] assure expansive and comprehensive care to the public. The length of study shall be prescribed by the board and shall not exceed ***fifteen (15)*** [~~eight (8)~~] hours in any ***fiscal*** [~~calendar~~] year. Attendance ***shall*** [~~must~~] be at a course or courses approved by the board. Attendance at any course or courses of study ***shall*** [~~are to~~] be certified to the board upon a form provided by the board and shall be submitted by each licensed veterinarian at the time he makes application to the board for the renewal of his license and payment of his renewal fee. The board ***may*** [~~is authorized to~~] use a portion of the annual renewal fees for the purpose of contracting with institutions of higher learning, professional organizations, or qualified individuals, ***to provide*** for [~~the providing of~~] educational programs that meet this requirement. The board ***may*** [~~is further authorized to~~] treat funds set aside for the purpose of continuing education as state funds for the purpose of accepting any funds made available under federal law on a matching basis for the promulgation and maintenance of programs of continuing education. [~~In no instance may the board require a greater number of hours of study than are available at approved courses held within this state.~~] The board ***may*** [~~shall~~] waive the continuing education requirement in cases of illness or undue hardship.

(2) ***A licensed veterinarian who secures his renewal certificate after June 30 but before September 1 shall pay a late fee of fifty dollars ($50.00).*** Failure of any licensed veterinarian to secure his renewal certificate within sixty days after June 30[~~,~~] shall constitute sufficient cause for the board to revoke his license. The board may reinstate ***the*** [~~such~~] license upon application of the holder if the application ***is*** [~~be~~] received by the board within six months from the date that the delinquency occurred, and upon ***the*** [~~such~~] terms [~~as~~] the board shall provide for reinstatement. When a license becomes delinquent on June 30 as provided in this section, the person holding ***the*** [~~such~~] license shall not have or exercise any rights or privileges by reason thereof. [~~Provided, however,~~] The license of any veterinarian shall remain in full force and effect without renewal thereof and without the payment of any renewal fee during the time that the holder thereof is actively serving in any of the Armed Forces of the United States and for six months thereafter. Within six (6) months after the termination of [~~such~~] service ***and the armed forces***, the holder of the license may have it renewed by notifying the ***executive director*** [~~secretary-treasurer~~] of the board of his termination from military service and upon payment of the annual renewal fee.

Section 24. KRS 321.340 is amended to read as follows:

The board may refuse to issue a certificate of license provided for in this chapter for any of the following causes:

(1) The presentation to the board of any license, certificate or diploma which was illegally or fraudulently obtained, or for any fraudulent conduct of the party in passing an examination given under the provisions of this chapter***; or***[~~.~~]

(2) Habitual drunkenness or habitual addiction to the use of ***drugs*** [~~narcotics~~].

Section 25. KRS 321.350 is amended to read as follows:

The board may suspend or revoke a certificate of license or ***restrict practice*** [~~license~~] for any of the causes for which it may refuse to grant a license under the provisions of this chapter, and for the following causes:

(1) For dishonesty in applying ***any state or federal*** [~~a tuberculin~~] test on ***animals*** [~~cattle~~] or making a false record of ***the*** [~~such~~] test;[~~.~~]

(2) [~~For dishonesty in applying a brucellosis (Bang's disease) test or making a false record of such test.~~

~~(3)~~] For the procuring of a license by fraudulent means;[~~.~~]

(3)[~~(4)~~] For false advertising of medical practice intended, or having a tendency, to deceive and defraud the public;[~~.~~]

(4)[~~(5)~~] For the conviction of any felony or crime involving moral turpitude;[~~.~~]

(5)[~~(6)~~] Any gross negligence, incompetence or misconduct in the practice of veterinary medicine in this Commonwealth; ***or***[~~.~~]

(6)[~~(7)~~] For any violation of the code of conduct promulgated by the board pursuant to subsection (6) of KRS 321.240.

Section 26. KRS 321.360 is amended to read as follows:

(1) The board, before denying an application for license under the provisions of KRS 321.340 or before suspending or revoking any license ***or restricting practice*** under the provisions of KRS 321.340 and 321.350 ***and this Act***, shall set the matter down for hearing.[~~; and,~~] At least twenty (20) days prior to the date set for the hearing it shall notify the applicant or licensee in writing. ***The***[~~, which said~~] notice shall contain an exact statement of the charges made and the date and place of the hearing. The applicant or licensee in all hearings shall have the opportunity to be heard in person and by counsel in reference thereto. ***The*** [~~Such~~] written notice may be served by ***personal*** delivery [~~of the same personally~~] to the applicant or licensee or by mailing ***it*** [~~same~~] by certified mail, return receipt requested to the last known business address of ***the*** [~~such~~] applicant or licensee. The hearing on ***the*** [~~such~~] charges shall be at ***the*** [~~such~~] time and place [~~as~~] the board shall prescribe.

(2) All hearings shall be conducted by a quorum of the board or by a hearing officer appointed by the board. Hearing officers may not suspend, revoke or fine any licensee. The function of hearing officers appointed to conduct hearings shall be to preside at the hearing and to cause to be prepared a record of the hearing, so that the board can discharge its functions. The hearing officer shall prepare findings of fact and conclusions of law for submission to the board.

Section 27. KRS 321.370 is amended to read as follows:

(1) In the preparation and conduct of [~~such~~] hearings, the board shall have the power to require by subpoena the attendance and testimony of witnesses and the production of papers and records.[~~, and~~] Any member of the board, when authorized by the board, may sign and issue subpoenas, administer oaths and affirmations, examine witnesses and hear and receive evidence. The fees and mileage shall be the same as prescribed by law in judicial procedure in the courts in this ***Commonwealth***,[~~state~~] in civil cases. Any party to any hearing before the board shall have the right to the attendance of witnesses in his behalf [~~at such hearing~~] upon making a request [~~thereof~~] to the board and designating the person or persons sought to be subpoenaed and their location or addresses.

(2) In case of disobedience to the subpoena, the board may invoke the aid of any court of competent jurisdiction in requiring the attendance and testimony of witnesses and the production of records and papers. ***The***[~~; and such~~] court may issue an order requiring the persons to appear before the board and give evidence and to produce records and papers, as the case may be.[~~; and~~] Any failure to obey ***the*** [~~such~~] order may be punished by the court as contempt [~~thereof~~].

(3) Testimony may be taken by deposition as in civil cases and any person may be compelled to appear and to depose in the same manner as witnesses may be compelled to appear and testify as [~~hereinabove~~] provided ***in this section***.

(4) Any person who shall neglect or refuse to attend and testify or to answer any lawful inquiry or to produce documentary evidence, if in his power to do so, in obedience to a subpoena or lawful requirement by ***the*** [~~said~~] board or member thereof, shall be guilty of a misdemeanor and upon conviction thereof by a court of competent jurisdiction shall be fined not less than ten dollars ($10.00) nor more than fifty dollars ($50.00) or imprisoned not less than ten (10) days nor more than thirty (30) days, or both [~~so fined and imprisoned in the discretion of the jury~~].

Section 28. KRS 321.380 is amended to read as follows:

The witnesses and officers who serve the subpoenas shall be entitled to the fees allowed in civil actions in the Circuit Courts of this Commonwealth. ***The*** [~~Such~~] fees shall be audited and paid in the same manner as other expenses of the board are audited and paid. No witness subpoenaed at the instance of any party other than the board shall be entitled to the payment of fees by the board unless the board certifies that the testimony of ***the*** [~~such~~] witness was material.

Section 29. KRS 321.390 is amended to read as follows:

(1) If the board, pursuant to the provisions of KRS 321.340, shall determine, after due hearing, that any applicant is not entitled to receive a license, ***the*** [~~such~~] license shall not be granted to the applicant.[~~; and~~] If the board, after due hearing, shall determine that any licensee is guilty of a violation of the provisions of KRS 321.340 or 321.350, the license shall be suspended or revoked. The board, upon request of the applicant or licensee, shall furnish ***the*** [~~said~~] applicant or licensee with a definite statement of its findings of fact and its reason or reasons for refusing to grant the license or suspension of the rights of the licensee or for revocation of the license, as the case may be. The findings of fact by the board [~~acting within its powers~~] shall, in the absence of fraud, be conclusive, but any person aggrieved shall have the right of an appeal from the findings of the board.

(2) Upon suspension or revocation***, the board shall give official notice of its action as it deems necessary*** [~~of any license or certificate of license it shall be the duty of the board to give official notice of such action, under seal, to the county clerk of the county in which the holder is registered, and such name shall be marked as suspended for the period indicated or stricken from the register in accordance with such notice, and if such holder shall continue the practice he shall thereupon be subject to the penalties provided in this chapter~~].

Section 30. KRS 321.400 is amended to read as follows:

(1) Any party aggrieved by the action of the board in refusing to grant a license, or in suspending or revoking a license upon the basis of the provisions of KRS 321.340 and 321.350, or either of ***the*** [~~said~~] sections, within thirty (30) days after the entry by the board of ***the*** [~~such~~] order of refusal, revocation or suspension, may bring an action against the board in the Franklin Circuit Court to vacate or set aside the order of the board on the ground that it is unlawful or unreasonable. Service of summons or any notice upon the board may be made on the chairman or the ***executive director*** [~~secretary-treasurer~~] of the board, which ***shall*** [~~will~~] constitute effective service on ***the*** [~~said~~] board and all its members.

(2) The answer of the board shall be filed within twenty (20) days after the board is served with process in ***the*** [~~such~~] action. The action ***shall*** [~~will~~] then be at issue, and stand ready for trial upon ten (10) days' notice to either party, on the equity side of the docket of the court. Injunctive relief may be granted by the court in the manner and upon the terms provided by law.

Section 31. KRS 321.410 is amended to read as follows:

(1) If an action is commenced against the board, as authorized in KRS 321.400, the board shall promptly cause a certified transcript of all proceedings had and testimony taken therein to be made and filed with the clerk of the court in which the action is pending. The cost of preparing and certifying the record shall be paid to the board by the party bringing the action, and taxed as part of the costs, to be paid as directed by the court upon final determination of the action. Copies of the transcript shall be furnished at cost to any party to the proceeding. The action or appeal shall be determined by the court upon the record certified and filed as herein provided, and no new or additional evidence shall be heard or considered by the court unless it appears to the court from ***the*** [~~said~~] record that the complaining party was denied the opportunity of a fair hearing before the board.

(2) The court shall enter a judgment either sustaining the order of the board, or setting it aside, or vacating it in whole or in part. Either party to the action may[~~, within sixty (60) days after the entry of the judgment of the circuit court,~~] appeal to the Court of Appeals.

Section 32. KRS 321.420 is amended to read as follows:

No person who has had a license revoked for cause shall be issued another license within five (5) years from the date of ***the*** [~~such~~] revocation. ***As a condition to ending the revocation, the board shall require the individual to comply with KRS 321.260 and 321.270.***

Section 33. KRS 321.430 is amended to read as follows:

The practice of veterinary medicine, veterinary surgery or veterinary dentistry by any unregistered, unlicensed person hereby is declared to be a menace and a nuisance, dangerous to the public health and safety, and it shall be the duty of the board to promptly abate or cause to be abated ***the*** [~~such~~] practice by instituting or causing to be instituted in the name of the Commonwealth of Kentucky, on relation of ***the*** [~~said~~] board, a suit in a court of competent jurisdiction in the county in which ***the*** [~~such~~] practice is conducted for an injunction.[~~, and~~] Upon proof of ***a*** [~~such~~] violation, the court shall issue an injunction prohibiting ***the*** [~~such~~] persons from engaging in the practice of veterinary medicine, veterinary surgery or veterinary dentistry unless it shall appear to the court that ***the*** [~~such~~] practitioner is duly licensed and registered as provided in this chapter. The board ***shall*** [~~hereby is empowered to~~] file ***the*** [~~such~~] petitions and prosecute ***the*** [~~such~~] actions[~~, and it is made its duty so to do~~]. The liability for or imposition of penalties provided for in this chapter shall not constitute any basis or grounds for the denial of an injunction to prohibit the practice of veterinary medicine, veterinary surgery or veterinary dentistry without a certificate of license as provided in this chapter.

Section 34. KRS 321.440 is amended to read as follows:

[~~(1)~~] "***Veterinary*** [~~Animal~~] technician" ***means*** [~~shall mean~~] a person[~~:~~

~~(a)~~] who has ***received an associate degree in veterinary technology, or its equivalent*** [~~successfully completed a post-high school course in the care and treatment of animals~~], which course has been approved by the board, and passed the examination given by the board[~~;~~

~~(b) Or is on June 19, 1976 employed by a licensed veterinarian who is presently engaging in the practice of veterinary medicine in this state, and the veterinarian makes application to the board to permit him to use the services of said employee as an animal technician, and provided further the person seeking to be certified as an animal technician passes the examination given by the board~~].

Section 35. KRS 321.450 is amended to read as follows:

(1) ***A veterinary technician shall first pass a written or oral examination or both as determined by the board as to the qualifications and fitness to engage in the service. An applicant shall be a graduate or senior student in good standing of an accredited program of veterinary technology approved by the board*** [~~Any veterinarian licensed pursuant to this chapter shall make application to the board to permit him to use the services of any animal technician. Such application shall be accompanied by an application fee in an amount to be determined by the board and shall set forth such information as the board may require. There will be an annual fee, not to exceed $15.00, for each animal technician registered by the board. Failure to pay the annual renewal fee shall result in a loss of registration by the animal technician. No veterinarian practicing in this state shall utilize the services of an animal technician without prior approval of the board. Whenever it appears to the board that an animal technician is being utilized in a manner inconsistent with the approval granted, the board may withdraw such approval. In the event a hearing is requested upon the rejection of an application, or upon the withdrawal of an approval, a hearing shall be conducted in accordance with the provisions of KRS 321.360~~].

(2) ***Registration issued to a veterinary technician shall be inactive until the veterinary technician is employed and is under the direct supervision of a veterinarian licensed in this Commonwealth. A veterinary technician's registration shall be considered to be inactive until registration is activated when a renewal application is signed by the supervising veterinarian and returned to the board for approval. Each veterinary technician registered by the board shall pay an annual renewal fee as prescribed by the board. Each veterinary technician registered by the board shall attend annual continuing education hours as authorized by the board to renew his registration. Failure to renew shall result in the expiration of the registration. If a hearing is requested upon the rejection of an application, or upon the withdrawal of registration, a hearing shall be conducted in accordance with the provisions of KRS 321.360*** [~~No veterinarian who uses the services of an animal technician in accordance with the terms of any permission granted by the board shall be considered as aiding and abetting any unlicensed person to practice veterinary medicine within the meaning of KRS 321.430. Provided, however, that any such veterinarian shall retain professional and personal responsibility of any act which constitutes the practice of veterinary medicine, veterinary surgery and veterinary dentistry as defined in this chapter when performed by an animal technician in his employ~~].

(3) The ***duties*** [~~services~~] of ***a veterinary*** [~~an animal~~] technician shall be limited to the performance of services under the ***direct*** [~~direction and~~] supervision of a licensed veterinarian. He shall receive no fee or compensation of any kind for his services other than ***the*** [~~such~~] salary or compensation [~~as may be~~] paid to him by the ***establishment*** [~~veterinarian, hospital or clinic~~] by which he is employed. He shall not participate in the operation of a branch office, clinic or allied establishment unless a licensed veterinarian is present. ***A veterinary*** [~~An animal~~] technician, as an assistant to and under the ***direct*** supervision of a licensed veterinarian, may assist the veterinarian in ***any and all duties in veterinary medicine and surgery except diagnosing, prescribing of treatment, and performance of surgical procedures. These duties shall include, but are not limited to:***

(a) Obtaining and recording case histories;

(b) Performance of physical examinations;

(c) Preparation of patients, instruments, equipment and medicants for surgery and treatment;

(d) Collection, preparation, shipping of specimens and performance of laboratory procedures; and

(e) Performance of treatment and nursing care as prescribed by the attending veterinarian.

(4) A veterinarian shall utilize the services of a veterinary technician in accordance with the terms and provisions of subsection (3) of this section. Unauthorized utilization of veterinary technicians by veterinarians shall be considered as aiding and abetting any unlicensed person to practice veterinary medicine as described in KRS 321.430 [~~the following:~~

~~(a) Obtaining and recording information about cases;~~

~~(b) Preparation of patients, instruments, equipment and medicants for surgery;~~

~~(c) Collection of specimens and performance of laboratory procedures;~~

~~(d) Application of wound dressings;~~

~~(e) Assisting the veterinarian in diagnostic, medical and surgical procedures~~].

Section 36. KRS 321.990 is amended to read as follows:

(1) Any person who *willfully makes any false representation to the board in applying for a license under this chapter shall be fined not more than five hundred dollars ($500).*

(2) For any violation of this chapter where the board has the power to deny, revoke, or suspend a license, the board may, in lieu thereof or in addition to other remedies impose a civil penalty against the violator of not more than one thousand dollars ($1,000).

(3) All civil penalties received and collected by the board shall be deposited with the State Treasurer of the Commonwealth of Kentucky, who shall place the money to the credit of the revolving fund of the board.

(4) Any civil penalty received and collected by the board may be recovered in an action brought thereon in the name of the Commonwealth of Kentucky in the Circuit Court [~~shall violate or aid in the violation of any of the provisions of KRS 321.180 to 321.430 shall be guilty of a misdemeanor and upon conviction shall be fined not less than ten dollars ($10.00) nor more than five hundred dollars ($500), or sentenced to jail for not less than ten (10) nor more than ninety (90) days, or both so fined and imprisoned in the discretion of the jury~~].

Section 37. The following KRS sections are repealed:

321.210 Status of existing licenses — Renewal of licenses — Licensing of persons who practiced prior to 1916.

321.220 Licensing of person holding license from another state or country — Reciprocity.

321.290 Recording of license with county clerk.

321.300 Listing and report of licenses filed with county clerk.

The Committee Amendment No. 1 to SB 216 is as follows:

Amend printed GA copy of SB 216 on page 8, line 4, delete the word "*directly*"; and

On page 8, delete lines 5 through 19; and

On page 8, line 4, insert the following after the word "*and*":

"acts under the direct instructions of a licensed veterinarian or a registered veterinary technician or technologist to perform duties, including record keeping, animal restraint, dehorning and castration of food animals, the administration of anti-parisitic drugs and of routine vaccines which are not required by law for interstate transportation of food animals, and other duties that require the supervision on the premises of a licensed veterinarian or a registered veterinary technician or technologist."

SB 281. AN ACT relating to county clerk fees.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 150.603 is amended to read as follows:

(1) Any person required to possess a hunting license under the provisions of KRS 150.170, except residents sixty-five (65) years of age or older and children under sixteen (16) years of age, taking or attempting to take wild ducks or geese within the state shall, in addition to the appropriate hunting license for taking game, possess a Kentucky waterfowl stamp. ***The*** [~~Said~~] stamp shall not be transferable, shall be signed across the face by the bearer, and fixed adhesively to the back of the regular hunting license of the bearer, and shall be carried at all times upon the person while hunting wild ducks or geese. ***The*** [~~Such~~] stamp shall be obtained for the sum of five dollars and twenty-five cents ($5.25) and shall be valid for the period of one (1) year. Notwithstanding KRS 64.012, the county clerk shall retain ***nine percent (9%) of the fee*** [~~twenty-five cents (25)~~] for administrative purposes.

(2) The Fish and Wildlife Commission shall determine the form of the stamp and shall administer all revenues generated by the sale of the stamp. ***The*** [~~Said~~] revenue shall be expended for waterfowl research projects for the purpose of protecting and propagating migratory waterfowl and for the development, restoration, maintenance, and preservation of wetlands within the state. The intent of this section is to expand waterfowl research and management and increase waterfowl populations in the state without detracting from other programs. The expenditures of funds generated under the provisions of this section shall be included in the annual report provided for in KRS 150.061.

Section 2. KRS 64.012 is amended to read as follows:

The county clerk shall receive for the following services the following fees:

Recording deed of trust or assignment for the benefit of creditors, provided the entire record thereof does not exceed three pages	$ 5.00
Exceeding three pages, for each page	1.50
Copy and certification of same when ordered	3.50
Each bond required to be taken or prepared by the clerk	2.00
Copy of any bond when ordered	1.50
Recording a bond, each bond	5.00
Receiving the acknowledgment or proof of any deed, mortgage or agreement, power of attorney, or other written instrument required by law to be done and certifying same	1.25
Taking the acknowledgment or proof of a deed of real estate, certifying and recording the same and recording his own certificate, provided the entire record thereof does not exceed three pages	7.00
Exceeding three pages, for each page	1.50
Certified copy of deed	3.50
Recording a mortgage of real estate, certificates, and all services connected with the same, provided the entire record thereof does not exceed three pages	7.00
Exceeding three pages, for each page	1.50
Certified copy of real estate mortgage	3.50
Recording deed of assignment of real estate mortgage	5.00
Noting release of any lien, mortgage or redemption other than a deed of release	2.50
Receiving the acknowledgment, recording and certifying each deed of release of a mortgage or lien under KRS 382.360	5.00
Each additional marginal notation relating to same instrument	2.50
Making a record for the establishment of a city, recording the plan or plat thereof, and all other services incident	10.00
Recording survey of a city, or any part thereof, or any addition to or extensions of the boundary of a city	10.00

Every order concerning the establishment, changing, closing or discontinuing of roads, to be paid out of the county levy when the road is established, changed, closed or discontinued, and by the applicant when it is not	1.00
Administering an oath and certificate thereof	1.00
Issuing license for which no other fee is fixed by law	1.50
Marriage license, bond, certificate and recording	14.00
For filing and indexing an original or continuation financing statement, and noting the security interest on the required receipt for one motor vehicle	6.00
For filing and indexing an assignment of a financing statement	6.00
For filing and noting a statement of release of collateral under a financing statement	1.00
Issuance of a certification as provided in KRS 355.9-407	3.50
Certified copy of financing statement or statement of assignment as provided in KRS 355.9-407	3.50
Recording real estate options, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Recording power of attorney or revocation of power of attorney, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Recording plats, maps and surveys, not exceeding 24 inches by 36 inches, per page	10.00
Recording all leases which are recordable by law, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Marginal notation to same instrument	2.50
Filing or recording of certification of intention to operate a business under an assumed name	5.00
Filing a lien on a delinquent motor vehicle or trailer bill	6.00
Releasing a lien on a delinquent motor vehicle or trailer bill	1.50
Filing or recording of mechanic's and artisan's liens under KRS Chapter 376	5.00
Filing or recording of notice of lien issued by the Internal Revenue Service	5.00
Filing or recording of notice of lien discharges issued by the Internal Revenue Service	5.00
Filing or recording of lis pendens notice concerning proceedings in bankruptcy and other lis pendens notices, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Filing or recording United States liens, provided the entire record per lien does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Filing or recording release of a United States lien, provided the entire record per lien does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Filing or recording state tax or other state liens, other than liens on delinquent motor vehicles or trailers	5.00
Filing release of a state tax or other state lien, other than a lien on a delinquent motor vehicle or trailer	5.00

Filing notification and declaration and petition of candidates for office	20.00
Recording wills or other probate documents under KRS 394.300	5.00
Issuance of fish and game licenses or tags costing more than $1.00 each	***9% of the cost*** [~~.75~~]
Registration of licenses for professional persons required to register with the county clerk	5.00
Recording and issuing articles, statements, or reports of corporations pursuant to KRS Chapters 271B, 272 and 273, including articles of incorporation, amendment, restatement of incorporation, merger, consolidation, or dissolution and statements of establishment of a series of shares, cancellation of a series of shares, reduction of capital, intent to dissolve, revocation of voluntary dissolution, or any other statement or report of a foreign or domestic corporation, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Miscellaneous recordings for which no specific fee is set, provided the entire record thereof does not exceed three pages (except military discharges)	5.00
Exceeding three pages, each additional page	1.50
Filing miscellaneous documents for which no specific fee is set, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, each additional page	1.50
Filing certification required by KRS 65.070(1)(a)	2.00
Certification of franchise tax assessment	2.50

The Committee on Banking and Insurance reported **SB 286** and **SB 287** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 286, AN ACT relating to exemptions.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 427.160 is amended to read as follows:

In addition to other exemptions provided in this chapter, every ***individual*** debtor ***except a corporation*** shall have a general exemption not to exceed one thousand dollars ($1,000) in value to be applied toward any property, real or personal, tangible or intangible in his estate when he has filed for bankruptcy under the provisions of The Bankruptcy Code of 1978, 92 Stat. 2549 (1978), Public Law 95-598.

SB 287, AN ACT relating to exemptions.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 427.060 is amended to read as follows:

In addition to any exemption of personal property, an individual debtor's aggregate interest, not to exceed five thousand dollars ($5,000) in value, in real or personal property that such debtor or a dependent of such debtor uses as a permanent residence in this state, or in a burial plot for such debtor or a dependent of such debtor is exempt from [~~sale under~~] execution, attachment or judgment, except to foreclose a mortgage given by the owner of a homestead or for purchase money due thereon. This exemption shall not apply if the debt or liability existed prior to the purchase of the property or the erection of the improvements thereon.

The Committee on Economic Development and Tourism reported **SB 396** with Committee Substitute attached thereto, and **SCR 112** with Committee Amendment attached thereto, with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 396, AN ACT relating to the Kentucky State Fair Board.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 247.130 is amended to read as follows:

(1) The state fair board may ***employ or contract with*** [~~appoint~~] a ***president*** [~~manager~~] who shall not be one of their number. ***The president shall be the chief executive officer for the board.*** The ***employment***

or contract [~~appointment~~] of a ***president*** [~~manager~~] shall be on the basis of training, ability and experience. A ***president*** [~~manager~~] shall hold his position during the pleasure of the board, but may be removed only by an affirmative vote of ***a majority of the*** [~~six (6)~~] members of the board ***and upon thirty (30) days written notice.*** A ***president*** [~~manager~~] shall be responsible for the administration of the policies set by the board, shall devote his entire time and attention to the performance of such duties and work as may be required of him by law or be assigned to him by the board[~~, and shall receive such salary, fixed on an annual basis, as the board may determine~~]. ***The board shall determine the term, conditions and compensation of its president, provided such term does not exceed four (4) years.***

(2) ***The president*** [~~A manager~~] may organize such administrative divisions as may be necessary and may designate chiefs of such divisions who, under his control and supervision, shall have the duties of direction of such divisions. The ***president*** [~~manager~~] shall organize a division for personnel management and staff development which shall manage all personnel matters, including staff development and training and programs for affirmative action. The director of this division shall be appointed, with the prior written approval of the Governor, by the president [~~of the board~~]. ***The president*** [~~A manager~~] may employ such other employes and agents as he deems necessary for the carrying out of the policies of the board and to conduct the affairs of the state fair, and may fix the duties and compensation of any employes or agents with the approval of the board.

(3) The board may employ or contract with such other persons, firms or corporations as the board may deem necessary or desirable to accomplish its duties and functions; may fix the compensation and the terms of employment or contract of those employed or contracted with; and may assign to them such duties and responsibilities as the board may determine, including the responsibility of actual operation of any or all of the facilities under the control of the board.

(4) ***The president*** [~~A manager~~] and any persons employed under this section shall not be subject to the provisions of KRS Chapter 18A.

The Committee Substitute to **SB 396** is as follows:

SB 396, AN ACT relating to the Kentucky State Fair Board.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 247.130 is amended to read as follows:

(1) The State Fair Board may ***employ or contract with*** [~~appoint~~] a ***President*** [~~manager~~] who shall not be one of their number. ***The President shall be the chief executive officer for the board.*** The ***employment or contract*** [~~appointment~~] of a ***President*** [~~manager~~] shall be on the basis of training, ability and experience. A ***President*** [~~manager~~] shall hold his position during the pleasure of the board, but may be removed only by an affirmative vote of ***a majority of the*** [~~six (6)~~] members of the board ***and upon thirty (30) days written notice.*** A ***President*** [~~manager~~] shall be responsible for the administration of the policies set by the board, shall devote his entire time and attention to the performance of such duties and work as may be required of him by law or be assigned to him by the board[~~, and shall receive such salary, fixed on an annual basis, as the board may determine~~]. ***The board shall determine the term, conditions and compensation of its President, provided such term does not exceed four (4) years.***

(2) ***The President*** [~~A manager~~] may organize such administrative divisions as may be necessary and may designate chiefs of such divisions who, under his control and supervision, shall have the duties of direction of such divisions. The ***President*** [~~manager~~] shall organize a division for personnel management and staff development which shall manage all personnel matters, including staff development and training and programs for affirmative action. The director of this division shall be appointed, with the prior written approval of the Governor, by the President [~~of the board~~]. ***The President*** [~~A manager~~] may employ such other employees and agents as he deems necessary for the carrying out of the policies of the board and to conduct the affairs of the state fair, and may fix the duties and compensation of any employees or agents with the approval of the board.

(3) The board may employ or contract with such other persons, firms or corporations as the board may deem necessary or desirable to accomplish its duties and functions; may fix the compensation and the terms of employment or contract of those employed or contracted with; and may assign to them such duties and responsibilities as the board may determine, including the responsibility of actual operation of any or all of the facilities under the control of the board.

(4) ***The President*** [~~A manager~~] and any persons employed under this section shall not be subject to the provisions of KRS Chapter 18A.

Section 2. KRS 247.090 is amended to read as follows:

(1) The State Fair Board shall be composed of fifteen (15) members, as follows:

(a) The Governor;

(b) The commissioner;

(c) The dean of the College of Agriculture of the University of Kentucky;

(d) ***The secretary of the Tourism Cabinet;***

(e) Ten (10) [~~Nine (9)~~] members appointed from the state at large by the Governor with due consideration to geographical distribution throughout the state; ***and***

(f)[~~(e)~~] One (1) member appointed by the Governor selected from a list provided by the Kentucky Association of Fairs and Horse Shows of six (6) eligible members of the association[~~; and~~

~~(f) One (1) member shall be appointed from the state-at-large by the president pro tempore of the Senate of the Kentucky General Assembly and one (1) member shall be appointed from the state-at-large by the Speaker of the House of Representatives of the Kentucky General Assembly~~].

(2) The terms of the appointed members of the board shall be for four (4) years, dating from the beginning of the terms for which they were respectively appointed, and until their successors are appointed and qualify. As the terms of each group of members expire, the Governor shall appoint successors for terms of four (4) years and until their successors are appointed and qualify. Beginning with the appointments to be made for the terms commencing December 12, 1948, one (1) member of the first group of successor members to be appointed shall be appointed from a list of six (6) nominees consisting of three names from each of the two (2) political parties polling the largest number of votes in the state at general elections submitted to the Governor by the governing body of the Kentucky Livestock Improvement Association, and beginning December 12, 1972, one (1) member of the first group shall be appointed from a list of six (6) nominees so submitted by the governing body of the Kentucky State National Farmers Organization; one (1) member of the second [~~such~~] group shall be appointed from a list of six (6) nominees so submitted by the governing body of the American Saddle Horse Breeders Association; and one (1) member of the third group shall be appointed from a list of six (6) nominees so submitted by the governing body of the Kentucky Farm Bureau Federation. It is the intention of the General Assembly that the political affiliation of the appointed members shall be as evenly divided as possible between the two (2) political parties polling the largest number of votes in the state at general elections.

(3) In case of a vacancy among the appointed members of the board, the unexpired term so occurring shall be filled pursuant to the requirements and procedures for original appointments.

SCR 112, A CONCURRENT RESOLUTION directing the Legislative Research Commission to create a task force to study the potential of a water impoundment proposed as Camp Ground Lake.

WHEREAS, in 1974 a water impoundment project of a tributary of the Salt River was first proposed by the United States Army Corps of Engineers to be located on the Washington and Nelson County line; and

WHEREAS, this project, known as Camp Ground Lake, was proposed to provide flood control, water supply, water quality control, general recreation and the preservation of fish and wildlife resources; and

WHEREAS, Congressman William Natcher, United States Representative of the people within Washington and Nelson Counties recognizing the need for flood protection and the preservation of future water resources for these counties, has requested federal money for the continued study of this issue;

NOW, THEREFORE,

Be it resolved by the Senate of the General Assembly of the Commonwealth of Kentucky, the House of Representatives concurring therein:

Section 1. That there is created the Camp Ground Lake Task Force. The task force shall study the potential for the proposed Camp Ground water impoundment to provide flood control, water supply, water quality control, general recreation and the preservation of fish and wildlife resources. The task force shall also study the effect of the proposed lake on economic development for the area and the overall level of community support for the Camp Ground Lake project. The task force also shall study the proposed lake in a manner which takes into account the efforts of Congressman Natcher.

Section 2. That the task force shall be composed of thirteen (13) members appointed by the Legislative Research Commission. The membership shall include the members of the Senate representing the fourteenth

(14th), twentieth (20th), and twenty-second (22nd) legislative districts, the members of the House of Representatives representing the twenty-fourth (24th), the fiftieth (50th), and the fifty-fifth (55th) legislative districts, the county judge/executives, of the counties of Anderson, Marion, Nelson, and Washington, or their representatives, a representative of the Lincoln Trail Area Development District, a representative of the Bluegrass Area Development District and a member appointed at large. The chairperson shall be appointed by the Legislative Research Commission.

Section 3. That the task force shall report the findings and recommendations of the study to the Legislative Research Commission by October 30, 1991.

Section 4. Staff services to be utilized in completing this study are estimated to cost twenty-five thousand dollars ($25,000). These staff services shall be provided from the regular Commission budget and are subject to the limitations and other research responsibilities of the Commission.

The Committee Amendment No. 1 to **SCR 112** is as follows:

Amend printed copy of **SCR 112** on page 2, line 11, delete "thirteen (13)" and insert "fourteen (14)", and

On page 2, line 16, following "(24)," insert "the forty-ninth (49),".

Calendar

SB 171, **SB 300**, **SB 322**, **SB 329**, **SB 158**, **SB 183**, **SB 306**, **SB 309**, **SJR 13**, **SJR 85**, **HCR 207**, **SB 105**, **HB 820**, **SB 261**, **SB 312**, **SB 316**, **SB 334**, **SCR 3** and **SJR 44** taken from the Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Report on Enrolled Bills

The Committee on Enrollment reported **SB 19**, **SB 136**, **SB 141**, **SB 143**, **SB 147**, **SB 149**, **SB 154**, **SB 156**, **SB 182**, **SB 194**, **SB 202**, **SB 205**, **SB 207**, **SB 215**, **SB 270**, **SB 229**, **SB 253** and **SB 81** had been examined and found correctly enrolled. Said Bills and Resolutions read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 10:15 a.m.)

Orders of the Day

Representative Stumbo moved that the vote by which **SB 86** was defeated be reconsidered. Agreed.

Representative Stumbo moved that **SB 86** be placed in the Orders of the Day, March 23, 1990. Agreed.

SB 86, with Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Scorsone moved the adoption of Committee Substitute to **SB 86**. Agreed.

Representative Scorsone moved that **SB 86**, by way of Committee Substitute, be passed.

Representative Overstreet noted that a copy of **SB 86** was not contained in the book of bills on the members' desk and inquired if it is legal to act upon the bill under these circumstances.

The Chair ruled that it is legal to reconsider a bill under these circumstances.

On the roll call the vote was: Yeas 45, Nays 41. (See March 23, 1990 roll call on **SB 86** - Appendix.)

SB 86, by way of Committee Substitute, was passed and the title agreed to.

Representative Scorsone moved that the vote by which **SB 86**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 255, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative R. Smith moved the adoption of Committee Substitute to **SB 255**. Agreed.

Representative R. Smith moved that **SB 255**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 93, Nays 1. (See March 23, 1990 roll call on **SB 255** - Appendix.)

SB 255, by way of Committee Substitute, was passed and the title agreed to.

Representative R. Smith moved that the vote by which **SB 255**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 311 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative R. Smith moved that **SB 311** be passed.

On the roll call the vote was: Yeas 92, Nays 0. (See March 23, 1990 roll call on **SB 311** - Appendix.)

SB 311 was passed and the title agreed to.

Representative R. Smith moved that the vote by which **SB 311** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 237, with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved that **SB 237** be passed.

Representative Turner moved the adoption of Floor Amendment No. 1 to **SB 237**.

Representative Deskins inquired whether Floor Amendment No. 1 was germane to **SB 237**.

The Speaker ruled Floor Amendment No. 1 was not germane to **SB 237**.

On the roll call the vote was: Yeas 95, Nays 2. (See March 23, 1990 roll call on **SB 237** - Appendix.)

SB 237 was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **SB 237** was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that **HB 339**, **HB 509** and **HB 732** be recommitted to the Committee on Business Organizations and Professions. Agreed.

SB 46, with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Worthington moved the adoption of Floor Amendment No. 1 to **SB 46**. Agreed.

Representative Clarke moved that **SB 46**, as amended, be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 23, 1990 roll call on **SB 46** - Appendix.)

SB 46, as amended, was passed and the title agreed to.

Representative Clarke moved that the vote by which **SB 46**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 72 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lear moved that **SCR 72** be passed.

On the roll call the vote was: Yeas 88, Nays 0. (See March 23, 1990 roll call on **SCR 72** - Appendix.)

SCR 72 was passed and the title agreed to.

Representative Lear moved that the vote by which **SCR 72** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 148 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lear moved that **SB 148** be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 23, 1990 roll call on **SB 148** - Appendix.)

SB 148 was passed and the title agreed to.

Representative Lear moved that the vote by which **SB 148** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 70 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Johnson moved that **SB 70** be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 23, 1990 roll call on **SB 70** - Appendix.)

SB 70 was passed and the title agreed to.

Representative Johnson moved that the vote by which **SB 70** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 51, with Committee Substitute and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ballard moved the adoption of Committee Substitute to **SB 51**. Agreed.

Representative Walker moved the adoption of Floor Amendment No. 1 to the Committee Substitute to **SB 51**. Agreed.

Representative Ackerson moved the adoption of Floor Amendment No. 2 to the Committee Substitute to **SB 51**.

Representative Overstreet inquired whether Floor Amendment No. 2 to the Committee Substitute was germane to **SB 51**.

The Speaker ruled that Floor Amendment No. 2 to the Committee Substitute was not germane to **SB 51**.

Representative Ballard moved that **SB 51**, by way of Committee Substitute as amended, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 23, 1990 roll call on **SB 51** - Appendix.)

SB 51, by way of Committee Substitute as amended, was passed and the title agreed to.

Representative Ballard moved that the vote by which **SB 51**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 180 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Johnson moved that **SB 180** be passed.

On the roll call the vote was: Yeas 92, Nays 0. (See March 23, 1990 roll call on **SB 180** - Appendix.)

SB 180 was passed and the title agreed to.

Representative Johnson moved that the vote by which **SB 180** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 211, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Gray moved the adoption of Committee Substitute to **SB 211**. Agreed.

Representative Gray moved that **SB 211**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 79, Nays 7. (See March 23, 1990 roll call on **SB 211** - Appendix.)

SB 211, by way of Committee Substitute, was passed and the title agreed to.

Representative Gray moved that the vote by which **SB 211**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 478, with Committee Substitute and Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Clarke moved the adoption of Committee Substitute to **HB 478**. Agreed.

Representative Long moved the adoption of Committee Amendment No. 1 to **HB 478**. Agreed.

Representative Clarke moved that **HB 478**, by way of Committee Substitute as amended, be passed.

On the roll call the vote was: Yeas 84, Nays 0. (See March 23, 1990 roll call on **HB 478** - Appendix.)

HB 478, by way of Committee Substitute as amended, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HB 478**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 144 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ward moved that **SB 144** be passed.

On the roll call the vote was: Yeas 84, Nays 1. (See March 23, 1990 roll call on **SB 144** - Appendix.)

SB 144 was passed and the title agreed to.

Representative Ward moved that the vote by which **SB 144** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 224 with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ward moved that **SB 224** be passed.

On the roll call the vote was: Yeas 74, Nays 8. (See March 23, 1990 roll call on **SB 224** - Appendix.)

SB 224 was passed and the title agreed to.

Representative Ward moved that the vote by which **SB 224** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 305 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative A. Jones moved that **SB 305** be passed.

On the roll call the vote was: Yeas 81, Nays 12. (See March 23, 1990 roll call on **SB 305** - Appendix.)

SB 305 was passed and the title agreed to.

Representative A. Jones moved that the vote by which **SB 305** was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 105 with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative L. Clark moved that **SCR 105** be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 23, 1990 roll call on **SCR 105** - Appendix.)

SCR 105 was passed and the title agreed to.

Representative L. Clark moved that the vote by which **SCR 105** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 319 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Clarke moved that **SB 319** be passed.

On the roll call the vote was: Yeas 84, Nays 0. (See March 23, 1990 roll call on **SB 319** - Appendix.)

SB 319 was passed and the title agreed to.

Representative Clarke moved that the vote by which **SB 319** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 331 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Clarke moved that **SB 331** be passed.

On the roll call the vote was: Yeas 66, Nays 22. (See March 23, 1990 roll call on **SB 331** - Appendix.)

SB 331 was passed and the title agreed to.

Representative Clarke moved that the vote by which **SB 331** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 320 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved that **SB 320** be passed.

On the roll call the vote was: Yeas 80, Nays 8. (See March 23, 1990 roll call on **SB 320** - Appendix.)

SB 320 was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **SB 320** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 178 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Farrow moved that **SB 178** be passed.

On the roll call the vote was: Yeas 95, Nays 0. (See March 23, 1990 roll call on **SB 178** - Appendix.)

SB 178 was passed and the title agreed to.

Representative Farrow moved that the vote by which **SB 178** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 199 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Priddy moved that **SB 199** be passed.

On the roll call the vote was: Yeas 86, Nays 3. (See March 23, 1990 roll call on **SB 199** - Appendix.)

SB 199 was passed and the title agreed to.

Representative Priddy moved that the vote by which **SB 199** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 200 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Priddy moved that **SB 200** be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 23, 1990 roll call on **SB 200** - Appendix.)

SB 200 was passed and the title agreed to.

Representative Priddy moved that the vote by which **SB 200** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 256 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved that **SB 256** be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 23, 1990 roll call on **SB 256** - Appendix.)

SB 256 was passed and the title agreed to.

Representative Deskins moved that the vote by which **SB 256** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 186 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Cyrus moved that **SB 186** be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 23, 1990 roll call on **SB 186** - Appendix.)

SB 186 was passed and the title agreed to.

Representative Cyrus moved that the vote by which **SB 186** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 41 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Long moved that **SB 41** be passed.

On the roll call the vote was: Yeas 93, Nays 1. (See March 23, 1990 roll call on **SB 41** - Appendix.)

SB 41 was passed and the title agreed to.

Representative Long moved that the vote by which **SB 41** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 297 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative LeMaster moved that **SB 297** be passed.

On the roll call the vote was: Yeas 85, Nays 2. (See March 23, 1990 roll call on **SB 297** - Appendix.)

SB 297 was passed and the title agreed to.

Representative LeMaster moved that the vote by which **SB 297** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 298 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Long moved that **SB 298** be passed.

On the roll call the vote was: Yeas 85, Nays 1. (See March 23, 1990 roll call on **SB 298** - Appendix.)

SB 298 was passed and the title agreed to.

Representative Long moved that the vote by which **SB 298** was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 55 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Farrow moved that **SCR 55** be passed.

On the roll call the vote was: Yeas 87, Nays 0. (See March 23, 1990 roll call on **SCR 55** - Appendix.)

SCR 55 was passed and the title agreed to.

Representative Farrow moved that the vote by which **SCR 55** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 17 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Donnermeyer moved that **SB 17** be passed.

On the roll call the vote was: Yeas 81, Nays 0. (See March 23, 1990 roll call on **SB 17** - Appendix.)

SB 17 was passed and the title agreed to.

Representative Donnermeyer moved that the vote by which **SB 17** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 889, with Committee Substitute, Committee Amendment and Floor Amendment attached thereto, attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Donnermeyer moved the adoption of Committee Substitute to **HB 889**. Agreed.

Representative Nett moved the adoption of Committee Amendment No. 1 to **HB 889**. Agreed.

Representative Donnermeyer moved the adoption of Floor Amendment No. 1 to the Committee Substitute to **HB 889**. Agreed.

Representative Donnermeyer moved that **HB 889**, by way of Committee Substitute as amended, be passed.

On the roll call the vote was: Yeas 25, Nays 55. (See March 23, 1990 roll call on **HB 889** - Appendix.)

HB 889, by way of Committee Substitute as amended, was defeated.

Representative Overstreet moved that the vote by which **HB 889**, by way of Committee Substitute as amended, was defeated be reconsidered and said motion be placed on the table. Agreed.

SB 172, with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Priddy moved the adoption of Floor Amendment No. 1 to **SB 172**. Agreed.

Representative Priddy moved that **SB 172**, as amended, be passed.

On the roll call the vote was: Yeas 88, Nays 2. (See March 23, 1990 roll call on **SB 172** - Appendix.)

SB 172, as amended, was passed and the title agreed to.

Representative Priddy moved that the vote by which **SB 172**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 173, with House Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Geveden moved the adoption of House Committee Substitute to **SB 173**. Agreed.

Representative Geveden moved the adoption of Floor Amendment No. 1 to the House Committee Substitute to **SB 173**. Agreed.

Representative Geveden moved that **SB 173**, by way of House Committee Substitute as amended, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 23, 1990 roll call on **SB 173** - Appendix.)

SB 173, by way of House Committee Substitute as amended, was passed and the title agreed to.

Representative Geveden moved that the vote by which **SB 173**, by way of House Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 181 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Cyrus moved that **SB 181** be passed.

On the roll call the vote was: Yeas 86, Nays 0. (See March 23, 1990 roll call on **SB 181** - Appendix.)

SB 181 was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 181** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 280 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lear moved that **SB 280** be passed.

On the roll call the vote was: Yeas 92, Nays 0. (See March 23, 1990 roll call on **SB 280** - Appendix.)

SB 280 was passed and the title agreed to.

Representative Lear moved that the vote by which **SB 280** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 289 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ark moved that **SB 289** be passed.

On the roll call the vote was: Yeas 87, Nays 0. (See March 23, 1990 roll call on **SB 289** - Appendix.)

SB 289 was passed and the title agreed to.

Representative Ark moved that the vote by which **SB 289** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 132, with Committee Substitute, Committee Amendment and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Gregory moved the adoption of Committee Substitute to **HB 132**. Agreed.

Representative Gregory moved the adoption of Committee Amendment No. 1 to **HB 132**. Agreed.

Representative Gregory moved the adoption of Floor Amendment No. 2 to the Committee Substitute to **HB 132**. Agreed.

Representative Gregory moved that **HB 132**, by way of Committee Substitute as amended, be passed.

On the roll call the vote was: Yeas 67, Nays 16. (See March 23, 1990 roll call on **HB 132** - Appendix.)

HB 132, by way of Committee Substitute as amended, was passed and the title agreed to.

Representative Gregory moved that the vote by which **HB 132**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 259, with Committee Amendments and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative T. Jones moved the adoption of Committee Amendment No. 1 to **HB 259**. Agreed.

Representative T. Jones moved the adoption of Committee Amendment No. 2 to **HB 259**. Agreed.

Representative T. Jones moved the adoption of Floor Amendment No. 1 to **HB 259**. Agreed.

Representative T. Jones moved that **HB 259**, as amended, be passed.

On the roll call the vote was: Yeas 83 Nays 3. (See March 23, 1990 roll call on **HB 259** - Appendix.)

HB 259, as amended, was passed and the title agreed to.

Representative T. Jones moved that the vote by which **HB 259**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 305 with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 3 to **HB 305** is as follows:

Amend printed copy of **HB 305** on page 4, line 4, by adding thereafter the following:

"Section 2. KRS 78.531 is amended to read as follows:

(1) Any member of a retirement system created pursuant to KRS 67A.320, 67A.340, 79.080, 90.310 to 90.420, 95.290, 95.520 to 95.620, 95.621 to 95.629, 95.767 to 95.784, 95.852 to 95.884 and KRS Chapter 96, notwithstanding any provisions of the statutes to the contrary, may elect to terminate coverage under the retirement system in which he is a member, if the city or urban-county government has adopted the provisions of the County Employees Retirement System pursuant to KRS 78.520 to 78.852.

(2) *(a)* If the city or urban-county government elects the alternate participation plan, as set forth in KRS 78.530(3), employee contributions made to the fund under authority of KRS 67A.320, 67A.340, 79.080, 90.400(1), 90.410, 95.290, 95.520 to 95.620, 95.621 to 95.629, 95.767 to 95.785, 95.852 to 95.884 or KRS Chapter 96 shall be paid to the County Employees Retirement System and credited to the individual member's account in the system for any employee electing to terminate coverage under the provisions of this section***, or for any person who is an active member of the County Employees Retirement System on July 15, 1990, who previously withdrew from service under any of the plans enumerated in this section and who was not granted a refund of his employee contributions.***

(b) Proper credit for these employee contributions shall be given to the city or urban-county government in computing the cost of participation under the alternate participation plan as provided by KRS 78.530(3). ***The cost of participation for employees who withdrew from service and who were not granted a refund for employee contributions shall be based only upon the time period for which the contributions were made. The cost shall be computed by the County Employees Retirement System's consulting actuary in a manner consistent with the calculation of other alternate participation plan costs, and shall be paid by the pension system which did not grant the refund.***

(3) If the city or urban-county government does not elect the alternate participation plan as set forth in KRS 78.530(3), the employee contributions paid into the fund under authority of KRS 67A.320, 67A.340, 79.080, 90.400(1), 90.410, 95.290, 95.520 to 95.620, 95.621 to 95.629, 95.767 to 95.785, 95.852 to 95.884 or KRS Chapter 96 by each employee electing to terminate coverage under the provisions of this section shall be refunded to the employee with interest as specified in the applicable statute or plan, unless the employee has a vested account in which case he may elect to leave his contributions in the fund in order to later receive a pension when he becomes eligible."

Representative McBee moved that the House concur in Senate Amendment No. 3 to **HB 305**. Agreed

Representative McBee moved that **HB 305**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 76, Nays 0. (See March 23, 1990 roll call on **HB 305** - Appendix.)

HB 305, as amended by the Senate, was passed and the title agreed to.

Representative McBee moved that the vote by which **HB 305**,, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 249 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved that **SB 249** be passed.

On the roll call the vote was: Yeas 88, Nays 2. (See March 23, 1990 roll call on **SB 249** - Appendix.)

SB 249 was passed and the title agreed to.

SCR 109 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Donnermeyer moved that **SCR 109** be passed.

On the roll call the vote was: Yeas 85, Nays 0. (See March 23, 1990 roll call on **SCR 109** - Appendix.)

SCR 109 was passed and the title agreed to.

Representative Donnermeyer moved that the vote by which **SCR 109** was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 97 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Deskins moved that **SCR 97** be passed.

On the roll call the vote was: Yeas 85, Nays 1. (See March 23, 1990 roll call on **SCR 97** - Appendix.)

SCR 97 was passed and the title agreed to.

Representative Deskins moved that the vote by which **SCR 97** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 276 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **HB 276** be passed.

On the roll call the vote was: Yeas 76, Nays 6. (See March 23, 1990 roll call on **HB 276** - Appendix.)

HB 276 was passed and the title agreed to.

HB 489, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Moberly moved that **HB 489** be recommitted to the Committee on Appropriations and Revenue. Agreed.

HB 557, with Committee Amendment and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Arnold moved the adoption of Committee Amendment No. 1 to **HB 557**. Agreed.

Representative Arnold moved the adoption of Floor Amendment No. 1 to **HB 557**. Agreed.

Representative Arnold moved the adoption of Floor Amendment No. 2 to **HB 557**. Agreed.

Representative Arnold moved that **HB 557**, as amended, be passed.

On the roll call the vote was: Yeas 91, Nays 0. (See March 23, 1990 roll call on **HB 557** - Appendix.)

HB 557, as amended, was passed and the title agreed to.

Representative Arnold moved that the vote by which **HB 557**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 667, with Committee Substitutes and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Arnold moved the adoption of Committee Substitute No. 2 to **HB 667**. Agreed.

Representative Arnold moved the adoption of Floor Amendment No. 1 to the Committee Substitute No. 2 to **HB 667**. Agreed.

Representative Arnold moved that **HB 667**, by way of Committee Substitute No. 2 as amended, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 23, 1990 roll call on **HB 667** - Appendix.)

HB 667, by way of Committee Substitute No. 2 as amended, was passed and the title agreed to.

Representative Arnold moved that the vote by which **HB 667**, by way of Committee Substitute No. 2 as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 759, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ridley moved the adoption of Committee Amendment No. 1 to **HB 759**. Agreed.

Representative Ridley moved that **HB 759**, as amended, be passed.

On the roll call the vote was: Yeas 87, Nays 1. (See March 23, 1990 roll call on **HB 759** - Appendix.)

HB 759, as amended, was passed and the title agreed to.

Representative Ridley moved that the vote by which **HB 759**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 844 with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Barrows moved that **HB 844** be passed.

On the roll call the vote was: Yeas 85, Nays 0. (See March 23, 1990 roll call on **HB 844** - Appendix.)

HB 844 was passed and the title agreed to.

Representative Barrows moved that the vote by which **HB 844** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 920 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative T. Jones moved that **HB 920** be passed.

On the roll call the vote was: Yeas 88, Nays 0. (See March 23, 1990 roll call on **HB 920** - Appendix.)

HB 920 was passed and the title agreed to.

Representative T. Jones moved that the vote by which **HB 920** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 866 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative A. Jones moved that **HB 866** be passed.

On the roll call the vote was: Yeas 66, Nays 17. (See March 23, 1990 roll call on **HB 866** - Appendix.)

HB 866 was passed and the title agreed to.

Representative A. Jones moved that the vote by which **HB 866** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 196 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Geveden moved that **HB 196** be passed.

On the roll call the vote was: Yeas 71, Nays 14. (See March 23, 1990 roll call on **HB 196** - Appendix.)

HB 196 was passed and the title agreed to.

Representative Geveden moved that the vote by which **HB 196** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 304 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Bronger moved that **SB 304** be passed.

On the roll call the vote was: Yeas 92, Nays 0. (See March 23, 1990 roll call on **SB 304** - Appendix.)

SB 304 was passed and the title agreed to.

Representative Bronger moved that the vote by which **SB 304** was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the vote on **HB 844** be reconsidered. Agreed.

Representative Stumbo moved that **HB 844** be placed in the Orders of the Day, March 23, 1990. Agreed.

HB 844, with Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ackerson moved the adoption of Floor Amendment No. 1 to **HB 844**.

Representative Sheehan inquired whether Floor Amendment No. 1 was germane to **HB 844**.

The Speaker ruled that Floor Amendment No. 1 was germane to **HB 844**.

On the roll call the vote was yeas 4—Ackerson, Heleringer, Overstreet, Yates. Nays 71—Allen, Altman, Ark, Arnold, Ballard, Bentley, Blandford, Blevins, Bronger, Brown, Burch, Butler, Castleman, L. Clark, Clarke, Cline, Crupper, Curd, Curtsinger, Cyrus, Deskins, Donnermeyer, Farrow, Ford, Freibert, Geveden, Gray, Gregory, J. Harper, K. Harper, Jackson, Jensen, Johnson, A. Jones, Keith, Layman, Lear, Lefevers, LeMaster, Lewis, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Mullinix, Nelson, Noe, Noland, Northup, O'Brien, Preston, Pritchett, Rapier, Reinhardt, Richards, B. Richardson, Riner, Scorsone, Sheehan, Siler, B. Smith, Stumbo, Turner, Walker, Ward, White, Zimmerman.

Floor Amendment No. 1 to **HB 844** was rejected.

Representative Mullinix moved the adoption of Floor Amendment No. 2 to **HB 844**. Rejected.

Representative Barrows moved that **HB 844**, as amended, be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 23, 1990 roll call on **HB 844** - Appendix.)

HB 844, as amended, was passed and the title agreed to.

Representative Barrows moved that the vote by which **HB 844**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 132, with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hancock moved that **SB 132** be passed.

On the roll call the vote was: Yeas 78, Nays 3. (See March 23, 1990 roll call on **SB 132** - Appendix.)

SB 132 was passed and the title agreed to.

Representative Hancock moved that the vote by which **SB 132** was passed be reconsidered and said motion be placed on the table. Agreed.

SJR 93 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Blevins moved that **SJR 93** be passed.

On the roll call the vote was: Yeas 87, Nays 0. (See March 23, 1990 roll call on **SJR 93** - Appendix.)

SJR 93 was passed and the title agreed to.

Representative Blevins moved that the vote by which **SJR 93** was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 73, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lear moved the adoption of Committee Substitute to **SCR 73**. Agreed.

Representative Lear moved that **SCR 73**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 88, Nays 0. (See March 23, 1990 roll call on **SCR 73** - Appendix.)

SCR 73, by way of Committee Substitute, was passed.

Representative Lear moved the adoption of Floor Title Amendment to the Committee Substitute to **SCR 73**. Agreed; and the title was agreed to.

Representative Lear moved that the vote by which **SCR 73**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 74 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lear moved that **SCR 74** be passed.

On the roll call the vote was: Yeas 87, Nays 1. (See March 23, 1990 roll call on **SCR 74** - Appendix.)

SCR 74 was passed and the title agreed to.

Representative Lear moved that the vote by which **SCR 74** was passed be reconsidered and said motion be placed on the table. Agreed.

SJR 92 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **SJR 92** be passed.

On the roll call the vote was: Yeas 78, Nays 2. (See March 23, 1990 roll call on **SJR 92** - Appendix.)

SJR 92 was passed and the title agreed to.

Representative Geveden moved that the vote by which **SJR 92** was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 91 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Clarke moved that **SCR 91** be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 23, 1990 roll call on **SCR 91** - Appendix.)

SCR 91 was passed and the title agreed to.

Representative Clarke moved that the vote by which **SCR 91** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 257 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Smith moved that **SB 257** be passed.

On the roll call the vote was: Yeas 93, Nays 1. (See March 23, 1990 roll call on **SB 257** - Appendix.)

SB 257 was passed and the title agreed to.

Representative B. Smith moved that the vote by which **SB 257** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 355 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **SB 355** be passed.

On the roll call the vote was: Yeas 87, Nays 0. (See March 23, 1990 roll call on **SB 355** - Appendix.)

SB 355 was passed and the title agreed to.

SB 90 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **SB 90** be passed.

On the roll call the vote was: Yeas 86, Nays 0. (See March 23, 1990 roll call on **SB 90** - Appendix.)

SB 90 was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 90** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 91 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Barrows moved that **SB 91** be passed.

On the roll call the vote was: Yeas 90, Nays 1. (See March 23, 1990 roll call on **SB 91** - Appendix.)

SB 91 was passed and the title agreed to.

Representative Barrows moved that the vote by which **SB 91** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 92 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Barrows moved that **SB 92** be passed.

On the roll call the vote was: Yeas 81, Nays 1. (See March 23, 1990 roll call on **SB 92** - Appendix.)

SB 92 was passed and the title agreed to.

Representative Barrows moved that the vote by which **SB 92** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 95 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Barrows moved that **SB 95** be passed.

On the roll call the vote was: Yeas 83, Nays 4. (See March 23, 1990 roll call on **SB 95** - Appendix.)

SB 95 was passed and the title agreed to.

Representative Barrows moved that the vote by which **SB 95** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 97 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **SB 97** be passed.

On the roll call the vote was: Yeas 90, Nays 1. (See March 23, 1990 roll call on **SB 97** - Appendix.)

SB 97 was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 97** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 112 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Barrows moved that **SB 112** be passed.

On the roll call the vote was: Yeas 74, Nays 9. (See March 23, 1990 roll call on **SB 112** - Appendix.)

SB 112 was passed and the title agreed to.

Representative Barrows moved that the vote by which **SB 112** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 314 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Barrows moved that **SB 314** be passed.

On the roll call the vote was: Yeas 68, Nays 17. (See March 23, 1990 roll call on **SB 314** - Appendix.)

SB 314 was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 314** was passed be reconsidered and said motion be placed on the table. Agreed.

Motions, Petitions and Communications

Representative Stumbo moved that **SB 393** be reassigned to the Committee on Judiciary. Agreed.

Representative Stumbo moved that the three day posting requirement be waived on **SB 393**, **SB 93**, **SB 407** and **SB 317**.

Representative Stumbo moved that when the House adjourns this day, they do so by voice vote. Agreed.

Representative Stumbo moved that the rules be suspended to allow the Committee on Transportation to meet upon recess. Agreed.

Recess

Representative Stumbo moved that the House recess for five minutes for a meeting of the Committee on Rules. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Motions, Petitions and Communications (Continued)

Representative Farrow moved that the rules be suspended to act upon a Resolution. Agreed.

Representative Farrow moved the adoption of the following **HR 230**:

HR 230, A RESOLUTION honoring John Denny Ashley.

WHEREAS, this April marks the publication of a very special photographic collection by Georgetown's John Denny Ashley, with text by noted Kentucky sportswriter Billy Reed, entitled ***Thoroughbred: A Celebration of the Breed***; and

WHEREAS, encouragement and support for this enterprise were provided by Charles Hayward and Jack McKeown, of Simon and Schuster, and Charles Woods, of Random House; and

WHEREAS, the publication of Mr. Ashley's book will be marked by exhibitions of his work at Lexington's Headley-Whitney Museum and the Kentucky Derby Museum in Louisville; and

WHEREAS, ***Thoroughbred*** is a work of originality and stunning beauty; and

WHEREAS, the excitement and grace of Kentucky thoroughbreds and the quiet beauty of the bluegrass countryside are dear to the hearts of all Kentuckians;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House congratulates Mr. Ashley upon the occasion of this extraordinary publication.

Section 2. That copies of this resolution be sent to Mr. Ashley, P.O. Box 355, Lexington, Ky., 40584; to Mr. Reed, Mr. Hayward, Mr. McKeown, and Mr. Woods, in care of Mr. Ashley.

HR 230 was adopted by voice vote.

Representative J. Harper moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative J. Harper moved the adoption of the following Legislative Citation No. 79. Agreed.

The House of Representatives of the Commonwealth of Kentucky honors the Bullitt East Girls' Basketball Team.

This body hereby recognizes and congratulates the Bullitt East Girls' Basketball Team for winning the 29th District Basketball Tournament. Your excellent record of 29-4 reflects hard work, school loyalty, competitive spirit and a positive team effort. Your outstanding victory is an expressed manifestation of your high level of performance. This victory afforded you the honor to advance to the 8th Region Tournament, where you captured a second place finish.

This prestigious body joins Representative John Harper in applauding you for your outstanding accomplishments and victories.

Representative J. Harper individually honored the following members of the Bullitt East Girls' Basketball Team:

Anita Brown, Denise Crenshaw, Tara Durbin, Kelly Hardman, Kristy Hardman, Jennifer Jarvis, Melanie Jones, Bree Jutz, Sarah Lehring, Julie Mitchell, Becky McKinley, Maryanne Newkirk, Derhonda Owen, Kristin Reynolds, Paige Robinson, Rachel Sarnacki, Kerry Spaulding, Rhonda Thomas, and Coaches Jeff Richardson, Chris Stallings, and Jerry Trautman.

Representative J. Harper moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 231, by Representative J. Harper: A RESOLUTION supporting Lithuanians in their quest for freedom.

Representative J. Harper moved the adoption of the following **HR 231**:

HR 231, A RESOLUTION supporting Lithuanians in their quest for freedom.

WHEREAS, the right to bear arms is a basic freedom of democratic nations; and

WHEREAS, President Mikhail Gorbachev has banned the sale of firearms in Lithuania and said those of its citizens who do not surrender weapons within a week will have them confiscated; and

WHEREAS, without advocating that the Lithuanians use their guns, it is a basic truth that Lithuanians must negotiate from a position of strength;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives urges the Lithuanians or any people not to give up their guns, or their means to defend their freedom and themselves.

Section 2. That a copy of this resolution be transmitted to Consulate General, Free Lithuanian Consulate, Chicago, Illinois.

HR 231 was adopted by voice vote.

Representative Blevins moved that **HB 454** and **HB 698** be withdrawn. Agreed.

Representative Lewis moved that **HB 448** be withdrawn. Agreed.

Representative Curtsinger moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 232, by Representatives Curtsinger, Freibert, Scorsone, Lear and Mack: A RESOLUTION adjourning the House of Representatives in honor of Henry Clay High School's Girl's Basketball Team for winning the 1990 Girls' Sweet Sixteen Basketball Tournament.

Representative Curtsinger moved the adoption of the following **HR 232**:

HR 232, A RESOLUTION adjourning the House of Representatives in honor of the Henry Clay High School's Girl's Basketball Team for winning the 1990 Girls' Sweet Sixteen Basketball Tournament.

WHEREAS, on Saturday, March 17, 1990, the Henry Clay High School's Lady Blue Devils demonstrated their outstanding abilities by capturing the 1990 Girls' Sweet Sixteen State Basketball Championship; and

WHEREAS, the success of the Henry Clay High School's Lady Blue Devils this season is attributable to the disciplined and unselfish team play of team members Shirley Bryant, Demetria Bright, Jeanne Clark, Cheyanne Dalmer, Missy Jackson, Shelly Nichols, Latrice Carter, Michelle Craycraft, Angie Stidham, Tessa Burrus, Cheryl McCann, and Tryana Simpson; and

WHEREAS, Coach Bob Tripure and Assistant Coach Larry Arnold must be recognized for their genius as basketball coaches;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body congratulates the members of the Henry Clay High School's Lady Blue Devils for winning the 1990 Girls' Sweet Sixteen State Basketball Championship, along with their coaches, and salutes them for the distinction they have attained.

Section 2. That when the House of Representatives adjourns this day, Friday, March 23, 1990, it does so in honor of the Lady Blue Devils.

Section 3. That the Clerk of the House is directed to send 15 copies of this resolution to Mr. Warren Featherston, Principal, Henry Clay High School, 211 Fontaine Road, Lexington, Kentucky 40502, for distribution to the Lady Blue Devils and their coaches.

HR 232 was adopted by voice vote.

Representative Siler moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 233, by Representative Siler: A RESOLUTION recognizing and encouraging the use of the Armed Services Vocational Aptitude Battery testing program in Kentucky's secondary schools.

Representative Siler moved the adoption of the following **HR 233**:

HR 233, A RESOLUTION recognizing and encouraging the use of the Armed Services Vocational Aptitude Battery testing program in Kentucky's secondary schools.

WHEREAS, it is the responsibility of the Commonwealth and its school districts to provide all the quantifiable information needed by students in determining their educational and vocational pursuits; and

WHEREAS, the Armed Forces of the United States utilizes the Armed Services Vocational Aptitude Battery to determine the capabilities of young people entering the military service; and

WHEREAS, the Armed Services Vocational Aptitude Battery is offered by the Department of Defense in schools throughout the Commonwealth of Kentucky at no cost; and

WHEREAS, the Armed Services Vocational Aptitude Battery provides one of the best vocational aptitude indexes in the United States with reliability coefficients of over 90% in both the academic and occupational composites; and

WHEREAS, during the past two years Kentucky's educational system has greatly increased the use of the Armed Services Vocational Aptitude Battery, with over 82% of Kentucky's high schools offering this test to students; and

WHEREAS, the results of the Armed Services Vocational Aptitude Battery cannot only be used to determine the vocational and academic aptitudes of students but also provide counselors and teachers with information that is vital to guiding and facilitating student learning;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives of the General Assembly does hereby express its approval of the use of the Armed Services Vocational Aptitude Battery by the secondary schools of Kentucky and does further encourage all school districts to consider its use as a reliable, cost-saving method of measuring students' vocational and academic aptitudes.

Section 2. That the House of Representatives of the General Assembly recognizes that the administration of vocational aptitude and educational assessment instruments such as the Armed Services Vocational Aptitude Battery does constitute "actual school work" for purposes of KRS 158.060, which requires six hours of actual school work in a school day.

Section 3. That a copy of this resolution be forwarded to the Superintendent of Public Instruction and the State Board of Education.

HR 233 was adopted by voice vote.

Representative Morris moved that **HB 541** be withdrawn. Agreed.

Representative Stumbo moved that the rules be suspended for Introduction of Resolutions, Report of Committees and Posting of Bills and Resolutions for Consideration. Agreed.

Report of Committees

The Committee on Rules reported **SB 4**, **SB 226**, **HB 291**, **SB 3**, **SB 35**, **SB 96**, **SB 108**, **SB 310**, **SB 318**, **SB 321**, **SB 332**, **SB 391**, **SCR 1**, **SB 42**, **SB 233**, **SB 243**, **SB 246**, **HB 820**, **HCR 207**, **SB 105**, **SB 158**, **SB 171**, **SB 300**, **SB 306**, **SB 309**, **SB 312**, **SB 316**, **SB 322**, **SB 329**, **SB 334**, **SCR 3**, **SJR 13**, **SJR 44** and **SJR 85** have been posted for passage in Orders of the Day, March 26, 1990.

The Committee on Rules reported the following Consent Bills have been posted for passage in Regular Orders of the Day, March 26, 1990: **SB 30**, **SB 333**, **SB 403**.

The Committee on Rules reported the following Bills have been recommitted:

Appropriations and Revenue: **HB 610**, **HB 896**, **HB 902**, **HB 906**.

The Committee on Transportation reported **SB 336**, **SB 356**, **SB 398**, **SB 399** and **SB 206** with Committee Substitute and Committee Amendment attached thereto, with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 336, AN ACT relating to motor vehicles.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 186.043 is amended to read as follows:

(1) In enacting this section, it is the intention of the General Assembly to recognize the special value of historic vehicles to the Commonwealth, and also to recognize that historic vehicles, because of their limited use and easily identifiable characteristics, do not require the same degree of regulation as other vehicles.

(2) As used in this section, unless the context otherwise requires, "Historic Vehicle" shall mean all motor vehicles ***twenty-five (25)*** [~~thirty (30)~~] years old or older, which are used primarily for exhibition in shows, parades, tours and other special uses, but not for general transportation.

(3) Historic vehicles shall be registered and licensed by the Transportation Cabinet. Such registration shall be in lieu of registration and license required by KRS 186.020 to 186.270.

(4) Upon payment of a fee of fifty dollars ($50) and an application in accordance with regulations issued by the Transportation Cabinet, the secretary of the Transportation Cabinet shall issue a certificate of registration and two (2) special license plates of a different color and design than the regular license plate, which, in the judgment of the secretary of the Transportation Cabinet, will best advertise, popularize and promote the Commonwealth of Kentucky. These plates, besides the word "Kentucky" shall have the words, "Historic Motor Vehicle" inscribed in a conspicuous manner and carry no year date. These plates shall have a serial number beginning with the number ***one hundred (***[~~“~~]100***)***[~~”~~] and continue in a consecutive numerical sequence.

(5) The registration license and license plates of historic motor vehicles shall be valid without renewal as long as the vehicle is in existence. If the historic motor vehicle is sold, the registration and license shall be assigned and transferred to the new owner on the records of the Transportation Cabinet upon receipt of an application in accordance with regulations issued by the cabinet and payment of a fee of two dollars ($2).

(6) The secretary of the cabinet may make such reasonable rules and regulations as he deems necessary to further the purpose of this section.

SB 356, AN ACT relating to eminent domain.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 416.540 is amended to read as follows:

(1) "Condemn" means to take [~~private~~] property for a public purpose under the right of eminent domain;

(2) "Condemnor" shall mean and include any person, corporation or entity, including the Commonwealth of Kentucky, its agencies and departments, county, municipality and taxing district authorized and empowered by law to exercise the right of eminent domain;

(3) "Condemnee" means the owner of the property interest being taken;

(4) "Court" means the Circuit Court;

(5) "Property" means real or personal property, or both, of any nature or kind that is subject to condemnation;

(6) "Eminent domain" means the right of the Commonwealth to take for a public purpose and shall include the right of private persons, corporations or business entities to do so under authority of law.

Section 2. KRS 416.550 is amended to read as follows:

Whenever any condemnor cannot, by agreement with the owner thereof, acquire the property right, privileges or easements needed for any of the uses or purposes for which the condemnor is authorized by law, to exercise its right of eminent domain, the condemnor may condemn such property, property rights, privileges or easements pursuant to the provisions of KRS 416.550 to 416.670. It ***shall*** [~~is~~] not ***be*** a prerequisite to an action to attempt to agree with an owner who is unknown or who, after reasonable effort, cannot be found within the state or with an owner who is under a disability.

Section 3. KRS 416.570 is amended to read as follows:

Except as otherwise provided in KRS 416.560, a condemnor seeking to condemn property or the use and occupation thereof, shall file a verified petition in the Circuit Court of the county in which all or the greater portion of the property sought to be condemned is located, which petition shall state that it is filed under the provisions of KRS 416.550 to 416.670 and shall contain, in substance:

(1) Allegations sufficient to show that the petitioner is entitled, under the provisions of applicable law, to exercise the right of eminent domain and to condemn the property, or the use and occupation thereof, sought to be taken in such proceedings;

(2) A particular description of the property and the use and occupation thereof sought to be condemned; and

(3) ***A statement that a good faith fair market value appraisal has been completed for the condemnor on the property interests sought to be condemned and the amount thereof. This amount may be posted with the circuit clerk*** [~~An application to the court to appoint commissioners to award the amount of compensation the owner of the property sought to be condemned is entitled to receive therefor~~].

Section 4. KRS 416.590 is amended to read as follows:

Upon the application of the petitioner, and the filing of any necessary affidavits, the clerk of the court shall issue process against the owner to show cause why the petitioner does not have the right to condemn the lands, or the use and occupation thereof sought to be condemned. The summons shall contain a statement of the ***appraisal referred to in KRS 416.570(3) representing just compensation for the property interests sought to be acquired*** [~~amount of the award~~] and shall state that an answer or other pleading, if any, must be filed within twenty (20) days from date of service. The clerk shall make such orders as to nonresidents and persons under disability as are required by the statutes and Rules of Civil Procedure in actions against them in Circuit Courts.

Section 5. KRS 416.600 is amended to read as follows:

Any answer or other pleading filed by the owner in response to the summons shall be filed on or before the twenty (20) days after date of service and shall be confined solely to the question of the right of the petitioner to condemn the property sought to be condemned, but without prejudice to the owner's right to except from the amount ***representing just*** [~~of the~~] compensation [~~awarded in the manner~~] provided in KRS ***416.570(3)*** [~~416.550 to 416.670~~].

Section 6. KRS 416.610 is amended to read as follows:

(1) After the owner has been summoned twenty (20) days, [~~the court shall examine the report of the commissioners to determine whether it conforms to the provisions of KRS 416.580. If the report of the commissioners is not in the proper form the court shall require the commissioners to make such corrections as are necessary.~~

~~(2)~~] if no answer or other pleading is filed by the owner or owners putting in issue the right of the petitioner to condemn the property or the use and occupation thereof sought to be condemned, the court shall enter an interlocutory judgment which shall contain, in substance:

(a) A finding that the petitioner has the right, under the provisions of KRS 416.550 to 416.670 and other applicable law to condemn the property or the use and occupation thereof;

(b) [~~A finding that the report of the commissioners conforms to the provisions of KRS 416.580;~~

~~(c)~~] An authorization to take possession of the property for the purposes and under the conditions and limitations, if any, set forth in the petition upon payment to the owner or to the clerk of the court the amount ***representing just*** [~~of the~~] compensation awarded by the commissioners;

(c)[~~(d)~~] Proper provision for the conveyance of the title to the land and material, to the extent condemned, as adjudged therein in the event no exception is taken as provided in KRS 416.620(1).

(2)[~~(3)~~] Any exception from such interlocutory judgment by ***the condemnee or condemnees*** [~~either party or both parties~~] shall be confined solely to exceptions to the amount ***representing just*** [~~of~~] compensation [~~awarded by the commissioners~~].

(3)[~~(4)~~] If the owner has filed answer or pleading putting in issue the right of the petitioner to condemn the property or use and occupation thereof sought to be condemned, the court shall, without intervention of jury, proceed forthwith to hear and determine whether or not the petitioner has such right. If the court determines that petitioner has such rights, an interlocutory judgment, as provided for in subsection ***(1)*** [~~(2)~~] of this section, shall be entered. If the court determines that petitioner does not have such right, it shall enter a final judgment which shall contain, in substance:

(a) [~~A finding that the report of the commissioners conforms to the provisions of KRS 416.580;~~

~~(b)~~] A finding that the petitioner is not authorized to condemn the property or the use and occupation thereof for the purposes and under the conditions and limitations set forth in the petition, stating the particular ground or grounds on which the petitioner is not so authorized;

(b)[~~(c)~~] An order dismissing the petition and directing the petitioner to pay all costs.

Section 7. KRS 416.620 is amended to read as follows:

(1) Within thirty (30) days from the date of entry of an interlocutory judgment authorizing the petitioner to take possession of the property, exceptions may be filed by ***the condemnee or condemnees*** [~~either party or both parties~~] by filing with the clerk of the Circuit Court and serving upon the other party or parties a statement of exceptions, which statement shall contain any exceptions the party has to the ***amount representing just compensation*** [~~award made by the commissioners~~]. ***Upon the filing of any exceptions, the Circuit Court,***

or in the absence of the circuit judge from the county, the circuit clerk, shall, within thirty (30) days, appoint as commissioners three (3) impartial housekeepers of the county who are owners of land, one (1) of the commissioners to be selected by the condemnor, one (1) to be selected by the condemnees and the third to be selected by the other two (2) commissioners selected. They shall be sworn to faithfully and impartially discharge their duties under this section. The commissioners shall view the land or material sought to be condemned and award to the owner or owners a sum that will fairly represent the reduction in the market value of the entire property, all of or a portion of which is sought to be condemned, the sum being the difference between the market value of the entire property immediately before the taking and the market value of the remainder of the property immediately after the taking, together with the fair rental value of any temporary easements sought to be condemned. Within fifteen (15) days from the date of their appointment, they shall return a written report to the office of the Circuit Court, stating the required values in their award, and shall describe in their report the property sought to be condemned. They shall be allowed a reasonable fee which shall be taxed as costs.

(2) If any person appointed to serve as commissioner fails, refuses or becomes incapable of acting, the court shall appoint a qualified person to fill the vacancy. The person shall be selected in the same manner as the person who is being replaced was selected as provided in subsection (1) of this section. A majority of the commissioners appointed and qualified shall have the power to act and to make and sign the award and report. If a majority of the commissioners do not agree on a decision, three (3) new commissioners shall be appointed by the court on application by any of the parties to the action and in the same manner as provided in subsection (1) of this section.

(3) If the commissioners' award is greater than the appraisal amount determined pursuant to KRS 416.570(3), the condemnor shall pay the difference to the owner or to the clerk of the court.

(4) Within thirty (30) days from the date of the commissioners' award, if any, exceptions to the commissioners' award may be filed by either party or both parties with the Circuit Court. The statement of exceptions shall be tried, but shall be limited to the questions which are raised in the original statements of the exceptions, or as amended, but the owner shall not be permitted to raise any question, nor shall the court reconsider any question so raised, concerning the right of the petitioner to condemn the property. All questions of fact pertaining to the amount of compensation to the owner, or owners, shall be determined by a jury, which jury on the motion of either party shall be sent by the court, in the charge of the sheriff, to view the land and material. After a jury trial, and if possession previously has not been taken by the condemnor of the land and material condemned, it may do so upon the payment to the owner or to the clerk of the Circuit Court the amount of the compensation adjudged by the Circuit Court to be due the owner.

(5)[~~(2)~~] Appeals may be taken to the Court of Appeals from the final judgment of the Circuit Court as in other cases except that an appeal by the owner shall not operate as a supersedeas.

(6)[~~(3)~~] [~~The payment by the condemnor of the amount of compensation awarded and the taking possession of the lands and material condemned shall not prejudice its right to except from the award of the commissioners or the judgment of any court, nor shall~~] The acceptance by the owner of the amount ***representing just*** [~~of the~~] compensation ***shall not*** [~~awarded~~] prejudice his right to except from the ***amount*** [~~award of the commissioners~~] or the judgment of any court.

(7)[~~(4)~~] All costs in the Circuit Court shall be adjudged against the condemnor.

(8)[~~(5)~~] If the condemnor takes possession of the property condemned and the amount of compensation is thereafter increased over that ***amount representing just compensation*** [~~awarded by the commissioners~~], the condemnor shall pay interest to the owner at the rate of ***ten*** [~~six~~] percent ***(10%)*** [~~(6%)~~] per annum upon the amount of such increase from the date the condemnor took possession of the property. If the condemnor takes possession of the property condemned and the amount of compensation is thereafter decreased below that ***amount representing just compensation*** [~~awarded by the commissioners~~], the condemnor shall be entitled to a personal judgment against the owner for the amount of the decrease plus interest at the rate of ***ten*** [~~six~~] percent ***(10%)*** [~~(6%)~~] per annum from the date the owner accepted the amount of compensation the condemnor paid into court or to the owner. If the owner at all times refuses to accept the payment tendered by the condemnor, no interest shall be allowed in the judgment against the owner for the amount of the decrease.

(9)[~~(6)~~] Upon the final determination of exceptions, or upon expiration of thirty (30) days from entry of the interlocutory judgment if no exceptions are filed, the Circuit Court shall make such orders as may be proper for the conveyance of the title to the extent condemned, to the property, and shall enter such final judgment as may be appropriate.

Section 8. KRS 416.640 is amended to read as follows:

Where there are conflicting claimants to the land sought to be condemned and all such parties are before the court, each claimant, for the purposes of the condemnation proceeding only, shall be deemed to be an owner, and the procedure for the condemnation of the land shall be as provided in KRS 416.550 to 416.670, except that, before the condemnor shall be entitled to take possession of the land, it shall be required to pay the ***amount representing just*** compensation [~~awarded therein~~] to the Circuit Court clerk to be held for the benefit of, and paid over to such persons as may thereafter be determined to be entitled to receive it. In such cases, the claimants may have their rights determined in a separate action, but the filing of such action or its pendency shall in no wise stay or delay said condemnation proceedings.

SECTION 9. A NEW SECTION OF KRS CHAPTER 416 IS CREATED TO READ AS FOLLOWS:

Notwithstanding any other provisions of law or eminent domain powers of utility companies, a condemnor may condemn or acquire property rights, privileges or easements necessary to provide for the relocation of utilities required in the construction, reconstruction or rehabilitation of a public improvement project. Nothing in this section shall be interpreted to empower the condemnation of any property owned by the Commonwealth of Kentucky or in which the Commonwealth of Kentucky has an interest.

Section 10. Acts 1888 Chapter 35, Section 2, is amended to read as follows:

Sec. 2. (a) This corporation is authorized to purchase, or take by gift or devise, and hold land exempt from execution, [~~and from any appropriation to public purposes~~] for the sole purpose of a cemetery, not exceeding two hundred acres in addition to the old Mother of God cemetery.

(b) For the purpose of purchasing the necessary land for said cemetery the corporation is hereby authorized and empowered to issue its bonds, in a sum not exceeding twenty thousand dollars, and bearing interest at the rate of four percent per annum. Said bonds, or any such number of bonds as the board of trustees may see fit and proper, may be redeemed and called in by the board at any time after five years from date of their issuance, and no bond shall be outstanding after ten years of its issuance, and after that time shall cease to bear interest; said bonds shall be signed by the president first, secretary and chief treasurer of the board, and are not transferable unless first transferred on the books of the corporation, with the consent of the president and chief treasurer.

Section 11. KRS 96.600 is amended to read as follows:

(1) When the board of any municipality authorized to acquire, construct, own or operate an electric plant under the provisions of KRS 96.550 to 96.900 shall be unable to contract with the owner of any land, easement, right of way, electric plant, or any facilities or property needed by such board for its use for the purposes thereof and desires to exercise the right of eminent domain, the board shall proceed to condemn the property pursuant to the Eminent Domain Act of Kentucky except that, in lieu of determining the award to the owners***, the condemnor*** [~~in the manner prescribed in KRS 416.580(1) the commissioners~~] shall ascertain and determine the value of the property taken; the value of real estate, tangible personal property, intangible property and franchises, if any such value is found to exist, shall be determined and stated separately in their report; and they shall also award damages, if any, resulting to the remainder of the electric plant or system of the owner, considering the purposes for which the property is taken, and the amount of said damages, if any, shall be stated separately in their report. The jury award shall be made in this manner rather than in the manner prescribed in KRS 416.660(1).

(2) Notwithstanding the provisions of subsection (1) of this section, when the owner of any land, easement, right of way or facility to be acquired by exercise of the right of eminent domain is not a utility, the award to the owners thereof shall be determined pursuant to the Eminent Domain Act of Kentucky.

Section 12. The following KRS section is repealed:

416.580 Commissioners — Appointment — Report — Compensation — Vacancy — Majority required.

SB 398, AN ACT relating to county roads.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 178.010 is amended to read as follows:

(1) As used in this chapter, unless the context otherwise requires:

(a) "Construction" includes reconstruction and improvement;

(b) "County roads" are public roads which have been accepted by the fiscal court of the county as a part of the county road system after July 1, 1914***, roads which have been maintained by the county for fifteen (15) years prior to January 1, 1989,*** or private roads, streets, or highways which have been acquired by the county pursuant to KRS 178.405 to 178.425. "County roads" includes necessary bridges, culverts, sluices, drains, ditches, waterways, embankments or retaining walls; and

(c) "Hard surface road" means a road the surface of which is asphalt, brick, stone block, macadam, concrete, gravel or other material of equal merit.

(2) Nothing in this chapter shall be construed to take from the jurisdiction or control of the legislative body of any incorporated city any road, bridge, landing or wharf, or any other thing exclusively under the jurisdiction or control of such city.

(3) Nothing in this chapter shall prevent any fiscal court from acquiring land by gift for public purposes.

(4) Nothing in this chapter, including the fact that a municipal street has not been accepted into the county road system, shall prevent any county from entering into an agreement, pursuant to the provisions of KRS 65.220 to 65.300, with any city located within the county to perform work upon or to provide personnel, materials or equipment for work to be performed upon any street located within the city, provided that the city agrees to pay the costs if any associated with any such agreement.

SB 399, AN ACT relating to county roads.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 178.040 is amended to read as follows:

(1) In order to change the width of a county road, the fiscal court shall make a special order for a different width. The order shall be recorded in the office of the county clerk. In order to change the width of the right-of-way of a portion of a county through road system the fiscal court of a county containing a city of the first class may make a special order for a different width. The order shall be recorded in the office of the county road engineer.

(2) All county roads [~~hereafter~~] established ***after January 1, 1975, except as provided in KRS 178.415,*** shall occupy a right-of-way not less than thirty (30) feet wide, but the fiscal court may order ***any county road*** [~~it~~] to be a greater width. All roads added to the county through road system in a county containing a city of the first class in accordance with KRS 178.333 shall occupy a right-of-way width as ordered by the fiscal court.

(3) In acquiring a right-of-way for a county through road within any city, the fiscal court or the county court of a county containing a city of the first class may exercise any powers granted them by statute for the acquisition of property.

SB 206, AN ACT relating to highways and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 45 IS CREATED TO READ AS FOLLOWS:

The provision of any other law notwithstanding:

(1) The Governor shall include in the executive branch budget recommendation and in the draft budget bill for the executive branch submitted to each regular session of the General Assembly pursuant to KRS 48.100, for the biennium period beginning July 1, 1992, and for each biennium thereafter, the appropriations by each source of funds for a recommended highway construction program.

(2) The Governor shall submit a recommended highway construction program and a draft joint biennial highway construction resolution at the time prescribed for submission of the branch budget recommendations pursuant to KRS 48.100.

(3) The recommended highway construction program shall include:

(a) A complete list and summary description of each specific highway project recommended for funding during the biennium; and

(b) For each project:

1. The county and highway district;

2. The highway department item number which shall remain in effect throughout the life of the project;

3. The route number and total miles to be constructed;

4. A project description;

5. The fiscal year each project phase is to commence and the estimated cost of each project phase; and

6. The source of funding to be used.

(4) All information required by subsection (3) of this section shall be included in the recommended highway construction program. The joint biennial highway construction resolution shall contain only the information specified in subsection (3)(a) of this section and subparagraphs 1., 2., 5., and 6. of subsection (3)(b) of this section.

(5) During the biennium beginning July 1, 1992, and during each biennium thereafter, the amount allotted, from all sources, for expenditure on any project in the state highway construction program for that biennium, shall not exceed the estimated cost of the project as shown in the joint biennial highway construction resolution for the executive branch enacted by the General Assembly, except as provided in Sections 3 and 4 of this Act.

(6) Appropriations from the road fund to the recommended highway construction program shall be based on the revenue estimates pursuant to KRS 48.120. If additional highway construction projects are proposed which exceed revenue estimates pursuant to KRS 48.120 or which require the suspension or modification of an existing statute, the projects shall be separately stated and categorized with the recommmended funding source and account.

SECTION 2. A NEW SECTION OF KRS CHAPTER 45 IS CREATED TO READ AS FOLLOWS:

The draft appropriation act or acts and the biennial highway construction act or acts submitted to the General Assembly by the Governor, and the act or acts enacted by the General Assembly, shall comply with the provisions of Sections 1 through 4 of this Act. Expression of general exclusion including, but not limited to, "any act or statute to the contrary notwithstanding," and "the provisions of any other law notwithstanding" shall not be effective as an exemption from the provisions of this Act. Exemptions from the provisions of this Act shall include the specific projects exempted.

SECTION 3. A NEW SECTION OF KRS CHAPTER 45 IS CREATED TO READ AS FOLLOWS:

(1) There is created within the road fund the highway construction contingency account. The account shall consist of moneys appropriated to the account by the General Assembly.

(2) Money in the highway construction contingency account may be transferred to the allotment account of a highway construction account, authorized by the General Assembly subject to the following conditions and procedures:

(a) Except as provided in paragraphs (b) and (c) of this subsection, during the biennium the amount that may be transferred from the highway construction contingency account to the allotment account shall not exceed an amount equal to fifteen percent (15%) of the estimated cost of the project for that biennium, approved by the General Assembly in the manner provided by Section 1 of this Act;

(b) Subject to paragraph (c) of this subsection if the cost of an authorized project exceeds by more than fifteen percent (15%) its estimated cost, as approved by the General Assembly, due to an unforeseen decision by a federal or state court or regulatory agency, moneys in excess of fifteen percent (15%) of the estimated cost of the project may be transferred from the highway construction contingency account to the allotment account of the project;

(c) The Transportation Cabinet shall, prior to making any transfer under this subsection, present the proposed transfer to the Interim Joint Committee on Transportation for review as provided by Section 4 of this Act. Presentation of a proposed transfer under paragraph (b) of this subsection shall include written certification to the Interim Joint Committee on Transportation from the state highway engineer of the Transportation Cabinet, that the transfer is necessitated by cost increases resulting from an unforeseen decision by a federal or state court or regulatory agency.

(3) Money in the highway construction contingency account may be used for projects involving the use of matching funds made by the Federal Highway Administration to the Commonwealth as a result of other states not utilizing their total federal obligation.

SECTION 4. A NEW SECTION OF KRS CHAPTER 45 IS CREATED TO READ AS FOLLOWS:

(1) Except as otherwise provided in subsection (2)(b) of Section 3 of this Act, prior to transferring funds from the highway construction contingency account to the allotment account of a highway construction project, the Transportation Cabinet shall present to the Interim Joint Committee on Transportation, for its review, specification of the amount of the proposed transfer, the amount already expended on the project prior to and during the current biennium and any alteration made or planned in the project since its consideration by the General Assembly during the most recent regular session.

(2) Within thirty (30) days after submission to the Interim Joint Committee on Transportation of a proposed contingency account transfer, the committee shall determine whether the amount of the proposed transfer is reasonable and consistent with Section 3 of this Act, whether the proposed transfer is necessary and whether any alterations made or planned in a project materially change the project as considered by the General Assembly. The Legislative Research Commission shall promptly transmit the committee's finding and determinations to the Transportation Cabinet.

(3) If the committee disapproves a proposed transfer or other proposed action, the transfer shall not be made nor action taken unless the secretary of the Transportation Cabinet shall:

(a) Revise the transfer or action to comply with the objection of the committee; or

(b) Cancel the transfer or action; or

(c) Determine to make the transfer or take action disapproved by the committee.

(4) The decision made by the secretary of the Transportation Cabinet under the preceding subsection shall be communicated to the committee in writing within thirty (30) days of the committee's disapproval.

(5) The Legislative Research Commission shall maintain records of the committee's findings and determinations and the Transportation Cabinet's report of its action on each proposed transfer from the highway construction contingency account. If the committee determines that the amount of a proposed transfer is not reasonable or is not consistent with Section 3 of this Act, or that the transfer is not necessary, or if the committee finds that any alteration in a project materially changes the project as considered and approved by the General Assembly, the committee's determination and the cabinet's action on the transfer shall be transmitted to the Interim Joint Committee on Appropriations and revenue and to the General Assembly when next convened.

(6) The Interim Joint Committee on Transportation shall monitor the costs of state highway construction for design, land acquisition, availability of labor and materials, regulations relating to highway construction, private contractor charges and any other highway construction activity deemed to be appropriate. Committee findings and recommendations shall be transmitted to the Legislative Research Commission and to the General Assembly when convened.

Section 5. KRS 176.420 is amended to read as follows:

(1) The Department of Highways shall undertake a continuing study of the needs of the highways under its jurisdiction for the purpose of bringing existing facilities to acceptable standards or for the replacement of existing facilities where required.

(2) The Department of Highways shall[~~, on a biennial basis,~~] provide the General Assembly***, at the time of submission of the executive budget to the regular session of the General Assembly pursuant to KRS 48.100, with a biennial highway construction and preconstruction program. The biennial construction and preconstruction program shall detail those projects which the department shall advance to construction or preconstruction during the ensuing biennium.***

(3) At the same time of submission of the highway construction plan provided in subsection (2) of this section, the department shall provide the General Assembly with an additional four (4) year preconstruction and construction document of projects being considered by the department, but are not included for funding during the ensuing biennium. The four (4) year preconstruction plan shall be separate and distinct documents from the construction plan required in subsection (2) of this section. No project shall appear in this preconstruction plan without a specific fiscal year being designated for commencing construction and a construction cost estimate provided.

(4) In addition to the plans required to be submitted by subsections (2) and (3) of this section, the department shall provide the General Assembly with the computer tapes and file layout for each plan in a form prescribed by the General Assembly or the Legislative Research Commission at the same time as the submission of the plans [~~with an estimate of maintaining and improving the state highway system to acceptable standards~~].

Section 6. KRS 176.430 is amended to read as follows:

(1) ***The recommended highway construction program submitted to the General Assembly as provided by Section 1 of this Act and KRS 176.420(2)*** [~~Each biennium, beginning with the 1982-84 biennium, the department shall submit to the General Assembly a program of construction~~] to be commenced during the ensuing biennium[~~, which~~] shall be based upon the ***budget submitted by the Governor for highway construction*** [~~anticipated revenues to be appropriated by the General Assembly~~].

(2) In determining ***each*** [~~the~~] construction program, the following factors shall be considered but are not exclusive:

(a) Alignment of existing roads;

(b) The width or elevation of existing roadways and shoulder surfaces;

(c) The width of rights-of-way;

(d) The cost of construction;

(e) The type and volume of traffic;

(f) The condition of structures and drainage;

(g) The accident rate;

(h) The geographic distribution of roadways to be constructed or reconstructed; and

(i) The social, economic and environmental impact of the proposed construction.

(3) In addition to the [~~biennial~~] construction program, the department also shall provide to the General Assembly a biennial program of preconstruction projects in various stages of planning and preparation ***for the ensuing biennium*** and ***an additional*** [~~a~~] four (4) year ***period. All preconstruction projects shall designate the fiscal year each phase is scheduled to commence, a cost estimate for each phase, a projected construction date, and construction cost estimate*** [~~planning document for projects which are being reviewed by the department, but are not being included for funding during the biennium~~].

(4) The secretary of transportation shall be responsible for the execution of each biennial program as approved by the General Assembly and shall promptly account for any deviations of funding and schedule to the Interim Joint Committee on Transportation. The Department of Highways shall be responsible to provide annual certification of project expenditures to the General Assembly prior to either the organizational or regular session.

Section 7. KRS 176.440 is amended to read as follows:

(1) Six (6) months prior to the convening of each regular session of the General Assembly, the department shall furnish the projected ***highway*** biennial construction and preconstruction program***, computer tapes, and file layout in a form prescribed by the General Assembly at the same time of submission of the plan*** to the Interim Joint Committee on Transportation, which may hold public hearings in each highway district.

(2) A report based on the testimony received at said hearings shall be made to the department. ***On or before November 15 of each odd numbered years,*** the department shall ***submit the requested highway*** [~~then prepare the final~~] construction ***and preconstruction*** program***, computer tapes, and file layouts in the form prescribed in Section 7 of this Act to the Legislative Research Commission as provided by Section 1 of this Act and KRS 176.420(2) and (3)*** [~~for the coming biennium for submission to the General Assembly~~].

(3) When the final ***biennial highway*** construction program is presented to the General Assembly for ***approval and*** funding ***as provided in Section 1 of this Act and KRS 176.420(2) and (3)*** [~~for the coming biennium~~], any project which the General Assembly determines is not in accordance with the factors stated in KRS 176.430(2) may be deleted by the General Assembly.

Section 8. KRS 176.460 is amended to read as follows:

(1) The project planned for the biennium for which the appropriations have been made shall be commenced in that biennium; however, if a project cannot be commenced within the biennium for which it is designated, the secretary shall file with the project records a public statement as to the factors causing delay.

(2) When the delaying factors for ***construction of*** a project have been overcome, the ***funding for the*** delayed project shall be ***reinstated*** [~~accomplished~~] in the next ***biennial construction program*** [~~biennium~~]. Funds allocated for each ***biennial construction*** project remain so allocated until the project is completed and project costs are liquidated.

(3) No provision of KRS 176.420 to 176.460 shall apply to expenditures for:

(a) Resurfacing;

(b) Bridge maintenance and repair;

(c) Rural secondary road program;

(d) Routine maintenance;

(e) Minor reconstruction.

Section 9. The following KRS section is repealed:

176.450 Secretary's emergency fund — No project to be undertaken if not included in program — Exceptions — Additional projects to be submitted to interim joint committee on transportation — Cost limit for preliminary analysis of prospective projects.

Section 10. The provisions of Section 1, subsection (1), (2) and (5) and Sections 5, 6, and 7 of this Act shall be effective July 1, 1990.

Section 11. Whereas, the General Assembly finds that it is fiscally responsible and prudent to enact a biennial construction road program which provides for specific construction and preconstruction projects based upon the estimated revenues to be available in the 1990-92 fiscal biennium, an emergency is declared to exist, and this Act shall become effective upon its passage and approval by the Governor.

The Committee Substitute to **SB 206** is as follows:

SB 206, AN ACT relating to highways and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 176.430 is amended to read as follows:

(1) ***Beginning July 1, 1991, and on July 1 of each odd-numbered year thereafter, the Transportation Cabinet shall submit to the Legislative Research Commission amendments to the previously enacted highway construction plans and a letter which justifies the delay or changes in the cost estimates of projects listed in the current biennial construction plan and the four (4) year preconstruction plan. The recommended amendments shall detail those projects which may be included in the ensuing biennium and projects to be funded in future years. Each plan shall be accompanied with projected revenue estimates and assumptions supporting the estimated revenues. The plan and amendments to the plan submitted by the cabinet pursuant to this subsection shall be balanced to the revenues projected for the six years, except that projects included in the plan may exceed the revenue projections by ten percent (10%) for any single year of the plan*** [~~Each biennium, beginning with the 1982-84 biennium, the department shall submit to the General Assembly a program of construction to be commenced during the ensuing biennium, which shall be based upon the anticipated revenues to be appropriated by the General Assembly~~].

(2) ***On or before November 1 of each odd-numbered year, the Interim Joint Committee on Transportation shall complete any hearings on the six (6) year plan and finalize its recommendations for the road construction plan for the ensuing biennium and a four (4) year preconstruction plan of projects to be considered for future funding. The plans as submitted by the cabinet together with recommendations made by the committee shall be forwarded to the General Assembly for consideration in the regular session. A copy of the committee recommendations shall be forwarded to the Transportation Cabinet. The cabinet shall provide preliminary cost estimates for each phase of construction for all projects recommended by the Interim Joint Committee on Transportation but not submitted by the cabinet as an amendment to the plan and submit those estimates to the General Assembly. The cabinet shall provide its rationale for not including these projects in the plan*** [~~In determining the construction program, the following factors shall be considered but are not exclusive:~~

~~(a) Alignment of existing roads;~~

~~(b) The width or elevation of existing roadways and shoulder surfaces;~~

~~(c) The width of rights-of-way;~~

~~(d) The cost of construction;~~

~~(e) The type and volume of traffic;~~

~~(f) The condition of structures and drainage;~~

~~(g) The accident rate;~~

~~(h) The geographic distribution of roadways to be constructed or reconstructed; and~~

~~(i) The social, economic and environmental impact of the proposed construction~~].

(3) ***The Transportation Cabinet shall submit a computer tape with the format the same as received by the General Assembly in the 1990 Regular Session or in a form as prescribed by the Legislative Research Commission. Each project shall maintain a project identification number which shall remain consistent from its initial inclusion in a plan and until the Interim Joint Committee on Transportation is notified the project is removed from the plan or construction has been completed. Any projects which are split shall be identified with a suffix letter, and projects which are merged by any phase shall be cross-referenced to the initial project identification number*** [~~In addition to the biennial construction program, the department also shall provide to the General Assembly a biennial program of preconstruction projects in various stages of planning and preparation and a four (4) year planning document for projects which are being reviewed by the department, but are not being included for funding during the biennium~~].

(4) ***Beginning with the 1992 Regular Session and for each regular session thereafter, the secretary of transportation shall be responsible for the submission of any new projects or delays or changes in the cost estimates to existing projects in the highway construction plans and the preliminary cost estimates of projects recommended by the Interim Joint Committee on Transportation. Each plan shall be accompanied with projected revenue estimates and the assumptions supporting the estimated revenues. These reports shall be made at the same time the draft budget bill is required to be submitted to the General Assembly pursuant to KRS 48.100. Correspondence explaining the rationale for delay of any project shall be provided to the General Assembly with the information required by this subsection. Amendments to the plans shall be submitted on a computer tape in a format prescribed by subsection (3) of this section.***

(5) Each regular session of the General Assembly shall enact a biennial construction road plan as part of the biennial executive budget. The biennial plan as enacted by the General Assembly shall not exceed the total revenues for road construction by more than ten percent (10%) in any fiscal year of the biennium.

(6) The four (4) year construction plan for projects to be funded in future years shall be enacted by joint resolution. The four (4) year plan as adopted shall not exceed revenue projections for road construction by more than ten percent (10%) for any single year of the plan and shall be balanced to revenue projections for the four (4) year period.

(7) No project previously listed in any construction plan shall be deleted by the cabinet unless construction on a project has been completed or the deletion is approved by the General Assembly [~~The secretary of transportation shall be responsible for the execution of each biennial program as approved by the General Assembly and shall promptly account for any deviations of funding and schedule to the Interim Joint Committee on Transportation. The Department of Highways shall be responsible to provide annual certification of project expenditures to the General Assembly prior to either the organizational or regular session~~].

Section 2. KRS 176.440 is amended to read as follows:

(1) ***The Transportation Cabinet shall consider the following factors in the development of projects for the highway plans as provided in KRS 177.430:***

(a) Geographic distribution of projects;

(b) Previous moneys expended on the project;

(c) Traffic safety; and

(d) Economic development impact of the project [~~Six (6) months prior to the convening of each regular session of the General Assembly, the department shall furnish the projected biennial construction and preconstruction program to the Interim Joint Committee on Transportation, which may hold public hearings in each highway district~~].

(2) ***No provisions of KRS 176.420 to 176.460 shall apply to expenditures for:***

(a) Resurfacing;

(b) Bridge maintenance and repair;

(c) Rural secondary road program;

(d) Routine maintenance; and

(e) Minor reconstruction [~~A report based on the testimony received at said hearings shall be made to the department. The department shall then prepare the final construction program for the coming biennium for submission to the General Assembly.~~

~~(3) When the final construction program is presented to the General Assembly for funding for the coming~~

~~biennium, any project which the General Assembly determines is not in accordance with the factors stated in KRS 176.430(2) may be deleted by the General Assembly~~].

Section 3. KRS 176.450 is amended to read as follows:

(1) ***There is hereby created within the road fund, an emergency fund to be used by the secretary of the Transportation Cabinet. This fund shall be set forth in the biennial budget*** [~~The department shall create a secretary's emergency fund which shall be limited to four percent (4%) of the estimated revenue to be used for highway purposes for each fiscal year of the biennium~~].

(2) ***The secretary's emergency fund may be utilized for emergency projects, industrial development projects not mentioned in the biennial plan, state matching fund for additional federal funds or other road projects deemed to deserve priority. Local match moneys may only be required of projects funded by this fund or the federal bridge local participation program*** [~~No construction or preconstruction project shall be undertaken by the department except those included for that biennium regardless of the source of funds for the project, with the exception of projects undertaken and financed out of the secretary's emergency fund and projects involving the use of matching funds made available from the federal highway administration to the Commonwealth as a result of other states not utilizing their total available federal obligation. In the event revenue estimates exceed the funds allotted for construction and preconstruction projects or actual project completion is less than the cost estimates contained within the initial program submitted by the department, the department shall develop an additional list of construction and preconstruction projects which shall be submitted to and reviewed by the interim joint committee on transportation, prior to the expenditure of any such funds.~~

~~(3) The secretary shall semiannually submit to the interim joint committee on transportation a summary of all emergency projects for the preceding six-month period, outlining the nature and cost of the emergency.~~

~~(4) The expenditure for preliminary analysis of prospective projects shall not exceed one-half of one percent (.5%) of the total transportation fund in any fiscal year without prior approval of the interim committee~~].

Section 4. KRS 176.460 is amended to read as follows:

(1) ***The Transportation Cabinet shall monthly provide the Legislative Research Commission with the following information:***

(a) Advertisements relating to the letting of projects;

(b) Bid awards including the amount of the contract;

(c) Final project cost estimates;

(d) Bid rejections;

(e) Change order authorizations; and

(f) Any additional financial consideration for funds utilized in the design, right of way acquisition, utilities relocation, or construction of a Transportation Cabinet project [~~The project planned for the biennium for which the appropriations have been made shall be commenced in that biennium; however, if a project cannot be commenced within the biennium for which it is designated, the secretary shall file with the project records a public statement as to the factors causing delay~~].

(2) ***Information submitted shall be referenced to the identification number in the biennial construction plan or listed as being funded from the funds set aside by KRS 177.450(1)*** [~~When the delaying factors for a project have been overcome, the delayed project shall be accomplished in the next biennium. Funds allocated for each project remain so allocated until the project is completed and project costs are liquidated~~].

(3) ***The status of projects established by the road plan shall be reported to the General Assembly by the tenth legislative day of the regular session. The status report shall include a list of projects completed during the biennium and a comparison of the estimated costs as listed in the construction plan compared to the actual cost of completing the project. Projects funded in the construction plan for the biennium but which have not been completed shall be included in the report required by this subsection with an estimate of probable projects costs compared to costs as set forth in the construction plan. Projects which have been delayed shall be included in the report required by this subsection with the reasons for the delay.***

(4) No construction funds shall be expended in the absence of an enacted biennial road construction plan [~~No provision of KRS 176.420 to 176.460 shall apply to expenditures for:~~

~~(a) Resurfacing;~~

~~(b) Bridge maintenance and repair;~~

~~(c) Rural secondary road program;~~

~~(d) Routine maintenance;~~

~~(e) Minor reconstruction~~].

The Committee Title Amendment to **SB 206** is as follows:

Amend printed GA copy of **SB 206** by amending the title to read: "AN ACT relating to highways.

Representative Ward moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Ward moved that he be recorded as voting "yea" on **SB 255**, **SB 311**, **SB 148**, **SB 70**, **SB 51**, **SCR 72**. Agreed.

Representative Donnermeyer moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Donnermeyer moved that he be recorded as voting "yea" on **SB 209**, **HB 863**, **HB 5**, **HB 475**, **HB 563**, **HB 617**, **HR 3**, **SB 190**, **SB 174**, **SB 210**, **SB 275**, **HCR 188**, **SB 290**, **SB 240**, **SB 270**. Agreed.

Representative Mason moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Mason moved that he be recorded as voting "yea" on **SB 190**, **SB 174**, **SB 210**, **HB 243**, **HB 563**, **HB 617**, **HB 667**. Agreed.

Representative Freibert moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Freibert moved that she be recorded as voting "yea" on **HB 51**. Agreed.

Representative Ballard moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Ballard moved that he be recorded as voting "yea" on Floor Amendment No. 5 to **HB 940**. Agreed.

Representative Barrows moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Barrows moved that he be recorded as voting "yea" on **HB 940**. Agreed.

Representative Curtsinger moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Curtsinger moved that he be recorded as voting "yea" on **HB 844**, **SCR 73**, **SCR 74**, **SJR 93**. Agreed.

Representative Curtsinger moved that he be recorded as voting "nay" on **SB 132**, **SB 304**. Agreed.

Representative Farrow moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Farrow moved that his vote be changed from "yea" to "nay" on **HB 929**. Agreed.

Representative Curtsinger moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Curtsinger moved that his vote be changed from "nay" to "yea" on **SB 41**. Agreed.

Representative Strong moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Strong moved that his vote be changed from "nay" to "yea" on **HB 172**. Agreed.

Representative Stumbo moved that the Committee on Appropriations and Revenue be allowed to meet upon Recess. Agreed.

Representative Stumbo moved that when the House adjourns, it do so until 12 Noon, Monday, March 26, 1990. Agreed.

Recess

Representative Stumbo moved that the House recess until 2:00 p.m. or until the Committee on Appropriations and Revenue reports are received. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Report of Committees

The Committee on Appropriations and Revenue reported **SB 274** with Committee Substitute and Committee Amendments attached thereto, with the expression of opinion that the same should pass. Ordered referred to the Committee on Rules.

The House Committee Substitute to **SB 274** is as follows:

SB 274, AN ACT relating to audits.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 64.810 is amended to read as follows:

(1) ***(a)*** Any fiscal court, county clerk or sheriff may employ a certified public accountant to audit the books, accounts, and papers of the county or his office in lieu of the audit conducted by the State Auditor of Public Accounts required by KRS 43.070, if the Auditor of Public Accounts declines to perform the audit or has failed to respond to written notice of intent to employ a certified public accountant within thirty (30) days of receipt of the notice.

(b) In the case of a documented emergency requiring an immediate audit which the Auditor of Public Accounts cannot complete within the requested deadline, the Auditor of Public Accounts shall engage or authorize the fiscal court, county clerk, or sheriff to engage a certified public accountant to complete the emergency audit. A certified public accountant may be engaged to conduct an emergency audit only after guaranteeing in writing to the Auditor of Public Accounts that the audit and audit report will be finished within the deadline originally requested of the Auditor of Public Accounts. The fiscal court, or elected official, as the case may be, shall bear the full cost of any audit conducted pursuant to this paragraph. Audits conducted pursuant to this paragraph shall be subject to the provisions of subsections (4) and (5) of this section.

(2) A fiscal court which has elected to employ a certified public accountant pursuant to subsection (1)***(a)*** of this section shall notify the State Auditor in writing by July 31 following the fiscal year to be audited of the name of the certified public accountant it has employed. The fiscal court shall bear the full cost of any audit conducted pursuant to this section. An elected official who has elected to employ a certified public accountant pursuant to subsection (1)***(a)*** of this section shall:

(a) Notify the fiscal court and the State Auditor in writing by January 30 following the calendar year to be audited of the name of the certified public accountant employed by said official to audit the books, accounts, and papers of his office; and

(b) Bear the cost of the audit from funds received or collected by him, and the cost of the audit shall be [~~construed as~~] an expense of his office.

(3) Any contract with a certified public accountant entered into pursuant to ***subsection (1)(a) of*** this section shall specify the following:

(a) The audit of a county official shall be completed by August 1 following the calendar year being audited, and the audit of a county budget shall be completed by February 1 following the fiscal year being audited;

(b) The certified public accountant shall forward a copy of the fee officer audit report and management letters to the county official, fiscal court of the county and the Auditor of Public Accounts upon completion of the audit, and no later than August 1 following the calendar year being audited;

(c) The certified public accountant shall forward a copy of the county budget audit report and management letters to the fiscal court of the county and the Auditor of Public Accounts upon completion of the audit and no later than February 1 following the fiscal year being audited; and

(d) The Auditor of Public Accounts shall have the right to review the certified public accountant's work papers before and after the release of the audit.

(4) After preliminary review of the certified public accountant's work papers, should discrepancies be found, the Auditor of Public Accounts shall notify the fiscal court or fee official of the discrepancies. Should the certified public accountant not correct such discrepancies prior to the release of the audit, the Auditor's office may conduct its own audit to verify the findings of the certified public accountant's report. If such audit is conducted, the expenses to said county or county official, as directed by KRS 43.070(4) shall be construed as an allowable expense of office. If the audit conducted by the Auditor of Public Accounts discloses discrepancies in the audit by the certified public accountant, the findings of the Auditor of Public Accounts shall be deemed official for purposes of collection of money owed the county pursuant to KRS 64.820.

(5) No later than February 1 following the fiscal year being audited, or August 1 following the calendar year being audited, the fiscal court or county official shall submit the accountant's written report to the Governor, the General Assembly, the Attorney General, the State Librarian and county attorney of his county. In addition the fiscal court or the official shall send the report to the newspaper having the largest paid circulation in the county, and the letter of transmittal accompanying the report shall be published in said newspaper in accordance with the provisions of KRS Chapter 424.

(6) This section shall not be construed as eliminating the requirement that the books, accounts, and papers of the above-named officials be audited yearly.

The Committee on Appropriations and Revenue reported **SB 93, SB 317** with House Committee Substitute attached thereto, and **SB 407** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 93, AN ACT relating to reorganization.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 224.012 is amended to read as follows:

There is established within the cabinet a Department for Natural Resources, a Department for Environmental Protection, [~~and~~] a Department for Surface Mining Reclamation and Enforcement ***and a Department of Law***. Each department shall be headed by a commissioner appointed by the secretary with the approval of the Governor as required by KRS 12.050. The commissioners shall be directly responsible to the secretary and shall perform such functions, powers and duties as provided by law and as the secretary may prescribe.

Section 2. KRS 12.020 is amended to read as follows:

Departments, program cabinets (and their departments) and the respective major administrative bodies that they include are enumerated in this section. It is not intended that this enumeration of administrative bodies be all-inclusive. Every authority, board, bureau, interstate compact, commission, committee, conference, council, office or any other form of organization shall be included in or attached to the department or program cabinet in which they are included or to which they are attached by statute or statutorily authorized executive order, provided, however, in the case of the Personnel Board, and where the attached department or administrative body is headed by a constitutionally elected officer, such attachment shall be solely for the purpose of dissemination of information and coordination of activities and shall not include any authority over the functions, personnel, funds, equipment, facilities, or records of such department or administrative body.

I. Cabinet for General Government - Departments headed by elected officers:

1. The Governor.

2. Lieutenant Governor.

3. Department of State.

(a) Secretary of State.

(b) Board of Elections.

4. Department of Law.

(a) Attorney General.

5. Department of the Treasury.

(a) Treasurer.

6. Department of Agriculture.

(a) Commissioner of Agriculture.

(b) Kentucky Council on Agriculture.

7. Department of Education.

(a) Superintendent of Public Instruction.

(b) State Board of Education.

8. Auditor of Public Accounts.

9. Railroad Commission.

II. Program cabinets headed by appointed officers:

1. Justice Cabinet:

(a) Department of State Police.

(b) Department of Criminal Justice Training.

(c) Office of Administration.

2. Education and Humanities Cabinet:

(a) Department for the Blind.

(b) Department of Education.

(c) Department for Libraries and Archives.

(d) Governor's Council on Vocational Education.

(e) Kentucky Industries for the Blind.

(f) Kentucky Educational Television.

(g) Kentucky Historical Society.

(h) Kentucky Teachers' Retirement System Board of Trustees.

(i) Kentucky School Building Authority.

3. Natural Resources and Environmental Protection Cabinet:

(a) Environmental Quality Commission.

(b) Kentucky Nature Preserves Commission.

(c) Department for Environmental Protection.

(d) Department for Natural Resources.

(e) Department for Surface Mining Reclamation and Enforcement.

(f) ***Department of Law*** [~~Office of General Counsel~~].

(g) Office of Communications and Community Affairs.

4. Transportation Cabinet:

(a) Department of Highways.

(b) Department of Vehicle Regulation.

(c) Department of Administrative Services.

(d) Department of Fiscal Management.

(e) Department of Rural and Municipal Aid.

(f) Office of Aeronautics.

(g) Office of General Counsel.

(h) Office of Public Relations.

(i) Office of Personnel Management.

(j) Office of Minority Affairs.

5. Cabinet for Economic Development:

(a) Department of Business Development.

(b) Department of the Arts.

(c) Tobacco Research Board.

(d) Kentucky Development Finance Authority.

(e) Office of Business and Technology.

6. Public Protection and Regulation Cabinet:

(a) Public Service Commission.

(b) Department of Insurance.

(c) Department of Housing, Buildings, and Construction.

(d) Department of Financial Institutions.

(e) Department of Mines and Minerals.

(f) Department of Public Advocacy.

(g) Department of Alcoholic Beverage Control.

(h) Kentucky Harness Racing Commission.

(i) Kentucky State Racing Commission.

(j) Registry of Election Finance.

(k) Board of Claims.

(l) Crime Victims Compensation Board.

(m) Kentucky Board of Tax Appeals.

(n) Backside Improvement Commission.

7. Cabinet for Human Resources:

(a) Department for Health Services.

(b) Department for Employment Services.

(c) Department for Social Insurance.

(d) Department for Social Services.

(e) Department for Medicaid Services.

(f) Department for Mental Health and Mental Retardation Services.

(g) Unemployment Insurance Commission.

(h) Commission for Handicapped Children.

(i) Public Assistance Appeals Board.

(j) Office of Administrative Services.

(k) Office of Communications and Council Affairs.

(l) Office of General Counsel.

(m) Office of Inspector General.

(n) Office of Policy and Budget.

(o) Office of the Ombudsman.

8. Finance and Administration Cabinet:

(a) Office of Legal and Legislative Services.

(b) Office of Management Services.

(c) Office of Historic Properties.

(d) Department for Administration.

(e) Department of Facilities Management.

(f) Department of Information Systems.

(g) State Property and Buildings Commission.

(h) Kentucky Pollution Abatement Authority.

(i) Kentucky Savings Bond Authority.

(j) Deferred Compensation Systems.

(k) Office of Equal Employment Opportunity Contract Compliance.

(l) Capital Plaza Authority.

(m) County Officials Compensation Board.

(n) Financial Disclosure Review Commission.

(o) Kentucky Employees Retirement Systems.

(p) Commonwealth Credit Union.

(q) State Investment Commission.

(r) Kentucky Housing Corporation.

(s) Governmental Services Center.

(t) Kentucky Local Correctional Facilities Construction Authority.

(u) Kentucky Turnpike Authority.

(v) Historic Properties Advisory Commission.

9. Energy Cabinet:

(a) Department of Energy Production and Utilization.

(b) Department of Energy Research and Development.

(c) Office of Administration.

(d) Office of Energy Policy and Evaluation.

10. Corrections Cabinet:

(a) Parole Board.

(b) Commission on Corrections and Community Services.

(c) Department of Adult Correctional Institutions.

(d) Department of Community Services and Facilities.

(e) Office of Administrative Services.

(f) Office of Corrections Training.

(g) Office of General Counsel.

11. Labor Cabinet:

(a) Department of Workplace Standards.

(b) Department of Workers' Claims.

(c) Kentucky Labor-Management Advisory Council.

(d) Occupational Safety and Health Standards Board.

(e) Prevailing Wage Review Board.

(f) Workers' Compensation Board.

(g) Kentucky Employees Insurance Association.

(h) Apprenticeship and Training Council.

(i) State Labor Relations Board.

(j) Kentucky Occupational Safety and Health Review Commission.

(k) Office of Administrative Services.

(l) Office of Labor Management Relations.

(m) Office of General Counsel.

12. Revenue Cabinet:

(a) Department of Property Taxation.

(b) Department of Processing and Enforcement.

(c) Department of Professional and Support Services.

(d) Office of Revenue Estimating and Economic Analysis.

13. Tourism Cabinet:

(a) Department of Travel Development.

(b) Department of Parks.

(c) Department of Fish and Wildlife Resources.

(d) Kentucky Horse Park Commission.

(e) State Fair Board.

(f) Office of Administrative Services.

(g) Office of General Counsel.

III. Other departments headed by appointed officers:

1. Department of Military Affairs.

2. Department of Personnel.

3. Council on Higher Education.

4. Department of Local Government.

5. Kentucky Commission on Human Rights.

6. Kentucky Commission on Women.

Section 3. The General Assembly confirms Executive Order 88-773 to the extent it is not otherwise confirmed by this Act. The confirmation shall include, but is not limited to, the following:

(1) Subdivision of the Department of Law into the following major organizational units:

(a) The Surface Mining Legal Division;

(b) The Natural Resources and Environmental Protection Legal Division; and

(c) The Legal Support Division.

(2) The Surface Mining Legal Branch, Natural Resources and Environmental Protection Legal Branch and the Legal Support Branch in the Office of General Counsel are abolished and their responsibilities, funds and personnel are transferred to the respective divisions herein created.

Section 4. KRS 146.350 is amended to read as follows:

It shall be the duty of the cabinet's ***Department of Law*** [~~office of general counsel~~], or upon the secretary's request, of the Attorney General, to bring an action for the recovery of the penalties provided for in KRS 146.990 and to bring an action for a restraining order, temporary or permanent injunction, for the prevention or correction of a condition constituting or threatening to constitute a violation of KRS 146.200 to 146.360. All actions for injunctive relief for violation of KRS 146.200 to 146.360 shall be brought in the name of the Commonwealth of Kentucky by the cabinet's ***Department of Law*** [~~office of general counsel~~], or upon the secretary's request, by the Attorney General in the Franklin Circuit Court. If ***the*** [~~such~~] action seeks recovery of penalties in addition to injunctive relief, it shall be brought to one (1) of the counties through which the designated portion of the river runs.

Section 5. KRS 151.460 is amended to read as follows:

(1) It shall be the duty of the cabinet's ***Department of Law*** [~~office of general counsel~~], or upon the secretary's request, of the Attorney General to bring an action for the recovery of the penalties herein provided for and to bring an action for a restraining order, temporary or permanent injunction, for the prevention or correction of a condition constituting or threatening to constitute a violation of this chapter, except as provided for in KRS 151.299.

(2) All actions for penalties and injunctive relief for violations of this chapter shall be brought in the name of the Commonwealth of Kentucky by the cabinet's ***Department of Law*** [~~office of general counsel~~], or upon the secretary's request, by the Attorney General in the circuit court of the county in which the applicant resides, or in the circuit court having jurisdiction of the defendant.

Section 6. KRS 224.997 is amended to read as follows:

Any applicant or certificate holder who fails to provide the information required in KRS 224.852 or falsifies such information shall be liable for a civil penalty of not to exceed the sum of one thousand dollars ($1,000). ***The*** [~~Such~~] penalty shall be recoverable in an action brought in the name of the Commonwealth of Kentucky by the cabinet's ***Department of Law*** [~~office of general counsel~~], or upon the secretary's request, by the Attorney General.

Section 7. KRS 350.990 is amended to read as follows:

(1) Any person or operator who violates any of the provisions of this chapter or regulations adopted pursuant thereto or who fails to perform the duties imposed by these provisions, except the refusal or failure to obtain a permit or other authorization as provided ***in this chapter*** [~~herein~~], or who violates any determination or order promulgated pursuant to the provisions of this chapter, may be liable to a civil penalty of not more than five thousand dollars ($5,000) for ***the*** [~~said~~] violation, and an additional civil penalty of not more than five thousand dollars ($5,000) for each day during which ***the*** [~~such~~] violation continues, and in addition, may be enjoined from continuing ***the*** [~~such~~] violations as hereinafter provided in this section.[~~; provided, however, that~~] Any operator or person who fails to abate a violation noted in a notice of noncompliance or an order for immediate compliance and cessation within the time period prescribed for ***the*** [~~such~~] abatement shall

be assessed a civil penalty of not less than seven hundred fifty dollars ($750) for each day during which ***the*** [~~such~~] violation continues. A civil penalty of not more than five thousand dollars ($5,000) for each day shall be assessed against any person issued an order pursuant to KRS 350.130(4). Each day of continuing violation may be deemed a separate violation for purposes of penalty assessment. The cabinet shall develop a method for calculating monetary penalties and shall promulgate it as an administrative regulation. The secretary or a designated representative, upon his or her own initiative or upon written request received within fifteen (15) days after the cabinet mails its proposed penalty assessment, may waive the use of such method for calculating monetary penalties if he or she determines that, taking into account exceptional factors present in the particular case, the penalty is demonstrably unjust. The basis for every waiver shall be fully explained and documented in the records of the case. If the secretary or his or her designated representative waives the use of the formula, he or she shall determine the appropriate penalty upon consideration of the permittee's history of previous violations at the particular surface coal mining operation, the seriousness of the violation, whether the permittee was negligent, and the demonstrated good faith of the permittee charged in attempting to achieve rapid compliance after notification of the violation. ***The*** [~~Such~~] penalties shall be recoverable in an action brought in the name of the Commonwealth of Kentucky by the cabinet's ***Department of Law*** [~~office of general counsel~~], or upon the secretary's request, by the Attorney General. The Franklin Circuit Court shall hold concurrent jurisdiction and venue of all civil and injunctive actions instituted by the cabinet or by the Attorney General on its behalf for the enforcement of the provisions of this chapter or the orders and administrative regulations of the cabinet promulgated pursuant thereto. All sums recovered shall be placed in the State Treasury, except those moneys collected in excess of eight hundred thousand dollars ($800,000) in any fiscal year shall be deposited in the bond pool fund for purposes set forth in KRS 350.595 and 350.700 to 350.755. All moneys previously deposited in the abandoned mine land enhancement fund shall be redeposited in the bond pool fund.

(2) Any person who engages in surface coal mining operations without first securing a permit, as provided in KRS 350.060, or any person who engages in coal exploration operations, exclusive of core drilling, without proper authorization, as required by the cabinet pursuant to KRS 350.057 or administrative regulations promulgated pursuant thereto, or any person who engages in mining operations, without proper authorization as required by the cabinet pursuant to KRS 350.029 or administrative regulations promulgated pursuant thereto, shall be liable to a civil penalty for damages to the Commonwealth of not less than five thousand dollars ($5,000) nor more than twenty-five thousand dollars ($25,000) and in addition, may be enjoined from continuing such violations as hereinafter provided. Each day shall constitute a separate violation. However, the penalties provided for in subsection (1) of this section shall apply in lieu of the penalties provided for in this subsection where an operator through inadvertence has exceeded the boundaries or expiration date of the permit in effect at that time.

(3) It shall be the duty of the cabinet's ***Department of Law*** [~~office of general counsel~~] or, upon the secretary's request, of the Attorney General to bring an action for the recovery of the penalties herein provided [~~for~~] and to bring an action for a restraining order, temporary or permanent injunction, against any operator or other person violating or threatening to violate any of the provisions of this chapter or violating or threatening to violate any order or determination promulgated pursuant to the provisions of this chapter. The Franklin Circuit Court shall hold concurrent jurisdiction and venue of all civil and injunctive actions instituted by the cabinet or by the Attorney General on its behalf for the enforcement of the provisions of this chapter or the orders, and administrative regulations of the cabinet promulgated pursuant thereto.

(4) Any person who shall knowingly and willfully violate any of the provisions of this chapter, except as provided in subsection (5) of this section, or any determination or order promulgated pursuant to the sections of this chapter which have become final, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than ten thousand dollars ($10,000) or by imprisonment for not more than one (1) year, or both. Each day on which ***the*** [~~such~~] violation occurs may constitute a separate offense.

(5) Any person who, in violation of KRS 350.060, willfully and knowingly engages in surface coal mining operations without first obtaining a permit from the cabinet, or any person who willfully and knowingly engages in coal exploration operations, exclusive of core drilling, without proper authorization, as required by the cabinet pursuant to KRS 350.057 or administrative regulations promulgated pursuant thereto, or any person who willfully and knowingly engages in mining operations without proper authorization as required by the cabinet pursuant to KRS 350.029 or administrative regulations promulgated pursuant thereto, with the intent to violate ***the*** [~~such~~] laws, shall be guilty of a Class D felony and upon conviction [~~thereof~~] shall be imprisoned for at least one (1) but not more than five (5) years and may be fined an amount not to exceed ten thousand dollars ($10,000).

(6) Any person who violates any of the provisions of KRS 350.600 or administrative regulations promulgated pursuant thereto shall be subject to civil penalties of not more than twenty-five thousand dollars ($25,000). Each day of continuing violation shall be deemed a separate violation.

(7) Any person who knowingly makes any false statement, representation or certification, or knowingly

fails to make any statement, representation, or certification in any application, record, report, plan, or other document filed or required to be maintained by the cabinet, shall upon conviction be guilty of a misdemeanor and shall be imprisoned for a term of up to one (1) year, or be fined not more than ten thousand dollars ($10,000), or both.

(8) Except as permitted by law, any person who shall willfully resist, prevent, impede, or interfere with the secretary or other personnel of the cabinet in the performance of duties pursuant to this chapter shall, upon conviction, be fined not more than five thousand dollars ($5,000) or imprisoned for not more than one (1) year, or both.

(9) ***When*** [~~Whenever~~] a corporate permittee violates any provision of this chapter or administrative regulation issued pursuant thereto or fails or refuses to comply with any final order issued by the secretary, any director, officer, or agent of ***the*** [~~such~~] corporation who willfully and knowingly authorized, ordered, or carried out ***the*** [~~such~~] violation, failure or refusal shall be subject to the same civil penalties, fines, and imprisonment as may be imposed upon a person pursuant to this section.

(10) Any person found in violation of KRS 350.060(11) shall be fined not more than five hundred dollars ($500) for each violation, nor less than fifty dollars ($50).

(11) Upon notice by the secretary that any surety has failed to comply with the provisions of KRS 350.032(3), the commissioner of the Kentucky Department of Insurance shall revoke the surety's certificate of authority to conduct insurance business within the Commonwealth of Kentucky.

(12) The cabinet, upon written request by any person or operator subject to any penalty assessment under this section and pursuant to procedures, if any, set forth by administrative regulation and after consultation with the local county fiscal court, may allow as an alternative to the payment of any assessed penalty under this section the performance of in-kind reclamation, environmental rehabilitation, or similar action to correct environmental pollution. The in-kind work shall not substitute for those remedial measures mandated by the cabinet for the correction of any violations. The estimated cost of the in-kind work shall be greater than the penalty assessment. The cabinet division of abandoned lands shall have the authority to approve proposed in-kind projects and to recommend such projects to the cabinet, and shall determine whether the estimated cost of the in-kind work exceeds the penalty assessment. For the purposes of this subsection, the cost of the in-kind work shall include only those expenditures for actual on-site reclamation or rehabilitation work, including direct equipment, personnel and material cost, but excluding administrative overhead or transportation costs. Failure to perform the in-kind work as agreed upon by the person or operator subject to the penalty assessment shall reinstate the liability of the person or operator for the full amount of the assessed penalty. The cabinet is authorized to prepare and promulgate such administrative regulations as are necessary to implement and administer the provisions of this subsection.

Section 8. The following KRS section is repealed:

224.013 Office of general counsel.

SB 317, AN ACT relating to funding of solid waste.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

This Act may be cited as the "Kentucky Environmental Revitalization Act".

SECTION 2. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

As used in this Act, unless the context otherwise requires:

(1) "Administrative fee" means a fee assessed and collected by the authority from borrowers under assistance agreements, to be used for the operational expenses of the Kentucky Solid Waste Financing Authority;

(2) "Applicable interest rate" means the rate of interest which shall be used as part of the repayment criteria for an assistance agreement between a borrower and the authority, and shall be determined by the authority pertinent to the source of funds from which the assistance agreement is funded;

(3) "Assistance agreement" means the agreement to be made and entered into by and between a borrower and the authority, as authorized by this Act, providing for a lease, loan or services to the borrower or for the purchase of obligations issued by the borrower, and for the repayment thereof to the authority by the borrower;

(4) "Authority" means the Kentucky Solid Waste Financing Authority;

(5) "Authority revenues" means the totality of all:

(a) Service charges;

(b) Payments from state agencies under financing agreements;

(c) Any gifts, grants or loans received, to the extent not otherwise required to be applied;

(d) Any and all appropriations made to the authority by the General Assembly, to the extent not otherwise required to be applied;

(e) All money received in repayment of and for interest on all loans made by the authority or as principal of an interest on any obligations issued by a borrower and purchased by the authority, or as receipts under any assistance agreement; and

(f) The proceeds of bonds or debt obligations issued by the authority to provide for the purposes of this Act;

(6) "Borrower or borrowing entity" means any agency of the state or its political subdivisions, any city, or any special district created under the laws of the state acting individually or jointly under inter-agency or inter-local cooperative agreements to enter into assistance agreements with the authority;

(7) "Construction" means:

(a) Preliminary planning to determine the economic and engineering feasibility of solid waste projects, the engineering, architectural, legal, fiscal, and economic investigations and necessary studies, and surveys, designs, plans, working drawings, specifications, procedures and other actions necessary to the construction of solid waste projects;

(b) The erection, building, acquisition, alteration, remodeling, improvement or extension of projects; and

(c) The inspection and supervision of the construction of solid waste projects and all costs incidental to the acquisition and financing of solid waste projects. The terms shall also relate to and mean any other physical devices or appurtenances in connection with, or reasonably attendant to, solid waste projects;

(8) "Loan" means money to be made available to a borrower by the authority for the purpose of defraying all or any part of the total costs incidental to construction of any solid waste project the principal amount of which is repayable to the authority under an assistance agreement;

(9) "Market interest rate" means the interest rate available to a borrower from sources other than those defined by this chapter at the time the authority will provide financing assistance to a borrower;

(10) "Natural resources cabinet" means the Natural Resources and Environmental Protection Cabinet, or its successor;

(11) "Obligation of a borrower" means a revenue bond issued under the laws of the state by an eligible borrower;

(12) "Person" means any individual, firm, partnership, association, corporation, or governmental agency;

(13) "Project" or "solid waste project" means construction, renovation or acquisition of a solid waste facility;

(14) "Revenue bonds" means special obligation bonds issued by the authority pursuant to the provisions of this Act which are not direct or general obligations of the state, and which are payable only from a pledge of, and lien upon, authority revenues as provided in the resolution authorizing the issuance of the bonds, and shall include revenue bond anticipation notes or other debt obligations issued by the authority under this Act;

(15) "Service charge" means any charge to be imposed by a borrower, or by the authority, for any project financed by the authority, which service charge arises by reasons of the existence of, and requirements of, any assistance agreement;

(16) "Solid waste" means "solid waste" as defined by KRS 224.005(24)(a);

(17) "Solid waste management facility" means any resource recovery system or component thereof,

any system, program or facility for resource conservation or recycling, and any facility for collection, source separation, storage, transportation, transfer, processing, treatment or disposal of solid waste, whether the facility is associated with facilities generating the waste or otherwise; and

(18) "State" means the Commonwealth of Kentucky.

SECTION 3. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

The General Assembly of the Commonwealth of Kentucky finds that the disposal of solid wastes poses an increasing problem for the citizens and communities of the state as to disposal methods which protect the state's natural resources at a reasonable cost. It is therefore necessary that the state engage in programs which assist local communities in planning, research and financing of facilities and systems which economically collect and dispose of solid waste.

SECTION 4. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created the Kentucky Solid Waste Financing Authority, which shall be a public corporation and a governmental agency and instrumentality of the state. With respect to the construction and acquisition of solid waste facilities, the affairs of the authority shall be managed and carried out by a board consisting of seven (7) members. The secretaries of the Economic Development Cabinet, Finance and Administration Cabinet, and the Natural Resources and Environmental Protection Cabinet, and the commissioner of the Department of Local Government shall serve as ex officio members of the authority. On or before October 1, 1990, the Governor shall additionally appoint three (3) at-large members who shall serve as follows: one (1) shall serve a term ending August 1, 1994; one (1) shall serve a term ending August 1, 1993; and one (1) shall serve a term ending August 1, 1992. As the terms of the at-large members expire, the Governor shall appoint successors for terms of four (4) years and until their successors are appointed. The members shall constitute the Kentucky Solid Waste Financing Authority, with power in that name to contract and be contracted with, sue and be sued, have and use a corporate seal, and exercise, in addition to the powers and functions specifically stated in this chapter, all of the usual powers of private corporations to the extent that they are not inconsistent with specifically enumerated powers of the authority. In the carrying out of its purposes and the exercise by it of the powers conferred by this Act, the authority is deemed and declared to be performing essential governmental functions and public purposes of the state.

(2) The members of the authority shall receive no compensation for their services as members of the authority, but shall be entitled to reimbursement for all reasonable expenses necessarily incurred in connection with performance of their duties and functions as members.

(3) Four (4) members of the authority or their duly designated proxies shall constitute a quorum for the transaction of business, and in the absence of a quorum, one (1) or more members may adjourn from time to time until a quorum is convened. The secretary of the Finance and Administration Cabinet shall serve as chairperson. The members of the authority shall choose from their ranks a vice-chairperson. The authority shall elect a secretary and a treasurer who shall not be members of the authority, each of whom shall serve at the pleasure of the authority and shall receive compensation as may be determined by the authority.

(4) The authority shall, for administrative purposes, be attached to the Finance and Administration Cabinet and shall establish and maintain offices in premises which shall be provided for that purpose by the Finance and Administration Cabinet. The secretary of the authority shall at all times maintain at the offices of the authority complete records of all of the authority's actions and proceedings which shall constitute public records open to inspection at all reasonable times.

SECTION 5. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

It is hereby found and declared as a legislative finding of fact that in performing its duties and responsibilities, the authority is performing and carrying out essential governmental functions. The authority may receive and accept any and all appropriations to the authority which may be made by the General Assembly. The authority may receive and accept from the state, its agencies, and any federal agency, grants for, or in aid of, any solid waste project, and grants for, or in aid of, research or management studies or training projects related to the purposes for which the authority is created. The grants or contributions shall be held, used, and applied only for the purposes for which the grants and contributions are made and received. The authority may receive payments from agencies of the state or a borrower to accomplish the purposes of this Act and these payments may be derived from appropriations under inter-agency agreements or inter-local cooperation agreements.

SECTION 6. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

The authority may undertake the following essential governmental functions:

(1) To adopt comprehensive rules, administrative regulations and by-laws for the regulation of its affairs and the conduct of its business, which shall define with specificity conditions precedent under which applications for loans may be made and the order of priority upon which applications shall be acted upon;

(2) To retain staff necessary and appropriate to enable the authority to fulfill its duties, functions and responsibilities;

(3) To adopt a corporate seal;

(4) To sue and be sued in its own name and to have the right, power, and authority to enforce its obligations and convenants made pursuant to the provisions of this chapter;

(5) To approve or reject applications made to the authority for assistance;

(6) To lease a solid waste facility or make loans or purchase obligations of any borrower for the purpose of assisting in the construction of a solid waste facility. A lease or loan shall be in accordance with the terms and conditions of an assistance agreement between the authority and the borrowing entity, which shall include the provisions specified in Section 7 of this Act, and such other reasonable terms and conditions as the authority shall determine;

(7) Without reference to the provisions of KRS Chapter 56, to acquire and hold in the name of the authority, by the exercise of the power of eminent domain pursuant to the Eminent Domain Act of the state, the real property or rights therein, including rights-of-way, easements and licenses, and the personal property reasonably deemed necessary to effectuate the development, implementation, financing and construction or acquisition of any solid waste project, and to make the properties available to a borrower in connection with any solid waste project;

(8) To receive service charges from projects financed under assistance agreements with the authority, in accordance with the terms of the assistance agreements, and to use and employ the service charges in accordance with the provisions of this Act;

(9) To enter into and enforce assistance agreements entered into with any borrower by suit, action, mandamus or other proceedings, including the obtaining by judicial decree of the appointment of a receiver to administer solid waste projects financed by leases or loans which have been undertaken by any borrower;

(10) To enter into any necessary or required agreement with federal or state agencies or persons to carry out the provisions of this chapter;

(11) To bid at a competitive public sale of obligations of a borrower or negotiate the purchase or sale of obligations of a borrower, notwithstanding any other law to the contrary;

(12) To borrow money and issue negotiable bonds and notes pursuant to this Act;

(13) To contract with the federal government as to any solid waste project;

(14) To participate with the federal government or any of its agencies, the state government or any of its agencies or political subdivisions, or any other person or business in the construction or repair of any solid waste project; and

(15) To have, possess and exercise all other powers reasonably incident to the carrying out of the duties and responsibilities of the authority.

SECTION 7. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

The authority may enter into assistance agreements with a borrower, and a borrower may enter into assistance agreements with the authority in connection with construction or acquisition of a solid waste project. Each assistance agreement shall be subject to review by the Capital Projects and Bonds Oversight Committee of the Legislative Research Commission and approval by the Finance and Administration Cabinet, and may include provisions as may be agreed upon by the parties, and generally shall include the following provisions:

(1) An estimate of the reasonable cost of the project, as determined by the authority adjustable to actual cost upon acquisition or completion of construction, and all anticipated sources of funding for the project;

(2) The amount of the total rentals under any lease, loans to be made to the borrower, financing payments or obligations of the borrower to be purchased by the authority;

(3) The times at which the rentals, loans, financing payments or the purchase price shall become payable;

(4) The specific purposes for which the project will be used or the proceeds of the purchase of obligations of the borrower or loan made pursuant to the assistance agreement shall be expended;

(5) The conditions under which the project will be used or the proceeds of the purchase of obligations of the borrower or loan may be expended;

(6) An agreement by the borrower:

(a) To proceed expeditiously with and promptly complete the solid waste project or cause the project to be completed in accordance with plans and specifications approved by federal and state agencies;

(b) To commence or cause to be commenced operation of the project upon completion of construction, and not to discontinue operations or dispose of the project without the approval of the authority;

(c) To operate and maintain or cause to be operated and maintained the project in accordance with the applicable provisions of federal and state law;

(d) To disclose fully to the authority all applications for or award of grants or loans for financial assistance, if any;

(e) To provide for the payment of the borrower's share of the cost of the project, if the entire project is not financed by assistance from the authority and, to describe with specificity the manner in which the borrower proposes to finance its share of the cost, if any; and

(f) To implement or participate in a universal collection program for solid waste or to submit to an enforceable schedule to implement or participate in a universal collection program;

(7) A provision that, if assistance which was not included in the calculation of the loan payable pursuant to subsection (1) of this section becomes available to the borrower, the borrower shall pay to the authority the amount, if any, by which the assistance actually received, exceeds the assistance originally estimated;

(8) The extent to which the assistance from the authority shall be repaid to the authority, which shall not be less than the sum of the following:

(a) The aggregate principal amount of the loan;

(b) Interest on the aggregate balance of the principal amount of the loan remaining unpaid, computed at the applicable interest rate; and

(c) An administrative fee sufficient to support operating expenses of the authority;

(9) The times and amounts when repayments required by subsection (8) of this section shall be made by borrower to the authority;

(10) The extent to which a service charge shall be imposed by the borrower. Any service charge shall be calculated to produce amounts sufficient to meet the repayment schedule prescribed by subsection (8) of this section; and

(11) An agreement between the borrower and the authority that upon any failure of the borrower to make payment to the authority in accordance with the time schedule and repayment schedule fixed by the assistance agreement of the amounts prescribed by the schedules, that in such event the authority may, without further action, take possession of the solid waste facility and directly collect the service charges as they may be generated.

SECTION 8. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

(1) The solid waste revolving fund shall be established in the state treasury and shall be administered by the authority.

(2) The fund shall be a dedicated fund and all money in the fund shall be dedicated solely to providing financial assistance to borrowers for the construction or acquisition of solid waste projects when a borrower is unable to finance the entire project for which it is seeking money from its own resources, through commercial credit at reasonable rates and under reasonable terms or through other public grant or loan programs.

(3) The financial assistance which may be provided by the revolving fund shall be limited to:

(a) Making loans, on the condition that the loans are made at or below market interest rates, including interest free loans, at terms not to exceed the shorter of thirty (30) years or the useful life of the project and that the fund will be credited with all payments of principal and interest on all loans;

(b) Purchasing or guaranteeing, or purchasing insurance for, local or state obligations when the action would improve credit market access or reduce interest rates;

(c) Providing a source of revenue or security for the payment of principal and interest on bonds or notes issued by the authority or other agencies of the state if the proceeds of the sale of the bonds will be deposited in the fund;

(d) Providing money with which to carry out the requirements of assistance agreements; and

(e) For payment of the authority's necessary operating expenses.

(4) The revolving fund shall be established, maintained and credited with repayments and the fund balance shall be available in perpetuity for its stated purposes.

(5) The authority may enter into any necessary or required agreement with federal or state agencies, corporations or persons to carry out the provisions of this section and the agreements may provide for the receipt of appropriated funds in the form of assistance payments to be used for payment of debt service on the authority's revenue bonds.

(6) The natural resources cabinet shall evaluate applications received for funding by the solid waste revolving fund and shall recommend and prioritize projects to the authority for funding. The authority shall evaluate all applications recommended for financial feasibility and may deny funding based on the evaluation, but shall otherwise approve funding based on the recommendation of the natural resources cabinet.

(7) The natural resources cabinet shall determine eligibility and priority of project applications as part of its evaluation and recommendation for funding to the authority and may promulgate administrative regulations pertaining to specific methods and criteria to determine the eligibility and priority of projects. These determinations shall generally be based on the following criteria:

(a) The borrower's implementation of or participation in a universal solid waste collection system within the jurisdiction or service area of the borrower, either prior to, or upon completion of the project;

(b) An adequate system for collection of any service fee, dedicated tax or appropriation of the applicant borrower used to support the solid waste collection system;

(c) The project and the borrower are in compliance with all administrative regulations regarding solid waste management;

(d) The borrower has access to a solid waste disposal facility which has adequate projected capacity and resources to provide disposal services for the life of the revolving fund loan;

(e) The borrower has a solid waste management plan which addresses reasonable efforts to recycle solid waste, reduce the solid waste stream quantity, and protect the environment of the Commonwealth; and

(f) Any other criteria as the natural resources cabinet shall determine to promote statewide solid waste management plans, objectives, and needs, including but not limited to, the environmental significance and necessity for a project.

SECTION 9. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

(1) The authority may provide for the issuance of its authority revenue bonds, for the purpose of providing funds and money to the authority to enable it to enter into assistance agreements with borrowers to construct or acquire and lease solid waste projects, purchase obligations of borrowers issued for solid waste projects and make loans for projects, and to enable the authority generally to carry out and effectuate its corporate purposes. In anticipation of the issuance of the revenue bonds, the authority may provide for the issuance at one time, or from time to time, of revenue bond anticipation notes pursuant to the general laws of the state. The principal of and the interest on the revenue bonds or notes shall be payable solely from authority revenues or other available sources. Any notes may be made payable from the proceeds of bonds or renewal notes, or in the event bond or renewal note proceeds are not available, or should the authority deem it financially practicable to pay the notes directly from authority revenues, the notes may be paid from any available authority revenues.

(2) The revenue bonds or notes of the authority shall be dated and may be redeemable prior to maturity at the option of the authority at prices and under terms and conditions determined by the authority. Any bonds or notes shall bear interest at the rate or rates, shall be payable annually or at shorter intervals, and may bear conversion privileges determined by the authority. Notes shall mature at times not exceeding five (5) years from their date, and revenue bonds shall mature at times not exceeding forty (40) years from

their date as may be determined by the authority. The authority shall determine the form and manner of execution of the bonds or notes, and shall fix the denominations and the places of payment of principal and interest, which may be any bank or trust company within or without the state. In case any officer of the authority whose signature or facsimile of whose signature shall appear on any revenue bonds or notes, shall cease to be an officer before the delivery thereof, the signature or the facsimile shall be valid and sufficient for all purposes, the same as if the officer had remained in office until the delivery. On or after the time of issuance of variable rate revenue bonds, the authority may designate individuals or institutions which, in the sole judgment of the authority, have financial market expertise to serve as agent for the authority for establishing and changing, while the variable rate revenue bonds or notes remain outstanding, the rate of interest to be borne by and the price to be paid for the revenue bonds. The rate-setting procedures and authority of each agent shall be set forth in writing, and may include a formula or indices based upon market factors, and shall be established by the authority at the time of issuance of the revenue bonds. At the time of the issuance of the revenue bonds, the authority shall establish the maximum interest rate to be borne by the revenue bonds. The authority shall retain the right to remove or replace any agent at any time and for any reason. The authority may provide that the bonds or notes may be executed only with the facsimile signatures of its officers, but the bonds or notes shall be executed with the manual signature of a bank or trust company designated by the authority as registrar and paying agent. The authority's bonds or notes may be issued in either physical or "book-entry" form based upon market standards at the time of issue.

(3) All revenue bonds or notes issued under the provisions of this Act shall have and are hereby declared to possess all of the qualities and incidents of negotiable instruments under the laws of the state. The authority may sell the revenue bonds or notes in the manner, either at public or private negotiated sale, and for the price, as it may determine will best effect the purpose of this Act. If revenue bonds are sold at public, competitive sale, the revenue bonds shall be sold after newspaper advertising conforming to the requirements for KRS Chapter 424 and competitive bids for the sale at the designated place, day and hour, all of which shall be announced in the advertising.

(4) In its proceedings authorizing the issuance of revenue bonds or notes, the authority shall fix and determine contractual provisions with the bondholders relating to the receipt, allocation, pledging, and disbursement of authority revenues, and may enact and determine terms, conditions, and restrictions pursuant to which additional revenue bonds of the authority may be authorized and issued. The proceedings, determinations and enactments of the authority shall be specified by either a bond resolution or trust indenture properly adopted by the authority.

(5) The proceeds of all revenue bonds or notes shall be used solely for the purpose of enabling the authority to enter into assistance agreements with borrowers to construct or acquire solid waste facilities, to purchase obligations issued for solid waste projects, to make loans to borrowing entities for solid waste projects or for any purpose authorized in this Act. Interest coming due on the revenue bonds or notes, not to exceed three (3) years, together with a debt service reserve equal to two (2) times the maximum principal and interest requirements to come due during any fiscal year ending June 30, in connection with the revenue bonds or notes, may be capitalized from bond proceeds, it being determined and recognized that the projects, for which loans are made, may in some cases not become fully revenue-producing for a period of time coincident with the construction period of the projects. Revenue bond or note proceeds may also be utilized, used and applied for the payment of ordinary and necessary expenses in connection with issuance of the revenue bonds or notes, including, but not by way of limitation, a sum equal to any discount in the sale of revenue bonds or notes, publication of notices, printing and other costs, attorneys' fees, and other ordinary and necessary costs of financing, including the payment of fees to fiscal agents for advice and assistance in the preparation and marketing of revenue bonds or notes.

(6) The authority may also provide for the replacement of any revenue bonds or notes that shall have become mutilated or shall have been destroyed or lost. Revenue bonds or notes may be issued under the provisions of this Act directly by the authority without obtaining the consent or acquiescence of any cabinet, division, commission, board, department or agency of the state other than the Finance and Administration Cabinet, and without any other proceedings or the happening of any other conditions or things except as specifically required by this chapter and the provisions of the resolutions of the authority authorizing the issuance of the revenue bonds or notes. Nothing in this Act shall exempt the authority from reporting proposed revenue bonds and notes to the Capital Projects and Bond Oversight Committee in accordance with the provisions of KRS 45.810.

(7) In the discretion of the authority, any revenue bonds or notes issued under the provisions of this Act may be secured by a trust indenture between the authority and a corporate trustee which may be any trust company or bank having the powers of a trust company within or without the state. The trust indenture, or the resolution of the authority providing for issuance of the revenue bonds or notes, may pledge or assign for the security of the revenue bonds or notes, all or any part of the totality of authority revenues received and to be received. The trust indenture or resolution of the authority may contain provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper, and not in

violation of law, including, but not limited to, convenants and provisions setting forth the duties of the authority in relation to the purposes to which revenue bond and note proceeds may be applied, the disposition or pledging of assets and authority revenues, and the custody, safeguarding, and application of all authority revenues. It shall be lawful for any bank or trust company incorporated under the laws of the state which may act as depository of the proceeds of revenue bonds, notes or of authority revenues, to furnish indemnifying bonds, or to pledge securities as may be required by the trust indenture or resolution of the authority. Any trust indenture or authority resolution may set forth the rights and remedies of the bondholders and of the trustee, and may restrict the individual right of action by bondholders, where a trust indenture or authority resolution may contain other provisions as the authority may determine to be reasonable and proper for the further security of the holders of any revenue bonds or notes.

(8) The authority is hereby authorized to provide for the issuance of refunding revenue bonds or notes for the purpose of refunding any revenue bonds or notes then outstanding which shall have been issued under the provisions of this Act, including the payment of any redemption premium thereon and any interest accrued or to accrue to the date of redemption of the revenue bonds or notes. The issuance and sale of the refunding revenue bonds or notes, the maturities and other details thereof, the rights of the holders thereof, and the rights, duties, and obligations of the authority in respect of the same, shall be governed by the provisions of this Act which relate to the issuance of revenue bonds or notes, insofar as the provisions may be applicable.

(9) Refunding revenue bonds or notes may be sold or exchanged directly for outstanding revenue bonds or notes of the authority, and if sold, the proceeds shall be applied, in addition to any other authorized purposes, to the purchase, redemption, or payment of the outstanding revenue bonds or notes. Pending the application of the proceeds of any refunding revenue bonds, with any other available funds, to the payment of the principal, accrued interest, and any redemption premium on the revenue bonds or notes being refunded, and if so provided or permitted in the authority resolution authorizing the issuance of the refunding revenue bonds or notes, or in the trust indenture securing the same, to the payment of any interest on the refunding revenue bonds or notes and any expenses in connection with the refunding, the proceeds may be invested in direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by the United States of America which shall mature or which shall be subject to redemption by the holders thereof at the option of the holders not later than the respective dates when the proceeds, together with the interest accruing thereon, will be required for the purposes intended.

SECTION 10. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

Revenue bonds and notes issued by the authority under the provisions of this Act are hereby declared and deemed to be securities in which all public officers and public bodies of the state and its political subdivisions, all insurance companies, trust companies, banking associations, investment companies, executors, administrators, trustees, and other fiduciaries may properly and legally invest funds including capital in their control or belonging to them. The obligations of the authority are hereby declared and determined to be securities which may properly and legally be deposited with and received by any state or municipal officer or any agency or political subdivision of the state, for the purpose for which the deposit of bonds, notes, or obligations of the state is now, or may hereafter be, authorized by law.

SECTION 11. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

(1) Revenue bonds or notes issued by the authority under the provisions of this Act shall not be deemed to constitute a debt of the state or of any political subdivision thereof, or a pledge of the faith and credit of the state or of any political subdivision thereof but the bonds shall be payable as to principal and interest solely from authority revenues provided therefor under the provisions of this chapter. All revenue bonds or notes shall contain a statement to the effect that neither the state nor the authority shall be obligated to pay the same, or the interest thereon, except from authority revenues, or any portion thereof as defined in this Act; and that neither the faith and credit, nor the taxing power of the state or any political subdivision thereof is pledged to the payment of the principal of and interest on the revenue bonds or notes.

(2) The authority shall be authorized in connection with the issuance of its revenue bonds and notes for the accomplishment of its public purposes pursuant to this Act, to establish for the revenue bonds and notes reserve funds or replacement funds as may be required in the sound discretion of the board of the authority in order to enable the authority to effectuate its proper public purposes, and to issue revenue bonds and notes in the most advantageous manner. In the event any reserve fund or replacement fund created by the authority in connection with any revenue bond issue or note issue should, in violation of any contract made by the authority with any bondholder or note holder be monetarily deficient in any respect as of any date of accounting so stipulated by the authority, the authority shall immediately make formal request in writing to the secretary of the Finance and Administration Cabinet, and to the Governor, that sums adequate to restore the reserve fund or replacement fund to this contractually required level and to pay any overdue principal and interest on any outstanding revenue bonds and notes of the authority be

included in the next succeeding executive budget, and that the budget request be presented to the General Assembly with recommendation for approval by the General Assembly for payment to the authority for the use and benefit of the reserve fund or replacement fund.

SECTION 12. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

Notwithstanding any other provisions of law to the contrary, all money, funds, properties, and assets acquired by the authority, pursuant to this Act, whether as proceeds from the sale of authority revenue bonds or notes, or as authority revenues, or otherwise, shall be deemed to be trust funds, to be held and applied solely as provided by this Act and shall be held by the authority in trust for the purposes of carrying out its powers and duties and for the payment of the authority's revenue bonds or notes, both as to principal and interest, and shall be used and reused as provided in this chapter and shall at no time be deemed to be public funds of the state, or of any agency or department of the state. The resolution of the authority authorizing any revenue bonds or notes, or any trust indenture securing the same, may provide that any money, funds, properties, and assets may be temporarily invested pending disbursement, and shall provide that any officer with whom, or any bank or trust company with which, any money is deposited, shall act as trustee of the assets and shall hold and apply the same for the purposes of this Act, subject to the conditions, restrictions, requirements, limitations, and mandatory investment procedures and requirements as this Act, and the authorizing resolutions of the authority, or trust indenture, may provide. Any money, funds, properties, and assets or any other money of the authority may be invested as provided by KRS 386.020, in addition to provisons for investment as may be enacted by resolution of the authority.

SECTION 13. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

(1) In order to protect the public health, safety, and welfare, and in order to assure the prompt and necessary payment to the authority of all monetary requirements arising from assistance agreements entered into by the authority and any borrower, and thereby assure the financial integrity of the authority, and the prompt payment of principal of and interest on revenue bonds and notes issued by the authority, the authority may, if any borrower which is a party to an assistance agreement fails to promptly and duly perform all of the terms and conditions of the assistance agreement, directly impose, in the authority's name and for the authority's benefit, service charges upon all users of the project constructed pursuant to the assistance agreement, and to proceed directly to enforce and collect the service charges, together with all necessary costs of the enforcement and collection, in the name of the authority and for the benefit of the authority.

(2) In the implementation of its enforcement authority, the authority shall have and possess all of the powers of political subdivisions or solid waste management districts which are granted by the Kentucky Revised Statutes pertaining to collection and disposal of solid waste.

(3) The authority may by suit, action, mandamus, or other proceedings, compel performance by borrowers of all of the terms and conditions of assistance agreements, including, but not limited to, the adjustment and increase of service charges as required to meet the needs of any assistance agreement, and the enforcement and collection of the service charges.

SECTION 14. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

(1) The exercise by the authority of the powers granted and created by this chapter will be in all respects for the benefit of the citizens of the state, for the preservation, improvement, and enhancement of their health, safety, convenience, and welfare, for the enhancement of their residential, agricultural, recreational, economic, commercial, and industrial opportunities, and for the preservation of the natural resources of the state, and will thereby constitute the performance of essential public purposes and governmental functions by the authority.

(2) Since the authority will in all respects be performing essential governmental and public functions, the authority shall not be required to pay any taxes or assessments on any of its property, real, personal or fixed, nor on the income therefrom and revenue bonds or notes issued under this chapter, the income thereon, and the transfer thereof, including any profit made on the sale thereof, shall at all times be exempt from taxation or assessment of any type by the state, its agencies and departments, and by all political subdivisions within the state.

SECTION 15. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

The state, for the specific use and benefit of the authority, may cause to be submitted to the voters of the state in the manner provided by Sections 49 and 50 of the Constitution of Kentucky, propositions for the incurring of state indebtedness represented by general obligation bonds of the state, the proceeds of which are to be made available to the authority and used and employed by the authority for all proper authority purposes. The State Property and Buildings Commission may also issue revenue bonds in its name, the proceeds of which may be used for the benefit of the authority and its program.

SECTION 16. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

No member or other officer of the authority shall be subject to any personal liability or accountability by reason of his execution of any revenue bonds or notes, or the issuance thereof.

SECTION 17. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

No member, officer or employee of the authority shall be financially interested, directly or indirectly, in any contract of any person with the authority, or have an ownership interest in any firm or corporation interested directly or indirectly in any contract with the authority.

SECTION 18. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

(1) The authority may finance pollution control facilities in the manner provided in KRS 103.246.

(2) The authority may enter into agreements with the United States Small Business Administration as may be necessary in connection with the financing of solid waste facilities in order to provide for the guarantee of bonds or notes of the authority by the United States Small Business Administration.

(3) Neither the authority nor the state or any political subdivision of the state shall be pecuniarily responsible or liable in any manner for the payment of principal of and interest on bonds or notes issued by the authority under this section. The bonds or notes shall be payable solely from revenues, receipts and payments derived from the lease, sale or vesting of the solid waste facilities in and to industrial concerns with whom the authority contracts.

The House Committee Substitute to SB 317 is as follows:

SB 317, AN ACT relating to funding of solid waste.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

This Act may be cited as the "Kentucky Environmental Revitalization Act".

Section 2. KRS 224A.011 is amended to read as follows:

As used in this chapter, the following words or terms shall have the respective meanings indicated whenever used in this chapter, unless a different meaning is clearly indicated by the context:

(1) ***"Administrative fee" means a fee assessed and collected by the Authority from borrowers under assistance agreements, to be used for operational expenses of the Authority.***

(2) "Applicable interest rate" means the rate of interest which shall be used as part of the repayment criteria for an assistance agreement between a governmental agency and the authority, and shall be determined by the authority pertinent to the source of funds from which the assistance agreement is funded.

(3)[~~(2)~~] "Assistance agreement" shall mean the agreement to be made and entered into by and between a governmental agency and the authority, as authorized by this chapter, providing for a lease, loan, services or grant to the governmental agency or for the purchase of obligations issued by the governmental agency, and for the repayment thereof to the authority by the governmental agency.

(4)[~~(3)~~] "Authority" shall mean the Kentucky infrastructure authority, which is created by this chapter.

(5)[~~(4)~~] "Authority revenues" means the totality of all:

(a) Service charges;

(b) Water utility tax receipts, to the extent not otherwise committed and budgeted by the authority during any fiscal period of the authority;

(c) Any gifts, grants or loans received, to the extent not otherwise required to be applied;

(d) Any and all appropriations made to the authority by the General Assembly of the Commonwealth of Kentucky, to the extent not otherwise required to be applied;

(e) All moneys received in repayment of and for interest on any loans made by the authority to a governmental agency, except as provided in KRS 224A.111 and 224A.112, or as principal of and interest on any obligations issued by a governmental agency and purchased by the authority, or as receipts under any assistance agreement; and

(f) The proceeds of bonds or long-term debt obligations of governmental agencies pledged to the payment of bond anticipation notes issued by the authority on behalf of the said governmental agency to provide interim construction financing.

(6) "Borrower or borrowing entity" means any agency of the state or its political subdivisions, any city, or any special district created under the laws of the state acting individually or jointly under inter-agency or inter-local cooperative agreements to enter into assistance agreements with the Authority.

(7)[~~(5)~~] "Community flood damage abatement project" means any structural or nonstructural study, plan, design, construction, development, improvement or other activity to provide for flood control.

(8)[~~(6)~~] "Construction" means and includes, inter alia:

(a) Preliminary planning to determine the economic and engineering feasibility of infrastructure projects, the engineering, architectural, legal, fiscal, and economic investigations and studies necessary thereto, and surveys, designs, plans, working drawings, specifications, procedures and other actions necessary to the construction of infrastructure projects;

(b) The erection, building, acquisition, alteration, remodeling, improvement or extension of infrastructure projects; and

(c) The inspection and supervision of the construction of infrastructure projects and all costs incidental to the acquisition and financing of same; such term shall also relate to and mean any other physical devices or appurtenances in connection with, or reasonably attendant to, infrastructure projects.

(9)[~~(7)~~] "Dams" means any artificial barrier, including appurtenant works, which does or can impound or divert water, and which either:

(a) Is or will be twenty-five (25) feet or more in height from the natural bed of the stream or watercourse at the downstream toe of the barrier, as determined by the natural resources cabinet; or

(b) Has or will have an impounding capacity at maximum water storage elevation of fifty (50) acre feet or more.

(10)[~~(8)~~] "Distribution facilities" means all or any part of any facilities, devices, and systems used and useful in obtaining, pumping, storing, treating and distributing water for agricultural, industrial, commercial, recreational, public and domestic use.

(11)[~~(9)~~] "Federal Act" means the Federal Clean Water Act (33 U.S.C. Section 1251 et seq.) as said federal Act may be amended from time to time in the future, or any other enactment of the United States Congress providing funds that may assist in carrying out the purposes of the authority.

(12)[~~(10)~~] "Federally assisted wastewater revolving fund" means that fund which will receive federal and state funds or the proceeds from the sale of revenue bonds of the authority for the purpose of providing loans to finance construction of publicly owned treatment works as defined in Section 212 of the federal Act and for the implementation of a management program established under Section 319 of the federal Act and for the development and implementation of a conservation and management plan under Section 320 of the federal Act.

(13)[~~(11)~~] "Governmental agency" means any incorporated city or municipal corporation, or other agency, or unit of government within or a department or a cabinet of the Commonwealth of Kentucky, now having or hereafter granted, the authority and power to finance, acquire, construct, or operate infrastructure projects and such definition shall specifically apply, but not by way of limitation, to incorporated cities, counties, including any counties containing a metropolitan sewer district, sanitation districts, water districts, sewer construction districts, metropolitan sewer districts, sanitation taxing districts, and any other agencies, commissions, districts, or authorities (either acting alone, or in combination with one another pursuant to any regional or area compact, or multi-municipal agreement), now or hereafter established pursuant to the laws of the Commonwealth of Kentucky having and possessing such described powers.

(14)[~~(12)~~] "Industrial waste" means any liquid, gaseous, or solid waste substances resulting from any process of industry, manufacture, trade, or business, or from the mining or taking, development, processing or recovery of any natural resources, including heat and radioactivity, together with such sewage as is present therein, which pollutes the waters of the state, and specifically, but not by way of limitation, means heat or thermal differentials created in the waters of the state by any industrial processing, generating or manufacturing processes.

(15)[~~(13)~~] "Infrastructure project" means any construction or acquisition of treatment works, distribution facilities, or water resources projects instituted by a governmental agency which is approved by the authority

and, if required, by the natural resources cabinet, public service commission or other agency; solid waste management facilities; dams; storm water control and treatment systems; solid waste handling and disposal facilities; gas or electric utility; or any other public utility or public service project which the authority finds would enhance economic development opportunities in a governmental agency.

(16)[~~(14)~~] "Infrastructure revolving fund" means that fund which will receive state funds, the proceeds from the sale of revenue bonds of the authority or other moneys earmarked for that fund for the purpose of providing loans or grants to finance construction or acquisition of infrastructure projects as defined in this section.

(17)[~~(15)~~] "Interim financing agreement" means the agreement to be made and entered into by and between a governmental agency and the authority, as authorized by this chapter, providing for the use of the authority as an issuing agency in providing interim financing through the issuance of bond anticipation notes by the authority on behalf of a governmental agency in order to provide construction financing to said governmental agency pending the sale, issuance and delivery of long-term debt obligations to effect assistance to said governmental agency.

(18)[~~(16)~~] "Loan or grant" means moneys to be made available to governmental agencies by the authority for the purpose of defraying all or any part of the total costs incidental to construction or acquisition of any infrastructure project.

(19)[~~(17)~~] "Market interest rate" means the interest rate available to governmental agencies from sources other than those defined by this chapter at the time the authority shall provide financial assistance to a governmental agency.

(20)[~~(18)~~] "Natural resources cabinet" means the Kentucky natural resources and environmental protection cabinet, or its successor, said term being meant to relate specifically to the state agency which is designated as the water pollution agency for the Commonwealth of Kentucky, for purposes of the federal Act.

(21)[~~(19)~~] "Obligation of a governmental agency" means a revenue bond issued by a governmental agency under KRS 58.010 et seq.

(22)[~~(20)~~] "Person" means any individual, firm, partnership, association, corporation, or governmental agency.

(23)[~~(21)~~] "Pollution" means the placing of any noxious or deleterious substances ("pollutants"), including sewage and industrial wastes, in any waters of the state or affecting the properties of any waters of the state in a manner which renders such waters harmful or inimical to the public health or to animal or aquatic life, or to the use, present or future, of such waters for domestic water supply, industrial, or agricultural purposes, or recreational purposes.

(24)[~~(22)~~] "Prioritization schedules" means the list of wastewater treatment works, distribution facilities and water resources projects which the natural resources cabinet has evaluated and determined to be of priority for receiving financial assistance from the federally assisted wastewater revolving fund, or the list of infrastructure projects which the department of local government has evaluated and determined to be of priority for receiving financial aid from the infrastructure revolving fund.

(25) "Project" or "solid waste project" means construction, renovation or acquisition of a solid waste facility.

(26)[~~(23)~~] "Revenue bonds" means special obligation bonds issued by the authority pursuant to the provisions of this chapter, which are not direct or general obligations of the state, and which are payable only from a pledge of, and lien upon, authority revenues as provided in the resolution authorizing the issuance of the bonds, and shall include revenue bond anticipation notes.

(27)[~~(24)~~] "Service charge" means any monthly, quarterly, semiannual, or annual charge to be imposed by a governmental agency, or by the authority, for any infrastructure project financed by the authority, which service charge arises by reason of the existence of, and requirements of, any assistance agreement. [~~Said term shall mean any moneys and funds agreed to be paid on an annual automatically renewable basis by any county, including any county containing a metropolitan sewer district, to the authority pursuant to an assistance agreement.~~]

(28)[~~(25)~~] "Sewage" means any of the waste products or excrements, or other discharges from the bodies of human beings or animals, which pollute the waters of the state.

(29) "Solid waste" means "solid waste" as defined by KRS 224.005(24)(a).

(30)[~~(26)~~] "Solid waste management facility" means any resource recovery system or component thereof, any system, program or facility for resource conservation, and any facility for collection, source separation, storage, transportation, transfer, processing, treatment or disposal of solid waste, whether such facility is associated with facilities generating such waste or otherwise.

(31)[~~(27)~~] "State" means the Commonwealth of Kentucky.

(32)[~~(28)~~] "Treatment works" or "wastewater treatment works" means all or any part of any facilities, devices, and systems used and useful in the storage, treatment, recycling, and reclamation of wastewater, including facilities for the treatment, neutralization, disposal of, stabilization, collecting, segregating, or holding of wastewater, including without limiting the generality of the foregoing, intercepting sewers, outfall sewers, pumping power stations and other equipment and their appurtenances; extensions, improvements, remodeling, additions, and alterations thereof, and any wastewater treatment works, including site acquisition of the land that will be an integral part of the wastewater treatment process, or is used for ultimate disposal of residues resulting from such treatment, together with any other facilities which are deemed to be treatment works pursuant to the federal Act.

(33)[~~(29)~~] "Variable rate revenue bonds" means revenue bonds the rate of interest on which fluctuates either automatically by reference to a predetermined formula or index or pursuant to the standards set forth in KRS 224A.120.

(34)[~~(30)~~] "Wastewater" means any water or liquid substance containing sewage, industrial waste, or other pollutants or contaminants derived from the prior use of such waters.

(35)[~~(31)~~] "Water resources" means all waters of the state occurring on the surface, in natural or artificial channels, lakes, reservoirs, or impoundments, and in subsurface aquifers, which are available, or which may be made available to agricultural, industrial, commercial, recreational, public, and domestic users.

(36)[~~(32)~~] "Water resources project" means any structural or nonstructural study, plan, design, construction, development, improvement or any other activity including programs for management, intended to conserve and develop the water resources of the state and shall include all aspects of water supply, flood damage abatement, navigation, water-related recreation, and land conservation facilities and measures.

(37)[~~(33)~~] "Waters of the state" means all streams, lakes, watercourses, waterways, ponds, marshes, wells, springs, irrigation systems, drainage systems, and all other bodies or accumulations of water, surface and underground, natural or artificial, which are situated wholly or partly within, or border upon, this state, or are within its jurisdiction, except those private waters which do not combine or effect a junction with natural, surface or underground, waters.

(38)[~~(34)~~] "Water utility tax" means the tax which may be imposed by the authority on every purchase of water service in the Commonwealth of Kentucky.

SECTION 3. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

(1) The solid waste revolving fund shall be established in the State Treasury and shall be administered by the authority.

(2) The fund shall be a dedicated fund and all money in the fund shall be dedicated solely to providing financial assistance to borrowers for the construction or acquisition of solid waste projects when a borrower is unable to finance the entire project for which it is seeking money from its own resources through commercial credit at reasonable rates and under reasonable terms or through other public grant or loan programs.

(3) The financial assistance which may be provided by the revolving fund shall be limited to:

(a) Making loans, on the condition that the loans are made at or below market interest rates, including interest free loans, at terms not to exceed the shorter of thirty (30) years or the useful life of the project and that the fund will be credited with all payments of principal and interest on all loans;

(b) Purchasing or guaranteeing, or purchasing insurance for, local or state obligations when the action would improve credit market access or reduce interest rates;

(c) Providing a source of revenue or security for the payment of principal and interest on bonds or notes issued by the authority or other agencies of the state if the proceeds of the sale of the bonds will be deposited in the fund;

(d) Providing money with which to carry out the requirements of assistance agreements; and

(e) Making grants as funds specifically appropriated for grants or proceeds from the sale of the authority's revenue bonds are available when the authority finds that both a hardship and an extreme health hazard exist.

(4) The revolving fund shall be established, maintained and credited with repayments and the fund balance shall be available in perpetuity for its stated purposes.

(5) The authority may enter into any necessary or required agreement with federal or state agencies, corporations or persons to carry out the provisions of this section and the agreements may provide for the receipt of appropriated funds in the form of assistance payments to be used for payment of debt service on the authority's revenue bonds.

(6) The natural resources cabinet shall evaluate applications received for funding by the solid waste revolving fund and shall recommend and prioritize projects to the authority for funding. The authority shall evaluate all applications recommended for financial feasibility and may deny funding based on the evaluation, but shall otherwise approve funding based on the recommendation of the natural resources cabinet.

(7) The natural resources cabinet shall determine eligibility and priority of project applications as part of its evaluation and recommendation for funding to the authority and may promulgate administrative regulations pertaining to specific methods and criteria to determine the eligibility and priority of projects. These determinations shall generally be based on the following criteria:

(a) The borrower's implementation of or participation in a universal solid waste collection system within the jurisdiction or service area of the borrower, either prior to, or upon completion of the project;

(b) An adequate system for collection of any service fee, dedicated tax or appropriation of the applicant borrower used to support the solid waste collection system;

(c) The project and the borrower are in compliance with all administrative regulations regarding solid waste management;

(d) The borrower has access to a solid waste disposal facility which has adequate projected capacity and resources to provide disposal services for the life of the revolving fund loan;

(e) The borrower has a solid waste management plan which addresses reasonable efforts to recycle solid waste, reduce the solid waste stream quantity, and protect the environment of the Commonwealth; and

(f) Any other criteria as the natural resources cabinet shall determine to promote statewide solid waste management plan, objective, and needs, including, but not limited to, the environmental significance and necessity for a project.

SECTION 4. A NEW SECTION OF KRS CHAPTER 224A IS CREATED TO READ AS FOLLOWS:

(1) A solid waste grant program is established to be jointly administered by the natural resources cabinet and the authority.

(2) Funds for grants in this program shall be supported by funds appropriated to the natural resources cabinet.

(3) Any county solid waste management district, area development district, city, urban-county government or other political subdivision of the state shall be eligible for grants under this program.

(4) Grants shall be made to defray the capital costs associated with promotion of recycling, universal collection, and other similar solid waste management activities.

(5) The natural resources cabinet may promulgate administrative regulations establishing additional criteria and priorities for eligible projects and the awarding of grants upon adoption of a universal collection program.

(6) The natural resources cabinet shall require that each grantee provide a reasonable and appropriate matching contribution to be eligible for a grant.

(7) The natural resources cabinet shall recommend to the authority projects for funding and give priority to those projects which create opportunities for recycling or universal collection.

(8) Grants made pursuant to this Act shall be deemed as being made for essential governmental purposes.

(9) Four million dollars ($4,000,000) in fiscal biennium 1990-92 shall be made available pursuant to subsection (2) of this section for grants under this Act.

(10) The authority shall, after approving an application, award grants contingent upon adoption of an approved universal collection program.

Section 5. KRS 224A.030 is amended to read as follows:

(1) There is hereby created the Kentucky infrastructure authority, which authority shall be a body corporate and politic, constituting a public corporation and a governmental agency and instrumentality of the state. All powers, duties and obligations of the Kentucky pollution abatement and water resources finance authority shall be transferred March 31, 1988, to the Kentucky infrastructure authority. The affairs of the authority shall be managed and carried out by a board consisting of seven (7) members. The secretaries of the economic development, finance and administration, and natural resources and environmental protection cabinets, and the commissioner of the department of local government shall serve as ex officio members of the authority. ***On or before August 1, 1992, the Governor shall additionally appoint three (3) at large members who shall serve as follows: one (1) shall serve a term ending June 30, 1996; one (1) shall serve a term ending June 30, 1995; and one (1) shall serve a term ending June 30, 1994. As the terms of the at large members expire, the Governor shall appoint successors for terms of four (4) years and until their successors are appointed.*** [~~The Governor shall additionally appoint three (3) at large members who shall serve for terms of four (4) years.~~] The members shall constitute the Kentucky infrastructure authority, with power in that name to contract and be contracted with, sue and be sued, have and use a corporate seal, and exercise, in addition to the powers and functions specifically stated in this chapter, all of the usual powers of private corporations to the extent that the same are not inconsistent with specifically enumerated powers of the authority. In the carrying out of its purposes and the exercise by it of the powers conferred by this chapter, the authority is deemed and declared to be performing essential governmental functions and public purposes of the state.

(2) The members of the authority shall receive no compensation for their services in said capacity, but shall be entitled to reimbursement for all reasonable expenses necessarily incurred in connection with performance of their duties and functions as such members.

(3) Four (4) members of the authority shall constitute a quorum for the transaction of business, and in the absence of a quorum, one (1) or more members may adjourn from time to time until a quorum is convened. The secretary of the finance and administration cabinet shall serve as chairperson. The members of the authority shall choose from their ranks a vice-chairman. The authority shall elect a secretary and a treasurer who shall not be members of the authority, each of whom shall serve at the pleasure of the authority and shall receive such compensation as may be determined by the authority.

(4) The authority shall, for administrative purposes, be attached to the finance and administration cabinet, and shall establish and maintain offices in premises which shall be provided for that purpose by the finance and administration cabinet; and the secretary of the authority shall at all times maintain therein complete records of all of the authority's actions and proceedings which shall constitute public records open to inspection at all reasonable times.

Section 6. KRS 224A.120 is amended to read as follows:

(1) The authority may provide, at one (1) time or from time to time, for the issuance of its Kentucky infrastructure authority revenue bonds, for the purpose of providing funds and moneys to the authority to enable it to enter into assistance agreements with governmental agencies, acquire and lease infrastructure projects to governmental agencies, purchase obligations of governmental agencies issued for infrastructure projects and make loans or grants for infrastructure projects, and to enable the authority generally to carry out and effectuate its proper corporate purposes. In anticipation of the issuance of the revenue bonds, the authority may provide for the issuance at one time, or from time to time, of revenue bond anticipation notes pursuant to the general laws of the state. The principal of and the interest on the revenue bonds or notes shall be payable solely from authority revenues. Any such notes may be made payable from the proceeds of bonds or renewal notes, or in the event bond or renewal note proceeds are not available, or should the authority deem it financially practicable to pay the notes directly from authority revenues, the notes may be paid from any available authority revenues. ***Prior to the issuance of the bonds or notes, the authority shall submit any proposed issue to the Capital Projects and Bond Oversight Committee for its review and determination in accordance with the provisions of KRS 45.810.***

(2) The revenue bonds or notes of the authority shall be dated and may be redeemable prior to maturity at the option of the authority at prices and under terms and conditions determined by the authority. Any bonds or notes shall bear interest at the rate or rates, shall be payable annually or at shorter intervals and may bear conversion privileges determined by the authority. Notes shall mature at the time or times not exceeding five (5) years from their date or dates, and revenue bonds shall mature at the time or times not exceeding forty (40) years from their date or dates as may be determined by the authority. The authority shall determine the form and manner of execution of the bonds or notes, and shall fix the denomination or denominations and the place or places of payment of principal and interest, which may be any bank or trust company within or without the state. In case any officer of the authority whose signature or facsimile of whose signature shall appear on any revenue bonds or notes, shall cease to be such officer before the delivery thereof, the signature or the facsimile shall be valid and sufficient for all purposes, the same as if the officer

had remained in office until the delivery. At the time of issuance of variable rate revenue bonds, the authority may designate individuals or institutions which, in the sole judgment of the authority, have financial market expertise to serve as agent for the authority for establishing and changing from time to time, while the variable rate revenue bonds remain outstanding, the rate of interest to be borne by and the price to be paid for the revenue bonds. The rate-setting procedures and authority of each agent shall be set forth in writing, and may include a formula or an index or indices based upon market factors, and shall be established by the authority at the time of issuance of the revenue bonds. At the time of the issuance of the revenue bonds, the authority shall establish the maximum interest rate to be borne by the revenue bonds. The authority shall retain the right to remove or replace any agent at any time and for any reason. The authority may provide that said bonds or notes may be executed only with the facsimile signatures of its officers, but said bonds or notes shall be executed with the manual signature of a bank or trust company designated by the authority as registrar and paying agent.

(3) All revenue bonds or notes issued under the provisions of this chapter shall have and are hereby declared to possess all of the qualities and incidents of negotiable instruments under the laws of the state. The authority may sell the revenue bonds or notes in the manner, either at public or private negotiated sale, and for the price, as it may determine will best effect the purpose of this chapter. If revenue bonds are sold at public, competitive sale, the revenue bonds shall be sold after newspaper advertising conforming to the requirements of KRS Chapter 424 and competitive bids for the sale of the revenue bonds shall be opened and read publicly by the authority at a designated place, day and hour, all of which shall be announced in the advertising made relative thereto.

(4) In its proceedings authorizing the issuance of revenue bonds or notes, the authority shall fix and determine contractual provisions with the bondholders relating to the receipt, allocation, pledging, and disbursement of authority revenues, and may enact and determine terms, conditions, and restrictions pursuant to which additional revenue bonds of the authority may be authorized and issued from time to time. The proceedings, determinations and enactments of the authority shall specify that the payment of principal of and interest on all authority revenue bonds and notes shall constitute a first charge and lien against all authority revenues before any authority revenues are used, applied, and disbursed for any other valid purposes of the authority, including the payment of operation and maintenance costs incident to the operation of the authority.

(5) The proceeds of all revenue bonds or notes shall be used solely for the purpose of enabling the authority to enter into assistance agreements or interim financing agreements with governmental agencies, to acquire and lease infrastructure projects to governmental agencies, to purchase obligations of governmental agencies issued for infrastructure projects, to make loans or grants to the governmental agencies for infrastructure projects or for any ***purpose authorized in this chapter*** [~~other purpose authorized by law~~]. Interest coming due on the revenue bonds or notes, for not to exceed three (3) years, together with a debt service reserve equal to two (2) times the maximum principal and interest requirements to come due during any fiscal year ending June 30, in connection with the revenue bonds or notes, may be capitalized from bond proceeds, it being determined and recognized that infrastructure projects, for which loans or grants are made, may in some cases not become fully revenue-producing for a period of time coincident with the construction period of the infrastructure projects. Revenue bond or note proceeds may also be utilized, used and applied for the payment of ordinary and necessary expenses in connection with issuance of the revenue bonds or notes, including, but not by way of limitation, a sum equal to any discount in the sale of revenue bonds or notes,if discount bids are authorized and permitted by the authority, administrative expenses, including the preparation of revenue bonds or notes, publication of notices, printing and other costs, attorneys' fees, and other ordinary and necessary costs of financing, including the payment of fees to fiscal agents for advice and assistance in the preparation and marketing of revenue bonds or notes.

(6) Prior to the preparation of definitive revenue bonds or notes, the authority may, under like restrictions, issue interim receipts or temporary bonds, exchangeable for definitive revenue bonds or notes when the revenue bonds or notes shall have been executed, and are available for delivery. The authority may also provide for the replacement of any revenue bonds or notes that shall have become mutilated or shall have been destroyed or lost. Revenue bonds or notes may be issued under the provisions of this chapter directly by the authority without obtaining the consent or acquiescence of any cabinet, division, commission, board, department or agency of the state other than the finance and administration cabinet, and without any other proceedings or the happening of any other conditions or things except as specifically required by this chapter and the provisions of the resolution or resolutions of the authority authorizing the issuance of the revenue bonds or notes.

Section 7. KRS 224A.140 is amended to read as follows:

(1) The authority is hereby authorized to provide for the issuance of refunding revenue bonds or notes for the purpose of refunding any revenue bonds or notes then outstanding which shall have been issued under the provisions of this chapter, including the payment of any redemption premium thereon and any interest accrued or to accrue to the date of redemption of such revenue bonds or notes[~~, and, if determined advisable~~

~~by the authority, for the additional purpose of providing further funds for the carrying out of the proper public and governmental purposes of the authority~~]. The issuance and sale of such refunding revenue bonds or notes, the maturities and other details thereof, the rights of the holders thereof, and the rights, duties, and obligations of the authority in respect of the same, shall be governed by the provisions of this chapter which relate to the issuance of revenue bonds or notes, insofar as such provisions may be applicable.

(2) Refunding revenue bonds or notes may be sold or exchanged directly for outstanding revenue bonds or notes of the authority, and if sold, the proceeds thereof shall be applied, in addition to any other authorized purposes, to the purchase, redemption, or payment of such outstanding revenue bonds or notes. Pending the application of the proceeds of any such refunding revenue bonds, with any other available funds, to the payment of the principal, accrued interest, and any redemption premium on the revenue bonds or notes being refunded (and if so provided or permitted in the authority resolution authorizing the issuance of such refunding revenue bonds or notes, or in the trust indenture securing the same, to the payment of any interest on such refunding revenue bonds or notes and any expenses in connection with such refunding), such proceeds may be invested in direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by the United States of America which shall mature or which shall be subject to redemption by the holders thereof at the option of such holders not later than the respective dates when the proceeds, together with the interest accruing thereon, will be required for the purposes intended.

Section 8. KRS 224A.165 is amended to read as follows:

The authority shall be authorized and empowered in connection with the issuance of its revenue bonds and notes for the accomplishment of its public purposes pursuant to this chapter, to establish in respect of such revenue bonds and notes such reserve funds or replacement funds as may be required in the sound discretion of the board of the authority in order to enable the authority to effectuate its proper public purposes, and to issue such revenue bonds and notes in the most advantageous manner. In the event any such reserve fund or replacement fund created by the authority in connection with any such revenue bond issue or note issue should, in violation of any contract made by the authority with any bond holder or note holder be monetarily deficient in any respect as of any date of accounting so stipulated by the authority, the authority shall immediately make formal request in writing to the secretary of the finance and administration cabinet, and to the Governor of Kentucky, that sums adequate to restore such reserve fund or replacement fund to its contractually required level and to pay any overdue principal and interest on any outstanding revenue bonds and notes of the authority be included in the next succeeding executive budget, and that such budget request be presented to the General Assembly of Kentucky with recommendation for approval by the General Assembly for payment to the authority for the use and benefit of such reserve fund or replacement fund. [~~In the event the next regularly scheduled session of the General Assembly of Kentucky shall occur more than six (6) months after any such request by the authority, the authority shall request that sums adequate to restore such reserve fund or replacement fund to such contractually required level and to pay any overdue principal and interest on any outstanding bonds and notes of the authority be made available from the Governor's contingency fund, and if such funds are so made available the budget request hereinabove described in this section shall be correspondingly reduced.~~]

Section 9. The following KRS section is repealed:

224A.220 General obligation bond issue for authority.

SB 407, AN ACT relating to the Kentucky Rural Economic Development Authority.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 152.276 is amended to read as follows:

(1) Each year the authority shall, on the basis of the final unemployment figures calculated by the Department of Employment Services within the Cabinet for Human Resources, determine which counties have had a countywide rate of unemployment exceeding the statewide unemployment rate of the Commonwealth in four (4) of the most recent five (5) consecutive years and shall certify those counties as qualified counties. ***All counties of Kentucky which were documented by the President's Appalachian Regional Commission report to be economically deficient and all of the economically deficient counties of Kentucky that have been officially designated as part of the Appalachian region by the Congress of the United States, pursuant to the "Appalachian Regional Development Act of 1965", as amended, shall be certified as qualified counties.*** [~~Any county with a population of nine thousand (9,000) or less, according to the annual population figure calculated by the U.S. Bureau of the Census, may also be certified as a qualified county by the authority, regardless of the county's annual unemployment.~~] If the authority determines that a county which has previously been certified as a qualified county no longer has an unemployment rate above the state average, then the authority shall decertify that county. The authority shall not finance any facilities in that county and an approved company shall not be eligible for the incentives offered by KRS 152.262 to 152.298 unless the financing agreements required herein are entered into by all parties within one (1) year after the date of the decertification.

(2) The authority shall promulgate standards for the determination and approval of eligible companies and their economic development projects. These standards shall give greatest weight to the creditworthiness of eligible companies; the number of new jobs to be provided by an economic development project to residents of the Commonwealth; and the likelihood of the economic success of the economic development project. No economic development project which will replace manufacturing facilities existing in the state shall be approved by the authority. With respect to each eligible company making an application to the authority for inducements, and with respect to the economic development project described in the application, the authority shall request materials and make inquiries of the applicant as necessary or appropriate. After a diligent review of relevant materials and completion of its inquiries, the authority may by resolution of its board of directors designate an eligible company to be an approved company and authorize the undertaking of its economic development project in the qualified county.

The Committee on Health and Welfare reported **SB 347** with Committee Amendments attached thereto, with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 347, AN ACT relating to drugs.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 217 IS CREATED TO READ AS FOLLOWS:

(1) Any manufacturer or wholesaler of drugs shall be required to register with and obtain a license from the Cabinet for Human Resources. The Cabinet for Human Resources may adopt administrative regulations and set reasonable fees relating to the issuance and renewal of licenses. All licenses shall expire on June 30, following the date of issue, unless renewed. All fees shall be deposited in a revolving fund, which is hereby created, to be used by the Cabinet in carrying out the provisions of this chapter.

(2) The Cabinet for Human Resources may adopt administrative regulations which permit out of state wholesale drug distributors to obtain any license required by this Act on the basis of reciprocity to the extent that an out-of-state wholesale drug distributor possesses a valid license granted by another state pursuant to legal standards comparable to those which shall be met by a wholesale drug distributor of this state, and such other state would extend reciprocal treatment under its laws to a wholesale drug distributor of this state.

(3) The Cabinet for Human Resources shall appoint a Wholesale Drug Distributor Advisory Committee composed of five (5) members, to be selected as follows:

(a) At least one (1) member shall be a pharmacy distributor, but who shall not be an employee of the Cabinet for Human Resources; except that if no pharmacy distributor is available, a representative of wholesale drug distributors may be substituted in addition to those representatives required in paragraph (b);

(b) At least two (2) members shall be representatives of wholesale drug distributors who are not drug manufacturers;

(c) At least one (1) member shall be a representative of drug manufacturers;

(d) In making appointments to the Wholesale Drug Distributor Advisory Committee, the Cabinet for Human Resources shall consider recommendations received from each of the wholesale drug distributors, pharmacy distributors and drug manufacturers, and shall promulgate administrative regulations which provide for solicitation of recommendations.

(4) The Wholesale Drug Distributor Advisory Committee shall review and make recommendations to the Cabinet for Human Resources on the merit of all administrative regulations relating to wholesale drug distributors, pharmacy distributors and drug manufacturers which are promulgated by the cabinet. No administrative regulation affecting wholesale drug distributors, pharmacy distributors or drug manufacturers shall be promulgated by the Cabinet for Human Resources without first being submitted to the advisory committee, in a reasonable period of time prior to promulgation, for review and comment by the committee.

(5) All administrative regulations promulgated by the Cabinet for Human Resources relating to wholesale drugs shall conform to wholesale drug distributor licensing guidelines formally adopted by the U. S. Food and Drug Administration. Federal regulations shall prevail in the event of a conflict.

(6) Manufacturers and wholesalers shall be required to maintain accurate records of all drugs manufactured, received or sold. These records shall be made available to authorized agents of the Cabinet for Human Resources for inspection at reasonable times. The cabinet may require by regulation that manufacturers and wholesalers periodically report to the cabinet all drugs manufactured, received and sold.

(7) The Cabinet for Human Resources may suspend or revoke a drug manufacturer or wholesalers license for cause, subject to appeal by the licensee.

Section 2. KRS 217.990 is amended to read as follows:

(1) Any person who violates any of the provisions of KRS 217.350 shall be fined not more than twenty-five dollars ($25.00).

(2) Any person who violates any of the provisions of subsection (2) of KRS 217.390 shall be fined not less than ten dollars ($10.00) nor more than one hundred dollars ($100), or imprisoned for not more than fifty (50) days, or both.

(3) Except as provided in subsections (1) and (2) of this section, any person who violates any of the provisions of KRS 217.280 to 217.390 or who refuses to comply with any lawful order or requirement duly made in writing as provided in KRS 217.380, shall, for the first offense, be fined not less than ten dollars ($10.00) nor more than one hundred dollars ($100), or imprisoned for not more than thirty (30) days, or both, and for any subsequent offense shall be fined not less than fifty dollars ($50.00) nor more than two hundred dollars ($200), or imprisoned for not more than ninety (90) days, or both. Each day after the expiration of the time limit for abating unsanitary conditions and completing improvements to abate such conditions, as ordered under KRS 217.380, shall be a separate offense.

(4) Any person who violates any of the provisions of KRS 217.400 shall be fined not less than ten dollars ($10.00) nor more than one hundred dollars ($100).

(5) Any person who violates any of the provisions of KRS 217.420 to 217.440 shall be fined not less than two hundred dollars ($200) nor more than one thousand dollars ($1,000), or imprisoned in the county jail for not more than one (1) year, or both.

(6) Any person who violates any of the provisions of KRS 217.450 shall be fined one hundred dollars ($100).

(7) Any person who violates any provision of KRS 217.801 shall be fined not less than fifty dollars ($50.00) nor more than five hundred dollars ($500) or imprisoned for not less than thirty (30) days nor more than six (6) months, or both.

(8) Any person who violates any of the provisions of KRS 217.808 to 217.812, or any rule or regulation adopted thereunder, or who operates a vending machine company or vending machine commissary without a permit as prescribed in KRS 217.808 to 217.812, or who fails to comply with any order of the cabinet or of any local health department issued pursuant thereto shall be fined not less than twenty-five dollars ($25.00) nor more than one hundred dollars ($100). Each day of violation or noncompliance shall constitute a separate offense.

(9) Wilful noncompliance with KRS 217.816 shall constitute a violation and shall subject the violator to a fine of not over fifty dollars ($50.00) for the first offense and not over two hundred dollars ($200) for a subsequent offense.

(10) Any person who wilfully fails to comply with the provisions of KRS 217.816 to 217.826***, or who fails to obtain a license as required by Section 1 of this Act, or who willfully submits inaccurate information in violation of the provisions of Section 1 of this Act,*** shall be guilty of a violation and shall be subject to a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500) for each violation.

(11) Any person who violates any of the provisions of KRS 217.177 shall be fined not less than twenty-five dollars ($25.00) nor more than five hundred dollars ($500) or be imprisoned in the county jail for not less than five (5) nor more than thirty (30) days, or both.

(12) Any manufacturer or distributor who dispenses, sells, or otherwise provides to any other person any legend drug in solid dosage form that fails to comply with the requirements of KRS 217.907 to 217.915 shall be fined not less than one hundred dollars ($100) nor more than five hundred dollars ($500) for each offense.

Section 3. The following KRS section is repealed:

315.036 Permit to be acquired by manufacturer or wholesaler — Fee — Records required — Report.

The Committee Amendment No. 1 to **SB 347** is as follows:

Amend printed GA copy of **SB 347** on page 3, line 17, by inserting after the word "***sold***" the words "***in the Commonwealth of Kentucky***";

And on page 3, line 22, by inserting after the word "***sold***" the words "***in the Commonwealth of Kentucky. The provisions of this subsection shall not include the distribution of prescription drug samples by manufacturers***".

The Committee Amendment No. 2 to **SB 347** is as follows:

Amend printed GA copy of **SB 347** on page 2, line 23, by deleting lines 23 through 26 in their entirety;

And on page 3, line 1, by deleting lines 1 through 8 in their entirety;

And on page 3, line 9, by renumbering "***(5)***" as "***(4)***";

And on page 3, line 15, by renumbering "***(6)***" as "***(5)***";

And on page 3, line 23, by renumbering "***(7)***" as "***(6)***".

The Committee Amendment No. 3 to **SB 347** is as follows:

Amend printed GA copy of **SB 347** on page 2, line 15, by inserting after the word "***manufacturers;***" the word "***and***";

And on page 2, between lines 15 and 16, by inserting the following new paragraph:

"***(d) At least one (1) member shall be a consumer who is not affiliated with the drug industry.***";

And on page 2, line 16, by deleting "***(d)***".

The Committee on Health and Welfare reported **SB 364** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Consent Calendar.

SB 364, AN ACT relating to revenue and taxation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 132.020 is amended to read as follows:

(1) An annual ad valorem tax for state purposes of thirty-one and one-half cents (31-1/2¢) upon each one hundred dollars ($100) of value of all real property directed to be assessed for taxation, and one and one-half cents (1-1/2¢) upon each one hundred dollars ($100) of value of all privately-owned leasehold interests in industrial buildings, as defined under KRS 103.200, owned and financed by a tax-exempt governmental unit, or tax-exempt statutory authority under the provisions of KRS Chapter 103 directed to be assessed for taxation, and one and one-half cents (1-1/2¢) upon each one hundred dollars ($100) of value of all tobacco directed to be assessed for taxation, and twenty-five cents (25¢) upon each one hundred dollars ($100) of value of all money in hand, shares of stock, notes, bonds, accounts and other credits, whether secured by mortgage, pledge or otherwise, or unsecured, except as otherwise provided in subsection (2) of this section, and one and one-half cents (1-1/2¢) upon each one hundred dollars ($100) of value of unmanufactured agricultural products, one-tenth of one cent ($.001) upon each one hundred dollars ($100) of value of all farm implements and farm machinery owned by or leased to a person actually engaged in farming and used in his farm operations, one-tenth of one cent ($.001) upon each one hundred dollars ($100) of value of all livestock and domestic fowl, one-tenth of one cent ($.001) upon each one hundred dollars ($100) of value of all tangible personal property located in a foreign trade zone as designated under 19 U.S.C. sec. 81, fifteen cents (15¢) upon machinery of individuals or corporations actually engaged in manufacturing, fifteen cents (15¢) upon commercial radio, television and telephonic equipment directly used or associated with electronic equipment which broadcasts electronic signals to an antenna, fifteen cents (15¢) upon property which has been certified as a pollution control facility as defined in KRS 224.850, one-tenth of one cent ($.001) upon property which has been certified as an alcohol production facility as defined in KRS 247.910, or as a fluidized bed energy production facility as defined in KRS 211.390, twenty-five cents (25¢) upon each one hundred dollars ($100) of value of motor vehicles qualifying for permanent registration as historic motor vehicles under the provisions of KRS 186.043, and forty-five cents (45¢) upon each one hundred dollars ($100) of value of all other property directed to be assessed for taxation shall be paid by the owner or person assessed except as provided in subsection (2) of this section and KRS 132.030, 132.050, 132.200, 136.270, 136.300, 136.320 and other sections providing a different tax rate for particular property.

(2) An annual ad valorem tax for state purposes of one and one-half cents (1-1/2¢) upon each one hundred dollars ($100) of value shall be paid upon the following classes of intangible personal properties, when such intangible personal properties have not acquired a taxable situs without this state:

(a) Accounts receivable, notes, bonds, credits, nondomestic bank deposits, and any other intangible property rights arising out of or created in the course of regular and continuing business transactions substantially performed outside this state;

(b) Patents, trademarks, copyrights and licensing or royalty agreements, relating thereto; and

(c) Shares of capital stock of any affiliated company as defined in subsection (3) of this section and notes, bonds, accounts receivable and all other intercompany intangible personal property due from such company.

(3) "Affiliated company" shall mean a parent corporation or subsidiary corporation, and any corporation principally engaged in business outside the United States in which the owner or the person assessed directly or indirectly owns or controls not less than ten percent (10%) of the outstanding voting stock.

(4) With respect to the intangible properties taxed pursuant to subsection (2) of this section, no other ad valorem tax shall be levied by the state or any county, city, school or other taxing district on such intangible properties, or directly or indirectly against the owner with respect thereto.

(5) Unmined coal and any interest therein, in whatever form held, including, but not limited to, leasehold and royalty interests shall be taxed at the rate of one-tenth of one cent ($.001) per one hundred dollars ($100) of assessed value.

(6) Thirty cents (30¢) of the thirty-one and one-half cents (31-1/2¢) state tax rate on real property and thirty cents (30¢) of the forty-five cents (45¢) state tax on tangible personalty subject to local taxation shall be considered as local school district tax levies for purposes of computing any direct payments of state or federal funds to said districts as replacement for ad valorem taxes lost on property acquired by a governmental agency. Should the equivalency ever be less than thirty cents (30¢), as certified by the department of education, the direct payments shall be reduced proportionately.

(7) The provisions of subsection (1) of this section notwithstanding, the state tax rate on real property shall be reduced to compensate for any increase in the aggregate assessed value of real property to the extent that such increase exceeds the preceding year's assessment by more than four percent (4%). In any year in which the aggregate assessed value of real property is less than the preceding year, the state rate shall be increased to the extent necessary to produce the approximate amount of revenue that was produced in the preceding year from real property.

(8) By July 1 each year, the Revenue Cabinet shall compute the state tax rate applicable to real property for the current year in accordance with the provisions of KRS 132.020(6) and certify the rate to the county clerks for their use in preparing the tax bills. In the event the assessments for all counties have not been certified by July 1, the cabinet shall, when real property assessments of at least seventy-five percent (75%) of the total number of counties of the Commonwealth have been certified, make an estimate of the real property assessments of the uncertified counties and compute the state tax rate.

(9) In the event that the tax rate set by the cabinet as provided in subsection (8) of this section produces more than a four percent (4%) increase in real property tax revenues, the rate shall be adjusted in the succeeding year so that the cumulative total of each year's property tax revenue increase shall not exceed four percent (4%) per year.

(10) An ad valorem tax for state purposes on distilled spirits shall be levied according to the following rate schedule:

Calendar Year	Rate per $100 of Assessed Value
1982	$.225
1983	$.1125
1984 and after	$.001

(11) Effective on or after January 1, 1986, an ad valorem tax for state purposes of one-tenth of one cent ($.001) upon each one hundred dollars ($100) of value shall be paid upon goods held for sale in the regular course of business and raw materials and in-process materials held for incorporation in finished goods held for sale in the regular course of business.

(12) An ad valorem tax for state purposes of one tenth of one-cent ($0.001) per one hundred dollars ($100) of assessed value shall be paid on all motor vehicles registered pursuant to the provisions of KRS 186.050(6).

(13) An ad valorem tax for state purposes of ten cents (10¢) per one hundred dollars ($100) of assessed value shall be paid on the operating property of railroads or railway companies that operate solely within the Commonwealth.

Section 2. KRS 136.180 is amended to read as follows:

The Revenue Cabinet shall, immediately after fixing the assessed value of the operating property and other property of a public service corporation for taxation, notify the corporation of the valuation, and the amount of assessment for state and local purposes. When the valuation has been finally determined, the cabinet shall immediately certify to the county clerk of each county in which any of the operating property or nonoperating tangible property assessment of the corporation is liable to local taxation, the amount thereof liable for county, city, or district tax. ***The Revenue Cabinet shall provide to all local taxing districts each year a multiplier for use in establishing the local tax rate for the operating property of railroads or railway companies that operate solely within the Commonwealth. The applicable local tax rates on the operating property shall be adjusted by the multiplier. The multiplier shall be calculated by dividing the statewide locally taxable business tangible personal property by the total statewide business tangible personal property.*** The certificate shall be filed by each county clerk in his office, and by him certified to the proper collecting officer of the county, city, or taxing district for collection. Any district which has such value certified by the cabinet shall pay annually to the cabinet a fee which represents an allocation of cabinet operating and overhead expenses incurred in generating said valuations. This fee shall be determined by the cabinet and shall apply to valuations for tax periods beginning on or after December 31, 1981.

Announcements

Floor Amendment No. 1 to **SB 134**, by Representative Farrow:

Amend printed GA copy of **SB 134** on page 1, line 21, after the word "before" by inserting the following:

"***any person authorized to administer an oath as set forth in KRS 62.020.***"; and

on page 1, line 21, by bracketing and striking through "the county judge/executive of his county".

Floor Amendment No. 2 to **SB 134**, by Representative Jensen:

Amend printed GA copy of **SB 134** on page 2, after line 17, by adding the following:

"Section 2. A NEW SECTION OF KRS CHAPTER 423 IS CREATED TO READ AS FOLLOWS:

Notwithstanding the provisions of KRS 423.010 which limit a notary public to terms of four (4) years, upon admission to the Kentucky Bar Association and as long as he remains a member in good standing of the Kentucky Bar Association, an attorney, once he becomes a notary public, shall hold his commission as a notary public."

Floor Amendment No. 1 to the House Committee Substitute to **SB 322**, by Representative Ackerson:

Amend printed copy of HCS to **SB 322** on page 1, below line 17, to add the following:

"Section 2. KRS 525.130 is amended to read as follows:

(1) A person is guilty of cruelty to animals in the second degree when except as authorized by law he intentionally or wantonly:

(a) Subjects any animal to or causes cruel or injurious mistreatment through abandonment, participates other than as provided in KRS 525.125 in causing it to fight for pleasure or profit, (including, but not limited to being a spectator or vendor at an event where a four-legged animal is caused to fight for pleasure or profit) mutilation, beating, torturing, tormenting, failing to provide adequate food, drink, space or health care, or by any other means; or

(b) Subjects any animal in his custody to cruel neglect; or

(c) Kills any animal.

(2) Nothing in this section shall apply to the killing of animals:

(a) Pursuant to a license to hunt, fish or trap;

(b) Incident to the processing as food or for other commercial purposes;

(c) For humane purposes;

(d) For any other purpose authorized by law.

(3) Cruelty to animals in the second degree is a Class A misdemeanor.

(4) ***Causing a fowl to fight for pleasure or profit is an offense under this section.***"

Floor Amendment No. 2 to the House Committee Substitute to **SB 322**, by Representative Yates:

Amend printed copy of HCS to **SB 322** on page 1, below line 17, to add the following:

"Section 2. KRS 189A.070 is amended to read as follows:

(1) Unless the person is under eighteen (18) years of age, in addition to the penalties specified in KRS 189A.010, a person convicted of violation of KRS 189A.010 shall have his license to operate a motor vehicle or motorcycle revoked as follows:

(a) For the first offense, six (6) months, unless the person enrolls in the driver improvement program specified by the Transportation Cabinet pursuant to KRS 186.560 or, at the option of the defendant, a licensed comprehensive care center education program, in which case the suspension shall be for thirty (30) days. If the person fails to successfully complete the driver improvement program or, at the option of the defendant, a licensed comprehensive care center education program, or alcohol or substance abuse education or treatment program specified in subsection (1) of KRS 189A.040, then the court shall order the license suspended for six (6) months;

(b) For the second offense, twelve (12) months;

(c) For a third or subsequent offense, twenty-four (24) months.

(2) A person under the age of eighteen (18) who is convicted of violation of KRS 189A.010 shall have his license revoked until he reaches the age of eighteen (18) or shall have his license revoked as provided in subsection (1) of this section, whichever penalty will result in the longer period of revocation.

(3) Licenses revoked pursuant to this chapter shall forthwith be surrendered to the court upon conviction. The court shall transmit the conviction records, and other appropriate information to the Transportation Cabinet. No court shall waive or stay this procedure.

(4) ***If*** [~~Should~~] a person convicted under this chapter whose license is revoked ***fails*** [~~fail~~] to surrender it to the court upon conviction the court shall issue an order directing the sheriff or any other peace officer to seize the license forthwith and deliver it to the court.

(5) The court may, if it finds reasonable cause to believe that suspension would seriously affect the person's ability to continue in his employment, grant the person occupational driving privileges during the period of suspension.

(6) If a person whose license has been suspended pursuant to this section or KRS Chapter 186 has not previously filed a petition alleging that the suspension would seriously affect the person's ability to continue his employment, the person may, at any time during the suspension, file a petition in the district court of appropriate jurisdiction alleging the fact. The court may, upon satisfactory proof that there is reasonable cause to believe that suspension would seriously affect the person's ability to continue in his employment, grant the person occupational driving privileges during the period for which the suspension would otherwise be imposed. The petitioner shall pay the costs of the proceeding and shall notify the Department of Vehicle Regulation. In this proceeding, the department shall be represented by the prosecuting attorney of the district court in which the petition is filed. The department shall provide to the prosecuting attorney evidence which shows that occupational driving privileges have been previously granted or other information pertinent to the petitioner's driving record.

(7) In granting occupational driving privileges, the court may impose any condition it considers reasonable and necessary to limit the use of a motor vehicle by the person. The court shall deliver to the person a permit card, setting forth the time, place and other conditions limiting the defendant's use of a motor vehicle. The grant of occupational driving privileges shall be conditioned upon the person's having the permit in his possession at all times during which he is operating a motor vehicle.

(8) It shall be a violation of KRS 186.620(2) for a person granted occupational driving privileges to operate a motor vehicle for other than occupational purposes, in violation of any condition imposed by court, or without having the permit in his possession.

(9) The court shall give information in writing to the Department of Vehicle Regulation of any action taken under this section."

Floor Amendment No. 3 to **SB 322**, by Representative Blevins:

Amend printed GA copy of **SB 322** on page 1, after line 17, By adding the following new sections:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 605 IS CREATED TO READ AS FOLLOWS:

(1) The following definitions shall apply to this section:

(a) "Cabinet program site" means a group home, residential treatment facility, day treatment facility, or any other place operated by the cabinet for care or treatment of juveniles.

(b) "Area of an approved community visit" means a place the cabinet permits a juvenile to attend, not on the grounds of a cabinet program site, including, but not limited to, medical or dental offices, hospitals, schools, places of employment or entertainment.

(2) The secretary or the secretary's designee may name employees of the cabinet to locate and return any juvenile committed to the cabinet who has left a cabinet program site without authorization from the person in charge of the program; or who has left the area of an approved community visit without authorization of the person in charge of the community visit.

(3) No employee of the cabinet shall be designated under subsection (2) of this section unless the employee has been trained in the appropriate policies and procedures established by the cabinet for the return of committed juveniles.

(4) The employees designated under subsection (2) of this section shall have the following authority:

(a) To pursue the juveniles on any public way or in any public place;

(b) To look for the juvenile in any public place;

(c) To go to the residence of the juvenile's parent, guardian, or legal custodian, but not to enter the premises unless specifically authorized by the juvenile's parent, guardian, or legal custodian;

(d) To take the juvenile into physical custody, using only restraint techniques approved by the cabinet;

(e) To return the juvenile to the program site to which assigned.

(5) In carrying out the function of locating and returning a juvenile under subsection (2) of this section, no designated employee of the cabinet shall:

(a) Go onto or enter private property without the express permission of the owner or legal occupier, except for the sole purpose of obtaining such permission;

(b) Carry or use a firearm, knife, or other weapon or dangerous instrumentality;

(c) Use any unnecessary force or restraint on the juvenile;

(d) Cause unnecessary annoyance or alarm or make unreasonable noise;

(e) Engage in any activity that creates a hazardous or physically offensive condition;

(f) Violate any law or ordinance.

Section 3. The following KRS section is repealed:

440.060 Capture and return of fugitive from house of reform."

Floor Amendment No. 1 to **SB 155**, by Representative Blevins:

Amend printed GA copy of **SB 155** on page 2, after line 15, by adding the following:

"Section 2. KRS 154.010 is amended to read as follows:

(1) "Authority" means the Kentucky development finance authority;

(2) "Cost of a project" means the cost of the acquisition, construction, reconstruction, conversion, or leasing of any industrial, commercial, health care, agricultural, or forestry enterprise, or any part thereof, to carry out the purposes and objectives of this chapter, including but not limited to acquisition of land or interest in land, buildings, structures, or other planned or existing planned improvements to land including leasehold improvements, machinery, equipment, or furnishings; working capital; and administrative costs including, but not limited to, engineering, architectural, legal, and accounting fees which are necessary for the project;

(3) "Municipality" means a county, city, village, township, development organization, an institution of higher education, a community or junior college, a subdivision or instrumentality of any of the foregoing or any entity created by two (2) or more municipalities pursuant to the Interlocal Corporation Act, KRS 65.210 to 65.300;

(4) "Person" means an individual, partnership, joint venture, profit or nonprofit corporation including a public or private college or university, or other association of persons organized for agricultural, commercial, health care, or industrial purposes; or a public utility or local industrial development corporation;

(5) "Private sector" means other source than the authority, a state or federal source, or an agency thereof;

(6) "Project" means an endeavor approved by the cabinet for economic development and related to industrial, manufacturing, mining, mining reclamation for economic development, commercial, health care, or agricultural enterprise. Project shall include, but is not limited to, agricultural or forestry production, harvesting, storage, or processing facilities or equipment; equipment or facilities designed to produce energy from renewable resources; research parks; office facilities; engineering facilities; research and development laboratories; warehousing facilities; parts distribution facilities; depots or storage facilities; port facilities; railroad facilities, including trackage, right of way, and appurtenances; airports; water and air pollution control equipment or waste disposal facilities; ***wastewater dumping facilities at marinas***; tourist facilities; theme or recreational parks; health care and health related facilities; farms, ranches, forests and other agricultural or forestry commodity producers; agricultural harvesting, storage, transportation, or processing facilities or equipment; grain elevators; shipping heads and livestock pens; livestock; wharves and dock facilities; water, electricity, hydro electric, coal, petroleum or natural gas provision facilities; dams and irrigation facilities; sewage, liquid, and solid waste collection, disposal treatment, and drainage services and facilities. Project shall not include that portion of an endeavor devoted to the sale of goods at retail or that portion of an endeavor devoted to housing which does not consist of the manufacture of housing;

(7) "Reclamation development fund" means the fund administered by the Kentucky development finance authority to foster economic development on surface mining land;

(8) "Reclamation development project" means only that reconditioning of land affected by surface mining, which will directly promote and benefit an economic undertaking which constitutes a project under subsection (6) of this section;

(9) "Reclamation development plan" means a plan submitted to the natural resources and environmental protection cabinet to show compliance with reclamation standards, and submitted to the Kentucky development finance authority to seek moneys from the reclamation development fund for a reclamation development project; and

(10) "State" means the Commonwealth of Kentucky.

Floor Amendment No. 2 to **SB 155**, by Representative Blevins:

Amend printed GA copy of **SB 155** on page 2, after line 15, by adding the following:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

On or after January 1, 1991, any boat with a marine sanitation device that is operated on a lake with accessibility to an approved wastewater dumping station shall hold its wastewater in a storage tank on board until the wastewater can be dumped at an approved wastewater dumping station."

Floor Amendment No. 3 to **SB 155**, by Representative Blevins:

Amend printed GA copy of **SB 155** on page 2, after line 15, by adding the following:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) The General Assembly recognizes that certain lakes of Kentucky possess outstanding water quality, scenic, fish and wildlife, and recreational values. The General Assembly feels a strong obligation to the people of Kentucky to preserve and enhance these values for this and future generations. Therefore, it is declared that the water quality of these lakes shall be maintained and protected. Upon the effective date of this Act, the water quality requirements and effluent limitations as specified in each existing Kentucky Pollution Discharge Elimination System (KPDES) permit shall be maintained indefinitely at their current levels. For all new KPDES discharges into these lakes, compliance with water quality requirements and effluent limitations shall be attained at the point of discharge and shall comply with the most stringent applicable numerical and narrative criteria for the protection of surface waters. The permit shall not consider lake water dilution, flow augmentation, mixing zones, or zones of initial dilution as a means of achieving the standards. Each lake's boundary shall include the entire lake as defined by its highest normal seasonal pool level. The lakes to be included are:

(a) Major lakes: Barkley, Barren River, Cave Run, Cumberland, Dale Hollow, Grayson, Green River, Herrington, Kentucky, Laurel River, Nolin, Paintsville, Reelfoot, Rough River, and Taylorsville.

(b) Minor lakes: Bullock Pen, Flat, Washburn, Honker, Boltz, Mauzy, Elmer Davis, Energy, Turner, Greenbriar, Sand Lick Creek, Grapevine, Corinth, Chenoa, Spurlington, Jericho, Spa, Carnico, Linville, Long Run, Mill Creek (Monroe County), Luzerne, Pennyrile, Peewee, Fishpond, Freeman, Doe Run, George, Blythe, Mill Creek (Powell County), Bert Combs, Smokey Valley, Pan Bowl, Greenbo, Tyner, Campton, Wood Creek, Providence City, Cannon Creek, Swan Lake, Metropolis Lake, and Murphy's Pond.

(2) The General Assembly further recognizes that certain other lakes of Kentucky have suffered some degree of use impairment as a result of human activity. The water quality of these lakes shall be maintained and protected. Where the lake is impaired, the cabinet shall develop a plan to restore and maintain the water quality through the appropriate program. Upon the effective date of this Act, the water quality requirements and effluent limitations as specified in each existing Kentucky Pollution Discharge Elimination System (KPDES) permit shall be maintained indefinitely at their current levels. For all new KPDES discharges into these lakes, compliance with water quality requirements and effluent limitations shall be attained at the point of discharge and shall comply with the most stringent applicable numerical and narrative criteria for the protection of surface waters. The permit shall not consider lake water dilution, flow augmentation, mixing zones, or zones of initial dilution as a means of achieving the standards. The lakes to be included are:

(a) Major lakes: Buckhorn, Carr Fork, Dewey, Fishtrap, and Martins Fork.

(b) Minor lakes: Reformatory, Wilgreen, Briggs, Marion County, Kingfisher, Kincaid, Willisburg, Shanty Hollow, Scenic, A.J. Jolly, Beaver, Hematite, Morris, Liberty, Malone, Moffit, General Butler, Shelby, Williamsburg, Campbellsville City, Salem, Caneyville, Beshear, Metcalfe County, Laurel Creek, Lewisburg, Standford Reservoir, Cranks Creek, and Guist Creek.

(3) The Kentucky River and the Ohio River shall be exempt from the provisions of this Act."

Floor Amendment No. 4 to **SB 155**, by Representative Blevins:

Amend printed GA copy of **SB 155** on page 2, after line 15, by adding the following:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 151 IS CREATED TO READ AS FOLLOWS:

(1) Any person whose activity proximately results in the contamination, diminution, or interruption of the water supply of an owner of interest in real property who obtains all or part of his supply of water for domestic, agricultural, industrial or other legitimate use from an underground source, shall restore or replace the water supply.

(2) Where the activity proximately resulting in the contamination, diminution or interruption of the water supply is an activity regulated under KRS Chapters 151, 224, 350 or 353, the agency with regulatory jurisdiction over the activity shall enforce the provisions of this Act."

Floor Amendment No. 5 to **SB 155**, by Representative Barrows:

Amend printed GA copy of **SB 155** on page 1, line 2, by inserting "*(1)*" before the word "No"; and

On page 2, after line 15, by inserting the following:

"*(2) (a) Before any permit for withdrawal, diversion, or transfer of water for sale to the public may be issued, the cabinet shall cause to be published in the newspaper with the largest circulation in the county in which the proposed activity is to be located, a public notice of the application. The notice shall describe the proposed activity, the waters affected, and the name and address of the applicant and of adjoining landowners.*

(b) The notice shall also announce a comment period of not less than thirty (30) days commencing on the date of publication of the notice, and an opportunity for a public meeting on request of an interested person shall be provided, and the address to which comments and requests for hearing may be directed. The cabinet shall provide each commenter with notice of the final decision and a response to written and oral comments received.

Section 2. KRS 151.170 is amended to read as follows:

(1) All permits issued under KRS 151.140 shall be specific in terms of quantity, time, place and rate of diversion, transfer or withdrawal of public water. Such permits represent a limited right of use and do not vest ownership nor an absolute right to withdraw or use the water.

(2) The cabinet shall issue a permit to the applicant if an investigation by the cabinet reveals that the quantity, time, place or rate of withdrawal of public water will not be detrimental to the public interests or rights of other public water users. No permit shall be denied to a responsible applicant who has established an amount of water for which he has a need for a useful purpose, provided the requested amount of water is available.

(3) A permit may be issued for an amount of water withdrawal less than that applied for, if found by the cabinet to be in the best interests of the public or other water users.

(4) Permits for the withdrawal, transfer, or diversion of public water may be amended at any time upon application to the cabinet by the withdrawer, or by the cabinet when the reports indicate that the withdrawer is using a substantially different amount than permitted. ***Any permit amended under this subsection which affects water withdrawn for sale to the public shall comply with the public notice requirements of Section 1 of this Act.***"

Floor Amendment No. 2 to **SB 183**, by Representative Yates:

Amend printed GA copy of **SB 183** on page 14, between lines 1 and 2 to add the following:

"***(5) The court may, if it finds reasonable cause to believe that suspension would, for persons who must drive a motor vehicle as a condition of their employment, seriously affect the person's ability to continue in his employment, grant the person occupational driving privileges during the period of suspension.***

(6) If a person whose license has been suspended pursuant to this section or KRS Chapter 186 has not previously filed a petition alleging that the suspension would seriously affect the person's ability to continue his employment, the person may, at any time during the suspension, file a petition in the district court of appropriate jurisdiction alleging the fact. The court may, upon satisfactory proof that there is reasonable cause to believe that suspension would seriously affect the person's ability to continue in his employment, grant the person occupational driving privileges which shall be limited to the operation of a motor vehicle during the course of his employment, but not including travelling to or from the place of employment or elsewhere during the period for which the suspension would otherwise be imposed. The petitioner shall pay the costs of the proceeding and shall notify the Department of Vehicle Regulation. In this proceeding, the department shall be represented by the prosecuting attorney of the district court in which the petition is filed. The department shall provide to the prosecuting attorney evidence which shows that occupational driving privileges have been previously granted or other information pertinent to the petitioner's driving record.

(7) In granting occupational driving privileges, the court may impose any condition it considers reasonable and necessary to limit the use of a motor vehicle by the person. The court shall deliver to the person a permit card, setting forth the time, place and other conditions limiting the defendant's use of a motor vehicle. The grant of occupational driving privileges shall be conditioned upon the person's having the permit in his possession at all times during which he is operating a motor vehicle.

(8) It shall be a violation of KRS 186.620(2) for a person granted occupational driving privileges to operate a motor vehicle for other than occupational purposes, in violation of any condition imposed by court, or without having the permit in his possession.

(9) The court shall give information in writing to the Department of Vehicle Regulation of any action taken under this section."

Floor Amendment No. 3 to **SB 183**, by Representative Jensen:

Amend printed GA copy of **SB 183** on page 29, between lines 21 and 22, to insert the following:

"SECTION 13. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) At the end of the period of license suspension or revocation imposed pursuant to this Act, the person whose license was suspended or revoked for a first offense violation of KRS 189A.010 may apply to the circuit clerk for reinstatement of the license. If all requirements of KRS Chapter 186 have been met and the license has not been suspended or revoked by the Transportation Cabinet for other reasons, the license shall be returned.

(2) Prior to the license being returned, the Transportation Cabinet shall require that an approved ignition interlock device be installed in any vehicle owned or operated by the person:

(a) As a condition of full reinstatement of the person's driving privileges after the ending date of the suspension resulting from the conviction, the Transportation Cabinet shall require a device under this paragraph for five (5) years following his conviction for violating KRS 189A.010. Violation of the condition imposed under this section is a Class B misdemeanor.

(b) If an ignition interlock system is required pursuant to this section, the person shall pay to the provider, the reasonable costs of leasing, installing, maintaining, and monitoring the device.

(c) The Transportation Cabinet shall suspend the driving privileges or right to apply for driving privileges of a person who fails to install or use an ignition interlock device when required by this section. The suspension shall continue until he agrees to the installation of the device.

(3) A person commits a Class B misdemeanor if the person knowingly furnishes a motor vehicle without an ignition interlock device to someone who is not authorized to drive such a vehicle if the person rents, leases, lends or otherwise furnishes a motor vehicle to someone the person knows is requested to install an ignition interlock device and the motor vehicle is not equipped with such a device that is in working order.

(4) A person commits the offense of unlawfully soliciting another to blow into an ignition interlock device or start a motor vehicle equipped with an ignition interlock device if the person has such a device as a requirement under this section, and the person requests or solicits another to blow into the device or start a motor vehicle so as to circumvent the device. The offense described in this subsection, unlawfully soliciting another to blow into an ignition interlock device or start a motor vehicle equipped with an interlock device, is a Class B misdemeanor.

(5) As used in this section, ''ignition interlock system'' or ignition interlock device'' means a constant monitoring device certified by the secretary of the Transportation Cabinet, which prevents a motor vehicle from being started at any time without first determining the equivalent blood alcohol level of the operator through the taking of deep lung breath sample for testing. The system shall be calibrated so that the motor vehicle may not be started if the blood alcohol level of the operator, as measured by the test, exceeds eight hundredths percent (.08%).

(6) The secretary of the Transportation Cabinet shall certify or cause to be certified ignition interlock systems for use in the Commonwealth and promulgate administrative regulations for the certification of said systems.

(a) The standards shall include but not be limited to the following:

1. The system shall not impede the safe operation of the vehicle.

2. The system shall have features that make circumventing difficult and that do not interfere with the normal use of the vehicle.

3. The system shall correlate well with established measures of alcohol impairment.

4. The system shall work accurately and reliably in an unsupervised environment.

5. The system shall resist tampering and give evidence if tampering is attempted.

6. The system is difficult to circumvent, and requires premeditation to do so.

7. The system requires a deep lung breath sample as a measure of blood alcohol concentration available.

8. The system shall operate reliably over the range of automobile environments.

9. The system is manufactured by a party who shall provide liability insurance.''; and to renumber the remaining sections.

Floor Amendment No. 4 to **SB 183**, by Representative Mullinix:

Amend printed GA copy of **SB 183** on page 38, below line 5, to add the following:

"Section 17. KRS 281.770 is amended to read as follows:

(1) The commissioner, bureau of state police, is hereby authorized to issue commissions to employes of the bureau as law enforcement officers, and such employes when so commissioned shall have all the powers of peace officers in respect to the enforcement of this chapter and all the statutes and regulations relating to motor vehicles operated as private or for-hire carriers.

(2) Peace officers commissioned as provided herein may be assigned additional duties in enforcing other provisions of law for specified limits of time during an emergency or time of special needs as determined by the commissioner in his discretion.

(3) Peace officers commissioned as provided herein who have been certified by the Department of

Transportation as having successfully completed a driving under the influence detection and enforcement training program shall, in addition to their other duties, enforce the provisions of KRS Chapter 189A, KRS 189.520, and 186.565 with respect to all vehicles and the operators thereof."

Floor Amendment No. 5 to **SB 183**, by Representative Mullinix:

Amend printed GA copy of **SB 183** on page 18, line 21, to delete the colon ":"; and

On page 18, lines 22 through 25, to delete the same; and

On page 18, line 26, to delete "***(b) That***"; and

On page 19, lines 21 and 22, to delete "***has an alcohol concentration of 0.10 percent (1/10%) or greater or***"; and

On page 20, line 21, following "*(2)*" to insert "***Upon conviction of the defendant,***"; and

On page 22, line 14, following "*(2)*" to insert "***Upon conviction of the defendant,***".

Floor Amendment No. 6 to **SB 183**, by Representative Blevins:

Amend printed GA copy of **SB 183** on page 13, line 2, following "days." to insert the following:

"***The period of suspension specified herein shall be reduced to thirty (30) days if, in addition to entrance into the alcohol or substance abuse education program, the defendant agrees to equip his vehicle with the ignition interlock device specified in Section 13, for the remaining period of suspension in this section plus the period of suspension shown in Section 13.***"

On page 29, between lines 21 and 22, to insert the following:

"SECTION 13. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) At the end of the period of license suspension or revocation imposed pursuant to this Act, the person whose license was suspended or revoked may apply to the circuit clerk for reinstatement of the license. If all requirements of KRS Chapter 186 have been met and the license has not been suspended or revoked by the Transportation Cabinet for other reasons, the license shall be returned.

(2) Prior to the license being returned, the Transportation Cabinet shall require that an approved ignition interlock device be installed in any vehicle owned or operated by the person:

(a) As a condition of full reinstatement of the person's driving privileges after the ending date of the suspension resulting from the conviction, the Transportation Cabinet shall require a device under this paragraph for at least the first six (6) months after the ending date of the suspension caused by the conviction. Violation of the condition imposed under this section is a Class B misdemeanor.

(b) If an ignition interlock system is required pursuant to this section, the person shall pay to the provider, the reasonable costs of leasing, installing, maintaining, and monitoring the device.

(c) The Transportation Cabinet shall suspend the driving privileges or right to apply for driving privileges of a person who fails to install or use an ignition interlock device when required by this section. The suspension shall continue until six (6) months after the ending date of the suspension resulting from the conviction.

(3) A person commits a Class B misdemeanor if the person knowingly furnishes a motor vehicle without an ignition interlock device to someone who is not authorized to drive such a vehicle if the person rents, leases, lends or otherwise furnishes a motor vehicle to someone the person knows is requested to install an ignition interlock device and the motor vehicle is not equipped with such a device that is in working order.

(4) A person commits the offense of unlawfully soliciting another to blow into an ignition interlock device or start a motor vehicle equipped with an ignition interlock device if the person has such a device as a requirement under this section, and the person requests or solicits another to blow into the device or start a motor vehicle so as to circumvent the device. The offense described in this subsection, unlawfully soliciting another to blow into an ignition interlock device or start a motor vehicle equipped with an interlock device, is a Class B misdemeanor.

(5) As used in this section, "ignition interlock system" or ignition interlock device" means a constant monitoring device certified by the secretary of the Transportation Cabinet, which prevents a motor vehicle from being started at any time without first determining the equivalent blood alcohol level of te operator through the taking of deep lung breath sample for testing. The system shall be calibrated so that the motor

vehicle may not be started if the blood alcohol level of the operator, as measured by the test, exceeds the level established by the Transportation Cabinet.

(6) The secretary of the Transportation Cabinet shall certify or cause to be certified ignition interlock systems for use in the Commonwealth and promulgate administrative regulations for the certification of said systems.

(a) The standards shall include but not be limited to the following:

1. The system shall not impede the safe operation of the vehicle.

2. The system shall have features that make circumventing difficult and that do not interfere with the normal use of the vehicle.

3. The system shall correlate well with established measures of alcohol impairment.

4. The system shall work accurately and reliably in an unsupervised environment.

5. The system shall resist tampering and give evidence if tampering is attempted.

6. The system is difficult to circumvent, and requires premeditation to do so.

7. The system requires a deep lung breath sample as a measure of blood alcohol concentration available.

8. The system shall operate reliably over the range of automobile environments.

9. The system is manufactured by a party who shall provide liability insurance.''; and to renumber the remaining sections.

Floor Amendment No. 2 to the Committee Substitute to **HB 889**, by Representative Reinhardt:

Amend printed Copy of HCS to **HB 889** on page 2, lines 3 through 6, to delete all brackets and strikethroughs.

Floor Title Amendment to **SB 42**, by Representative Lear:

Amend printed GA copy of **SB 42** by amending the title to read as follows:

"AN ACT relating to drugs."

Floor Amendment No. 1 to **SB 42**, by Representative Lear:

Amend printed GA copy of **SB 42** on page 36, after line 18,

By inserting the following new sections:

"SECTION 12. A NEW SECTION OF KRS CHAPTER 217 IS CREATED TO READ AS FOLLOWS:

(1) Any manufacturer or wholesaler of drugs shall be required to register with and obtain a license from the Cabinet for Human Resources. The Cabinet for Human Resources may adopt administrative regulations and set reasonable fees relating to the issuance and renewal of licenses. All licenses shall expire on June 30, following the date of issue, unless renewed. All fees shall be deposited in a revolving fund, which is hereby created, to be used by the cabinet in carrying out the provisions of this chapter.

(2) The Cabinet for Human Resources may adopt administrative regulations which permit out-of-state wholesale drug distributors to obtain any license required by this Act on the basis of reciprocity to the extent that an out-of-state wholesale drug distributor possesses a valid license granted by another state pursuant to legal standards comparable to those which shall be met by a wholesale drug distributor of this state, and such other state would extend reciprocal treatment under its laws to a wholesale drug distributor of this state.

(3) The Cabinet for Human Resources shall appoint a Wholesale Drug Distributor Advisory Committee composed of five (5) members, to be selected as follows:

(a) At least one (1) member shall be a pharmacy distributor, but who shall not be an employee of the Cabinet for Human Resources; except that if no pharmacy distributor is available, a representative of wholesale drug distributors may be substituted in addition to those representatives required in paragraph (b);

(b) At least two (2) members shall be representatives of wholesale drug distributors who are not drug manufacturers;

(c) At least one (1) member shall be a representative of drug manufacturers;

(d) In making appointments to the Wholesale Drug Distributor Advisory Committee, the Cabinet for Human Resources shall consider recommendations received from each of the wholesale drug distributors, pharmacy distributors and drug manufacturers, and shall promulgate administrative regulations which provide for solicitation of recommendations.

(4) The Wholesale Drug Distributor Advisory Committee shall review and make recommendations to the Cabinet for Human Resources on the merit of all administrative regulations relating to wholesale drug distributors, pharmacy distributors and drug manufacturers which are promulgated by the cabinet. No administrative regulation affecting wholesale drug distributors, pharmacy distributors or drug manufacturers shall be promulgated by the Cabinet for Human Resources without first being submitted to the advisory committee, in a reasonable period of time prior to promulgation, for review and comment by the committee.

(5) All administrative regulations promulgated by the Cabinet for Human Resources relating to wholesale drugs shall conform to wholesale drug distributor licensing guidelines formally adopted by the U. S. Food and Drug Administration. Federal regulations shall prevail in the event of a conflict.

(6) Manufacturers and wholesalers shall be required to maintain accurate records of all drugs manufactured, received or sold in the Commonwealth of Kentucky. These records shall be made available to authorized agents of the Cabinet for Human Resources for inspection at reasonable times. The cabinet may require by regulation that manufacturers and wholesalers periodically report to the cabinet all drugs manufactured, received and sold in the Commonwealth of Kentucky. The provisions of this subsection shall not include the distribution of prescription samples by manufacturers.

(7) The Cabinet for Human Resources may suspend or revoke a drug manufacturer or wholesaler license for cause, subject to appeal by the licensee.

Section 13. KRS 217.990 is amended to read as follows:

(1) Any person who violates any of the provisions of KRS 217.350 shall be fined not more than twenty-five dollars ($25.00).

(2) Any person who violates any of the provisions of subsection (2) of KRS 217.390 shall be fined not less than ten dollars ($10.00) nor more than one hundred dollars ($100), or imprisoned for not more than fifty (50) days, or both.

(3) Except as provided in subsections (1) and (2) of this section, any person who violates any of the provisions of KRS 217.280 to 217.390 or who refuses to comply with any lawful order or requirement duly made in writing as provided in KRS 217.380, shall, for the first offense, be fined not less than ten dollars ($10.00) nor more than one hundred dollars ($100), or imprisoned for not more than thirty (30) days, or both, and for any subsequent offense shall be fined not less than fifty dollars ($50.00) nor more than two hundred dollars ($200), or imprisoned for not more than ninety (90) days, or both. Each day after the expiration of the time limit for abating unsanitary conditions and completing improvements to abate such conditions, as ordered under KRS 217.380, shall be a separate offense.

(4) Any person who violates any of the provisions of KRS 217.400 shall be fined not less than ten dollars ($10.00) nor more than one hundred dollars ($100).

(5) Any person who violates any of the provisions of KRS 217.420 to 217.440 shall be fined not less than two hundred dollars ($200) nor more than one thousand dollars ($1,000), or imprisoned in the county jail for not more than one (1) year, or both.

(6) Any person who violates any of the provisions of KRS 217.450 shall be fined one hundred dollars ($100).

(7) Any person who violates any provision of KRS 217.801 shall be fined not less than fifty dollars ($50.00) nor more than five hundred dollars ($500) or imprisoned for not less than thirty (30) days nor more than six (6) months, or both.

(8) Any person who violates any of the provisions of KRS 217.808 to 217.812, or any rule or regulation adopted thereunder, or who operates a vending machine company or vending machine commissary without a permit as prescribed in KRS 217.808 to 217.812, or who fails to comply with any order of the cabinet or of any local health department issued pursuant thereto shall be fined not less than twenty-five dollars ($25.00) nor more than one hundred dollars ($100). Each day of violation or noncompliance shall constitute a separate offense.

(9) Wilful noncompliance with KRS 217.816 shall constitute a violation and shall subject the violator

to a fine of not over fifty dollars ($50.00) for the first offense and not over two hundred dollars ($200) for a subsequent offense.

(10) Any person who wilfully fails to comply with the provisions of KRS 217.816 to 217.826***, or who fails to obtain a license as required by Section 12 of this Act, or who willfully submits inaccurate information in violation of the provisions of Section 12 of this Act,*** shall be guilty of a violation and shall be subject to a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500) for each violation.

(11) Any person who violates any of the provisions of KRS 217.177 shall be fined not less than twenty-five dollars ($25.00) nor more than five hundred dollars ($500) or be imprisoned in the county jail for not less than five (5) nor more than thirty (30) days, or both.

(12) Any manufacturer or distributor who dispenses, sells, or otherwise provides to any other person any legend drug in solid dosage form that fails to comply with the requirements of KRS 217.907 to 217.915 shall be fined not less than one hundred dollars ($100) nor more than five hundred dollars ($500) for each offense.

Section 14. The following KRS section is repealed:

315.036 Permit to be acquired by manufacturer or wholesaler — Fee — Records required — Report."

Floor Amendment No. 1 to **SB 242**, by Representative Ark:

Amend printed GA copy of **SB 242** on page 4, line 23, after the period, by inserting: "***The exemption created by this subsection shall not apply to any non-bank company having its principal place of business outside the Commonwealth of Kentucky.***"

Floor Amendment No. 1 to the Committee Substitute to **HB 799**, by Representative Donnermeyer:

Amend printed copy of HCS to **HB 799** on page 51, line 14, delete "30,129,700" and insert "31,144,200";

on page 51, line 17, delete "58,235,700" and insert "59,250,200";

on page 51, line 19, delete "$4,270,200" and insert "$5,284,700";

on page 53, line 18, delete "733,285,500" and insert "734,300,000";

on page 53, line 21, delete "1,576,693,300" and insert "1,577,707,800";

on page 108, after line 19 insert;

o. Library Expansion

Bond Fund "9,100,000*"

on page 177, line 5, delete "$50,000,000" and insert "$49,985,500"; and adjust summary totals accordingly.

Floor Amendment No. 2 to the Committee Substitute to **HB 799**, by Representative Moberly:

Amend printed copy of HCS to **HB 799** on page 41, after line 20 and before line 21, add the words

"7. Teacher Planning Fund 3,200,000 3,200,000";

On page 41, line 21, delete "183,900,000" and insert "187,100,000" and delete "272,080,000" and insert "275,280,000";

On page 73, line 25, delete "3,681,100" and insert "481,100" and delete "3,759, 400" and insert "559,400";

On page 74, line 22, delete "33,171,100" and insert "29,971,100" and delete "35,784,700" and insert "32,584,700" and adjust summary totals accordingly.

Floor Amendment No. 3 to the Committee Substitute to **HB 799**, by Representative Donnermeyer:

Amend printed copy of HCS to **HB 799** on page 27, line 14 by deleting "58,627,700" and inserting in lieu thereof, "61,032,700"

page 27, line 17 by deleting "58,717,700" and inserting in lieu thereof, "61,122,700"

page 28, line 10 by deleting "$10,693,300" and inserting in lieu thereof, "$13,098,300"

page 28, line 12 by deleting "$91 million" and inserting in lieu thereof, "$110 million" page 93, line 12 by deleting "20,700,000" and inserting in lieu thereof, "39,700,000"

page 93, line 20, by inserting after "$5,000,000" the words, "Northern Kentucky University Convocation Center, $19 million"; and

Adjust summary totals accordingly.

Floor Amendment No. 4 to the Committee Substitute to **HB 799**, by Representative Jensen:

Amend printed copy of HCS to **HB 799** on page 178, after line 23 and before line 24, add the following:

21. "There is created a Task Force on Fairness and Equity. The task force shall study the fairness and equity of the Kentucky tax structure during the 1990-92 interim and shall report its findings and recommendations to the Legislative Research Commission by October 31, 1991. The task force shall be composed of fourteen (14) members appointed by the Legislative Research Commission and shall include seven (7) members of the Senate and seven (7) members of the House of Representatives with five (5) of each of the seven (7) to represent the majority party and two (2) of the seven (7) to represent the minority party and, further, that each Congressional District shall be represented on the task force. Staff services to be utilized in completing this study and the cost thereof shall be provided from the regular Commission budget and are subject to the limitations and other research responsibilities of the Commission."

Floor Amendment No. 5 to the Committee Substitute to **HB 799**, by Representative A. Jones:

Amend printed copy of HCS to **HB 799** on page 64, line 7, by deleting "70,212,800" and inserting "73,218,700"

on page 64, line 7, by deleting "72,322,400" and inserting "75,620,200"

on page 64, line 10, by deleting "79,700,000" and inserting "82,705,900"

on page 64, line 10, by deleting, "82,033,400" and inserting "85,331,200"

on page 66, line 14, by deleting "72,830,300" and inserting "75,836,200"

on page 66, line 14, by deleting "75,053,300" and inserting "78,351,100"

on page 66, line 17, by deleting "107,321,800" and inserting "110,327,700"

on page 66, line 17, by deleting "111,062,100" and inserting "114,359,900" and adjust the summary totals accordingly.

Floor Amendment No. 6 to the Committee Substitute to **HB 799**, by Representative Arnold:

Amend printed copy of HCS to **HB 799** on page 9, line 11, delete "7,141,100" and insert "7,231,100";

line 11, delete "7,249,200" and insert "7,339,200";

line 14, delete "9,858,500" and insert "9,948,500";

line 14, delete "10,038,900" and insert "10,128,900";

after line 14 and before line 15, insert "Included in the above General Fund appropriation is $90,000 each fiscal year to increase matching grants from the county fair building fund from $2,000 to $3,000."

On page 9, line 23, delete "11,313,300" and insert "11,403,300";

line 23, delete "11,512,100" and insert "11,602,100";

line 26, delete "14,101,900" and insert "14,191,90";

line 26, delete "14,374,600" and insert "14,464,600".

And adjust summary totals accordingly.

Floor Amendment No. 7 to the Committee Substitute to **HB 799**, by Representative Blevins:

Amend printed copy of HCS to **HB 799** on page 25, line 19, delete "83,866,000" and insert "86,966,000";

line 19, delete "92,430,700" and insert "95,730,700";

line 22, delete "94,898,000" and insert "97,998,000";

line 22, delete "103,786,100" and insert "107,086,100";

On page 25, after line 22 and before line 23, insert the following:

"Included in the above General Fund appropriation is $3,100,000 in fiscal year 1990-91 and $3,300,000 in fiscal year 1991-92 to provide hazardous duty retirement coverage for all employees of the Corrections Cabinet who have daily face-to-face contact with sentenced state felons within an adult institution."

On page 27, line 7, delete "162,220,000" and insert "165,320,000";

line 7, delete "177,485,200" and insert "180,785,200";

line 10, delete "173,692,200" and insert "176,792,200"; and

line 10, delete "189,293,000" and insert "192,593,000"; and adjust the summary totals accordingly.

Floor Title Amendment to **SB 356**, by Representative B. Richardson:

Amend printed GA copy of **SB 356** by amending the title to read as follows: "AN ACT relating to property."

Floor Amendment No. 1 to **SB 356**, by Representative B. Richardson:

Amend printed GA copy of **SB 356** on page 13, after line 20, by adding the following language:

"Section 12. KRS 393.010 is amended to read as follows:

(1) As used in this chapter, unless the context requires otherwise:

(a) "Banking organization" means any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, or a private banker engaged in business in this state;

(b) "Business association" means any corporation, joint stock company, business trust, partnership, or any association for business purposes of two (2) or more individuals;

(c) "Financial organization" means any savings and loan association, building and loan association, credit union, cooperative bank or investment company, engaged in business in this state;

(d) "[~~Life~~] Insurance corporation" means any corporation or association transacting within this state the business of insurance on the lives***, health or annuities*** of persons or insurance ***on property, liability or surety*** [~~appertaining thereto, including, but not by way of limitation, endowments and annuities~~];

(e) "Claim" means to demand payment or surrender of property from the person whose duty it is to pay the claimant, or surrender to him the property involved;

(f) "***Secretary*** [~~Commissioner~~]" means the ***secretary*** [~~commissioner~~] of revenue;

(g) "***Cabinet*** [~~Department~~]" means the [~~Department of~~] Revenue ***Cabinet***;

(h) "Person" means any individual, ***state, federal or other government or political subdivision,*** state or national bank, partnership, joint stock company, business, trust, association, corporation, or other form of business enterprise, including a receiver, trustee or liquidating agent***;***

(i) "Finder" means any individual who, for a fee, acts as agent on behalf of a claimant of property reported as abandoned.

(2) [~~This chapter does not apply to bonds of counties, cities, school districts or other tax levying subdivisions of this state or to any money, funds or other intangible property at any time held or owing for any minerals or other raw materials capable of being used for fuel in the course of manufacturing, processing, production, or mining.~~] The provisions of this paragraph shall be effective retroactively to all such moneys, funds or other intangible property held or owing by any person on June 1, 1960, or thereafter.

Section 13. KRS 393.020 is amended to read as follows:

If any ***personal*** property having a situs in this state has been devised or bequeathed to any person and is not claimed by that person or by his heirs, distributees or devisees within ***five (5)*** [~~eight (8)~~] years after the death of the testator, or if the owner of any property having a situs in this state dies without heirs or distributees entitled to it and without disposing of it by will, it shall vest in the state, subject to all legal and equitable demands. Also, any ***personal*** property abandoned by the owner, except a perfect title to a corporeal hereditament, shall vest in the state, subject to all legal and equitable demands. Any property that vests in the state under this section shall be liquidated, and the proceeds, less costs, fees and expenses incidental to all legal proceedings of the liquidation shall be paid to the ***cabinet*** [~~department~~].

Section 14. KRS 393.030 is amended to read as follows:

(1) The personal representative of a person, any part of whose property is not distributed by will, and who died without heirs or distributees entitled to it shall settle their accounts within one (1) year after qualifying, and pay to the ***cabinet*** [~~department~~] the proceeds of all personal property, first deducting the proper legal liabilities of the estate.

(2) If the whole personal property cannot be settled and the accounts closed within one (1) year, the settlement as far as practicable, shall then be made and the proceeds paid to the ***cabinet*** [~~department~~], and the residue shall be settled and paid as soon thereafter as can be properly done.

(3) The personal representative shall take possession of the real property of the decedent not disposed of by his will, and rent it out from year to year until it is otherwise legally disposed of, and pay the net proceeds to the ***cabinet*** [~~department~~].

(4) The personal representative shall also make out and transmit to the ***cabinet*** [~~department~~] a description of the quantity, quality, and estimated value of the real property and its probable annual profits.

Section 15. KRS 393.040 is amended to read as follows:

If any devisee or legatee, or his heir, devisee or distributee, has failed for ***five (5)*** [~~eight (8)~~] years to claim his legacy or devise, the personal representative of the testator, or other person possessing it shall, after deducting the legal liabilities thereon, pay and deliver it, and the net profits from it to the ***cabinet*** [~~department~~].

Section 16. KRS 393.050 is amended to read as follows:

When a person owning any property having a situs in this state is not known to be living for ***five (5)*** [~~seven (7)~~] successive years, and neither he nor his heirs, devisees or distributees can be located or proved to have been living for ***five (5)*** [~~seven (7)~~] successive years, he shall be presumed to have died without heirs, devisees or distributees, and his property shall be liquidated and the proceeds, less costs incident to the liquidation and any legal proceedings, and the liabilities which have been properly claimed and approved against it, shall be paid to the ***cabinet*** [~~department~~].

Section 17. KRS 393.060 is amended to read as follows:

The following property held or owing by a banking or financial organization is presumed abandoned:

(1) Any deposit***,*** [~~(~~]legal, beneficial, equitable or otherwise***,***[~~)~~] payable on demand in any bank or trust company in this state, together with the interest thereon, unless the owner has within ***five (5)*** [~~ten (10)~~] years:

(a) Negotiated in writing with the bank or trust company concerning it;

(b) Been credited with interest on the passbook or certificate of deposit on his request;

(c) Had a transfer, disposition of interest or other transaction noted of record in the books or records of the bank or trust company; or

(d) Increased or decreased the amount of the deposit;

(2) Any sum payable on checks certified in this state or on written instruments issued in this state on which a banking or financial organization or business association is directly liable, including, by way of illustration but not of limitation, certificates of deposit, drafts, money orders and traveler's checks, ***which have*** [~~that with the exception of traveler's checks has~~] been outstanding for more than ***five (5)*** [~~ten (10)~~] years from the date it was payable, or from the date of its issuance if payable on demand, [~~or, in the case of traveler's checks that has been outstanding for more than fifteen (15) years from the date of its issuance~~] unless the owner has within ***five (5)*** [~~ten (10)~~] years [~~or within fifteen (15) years in the case of traveler's checks~~] corresponded in writing with the banking or financial organization concerning it, or otherwise indicated an interest as evidenced by a memorandum on file with the banking or financial organization;

(3) Any funds or other personal property, tangible or intangible, removed from a safe deposit box or any other safekeeping repository or agency or collateral deposit box in this state on which the lease or rental period has expired due to nonpayment of rental charges or other reason, or any surplus amounts arising from the sale thereof pursuant to law, that have been unclaimed by the owner for more than ***five (5)*** [~~ten (10)~~] years from the date on which the lease or rental period expired.

Section 18. KRS 393.062 is amended to read as follows:

(1) "Unclaimed funds," as used in this section, means all moneys held and owing by any [~~life~~] insurance

corporation unclaimed and unpaid for more than ***five (5)*** [~~seven (7)~~] years after the moneys became due and payable as established from the records of the corporation under any contract which has matured or terminated. ***An*** [~~A life~~] insurance policy not matured by actual proof of the death of the insured ***or any other insurance policy shall be*** [~~is~~] deemed to be matured and the proceeds thereof ***shall be*** [~~are~~] deemed to be due and payable if such policy was in force when the insured attained the limiting age under the mortality table on which the reserve is based, unless the person appearing entitled thereto has within the preceding ***five (5)*** [~~seven (7)~~] years, (a) assigned, readjusted, or paid premiums on the policy, or subjected the policy to loan, or (b) corresponded in writing with the life insurance corporation concerning the policy. Moneys otherwise payable according to the records of the corporation ***shall be*** [~~are~~] deemed due and payable although the policy or contract has not been surrendered as required.

(2) Unclaimed funds, as defined in this section, held and owing by ***an*** [~~a life~~] insurance corporation shall be presumed abandoned if the last known address, according to the records of the corporation, of the person entitled to the funds is within this state. If a person other than the insured or annuitant is entitled to the funds and no address of such person is known to the corporation or if it is not definite and certain from the records of the corporation what person is entitled to the funds, it ***shall be*** [~~is~~] presumed that the last known address of the person entitled to the funds is the same as the last known address of the insured or annuitant according to the records of corporation.

Section 19. KRS 393.064 is amended to read as follows:

Except as provided for in KRS 272.291, any stock or other certificate of ownership ***including underlying shares***, or any dividend, profit, distribution, interest, payment or principal, or other sum held or owing by a business association for or to a shareholder, certificate holder, member, bondholder, or other security holder, or a participating patron of a cooperative, who has not claimed it, or corresponded in writing with the business association concerning it, within ***five (5)*** [~~seven (7)~~] years after the date prescribed for payment or delivery, ***shall be*** [~~is~~] presumed abandoned if:

(1) It is held or owing by a business association organized under the laws of or created in this state; or

(2) It is held or owing by a business association doing business in this state, but not organized under the laws of or created in this state, and the records of the business association indicate that the last known address of the person entitled thereto is in this state.

Section 20. KRS 393.066 is amended to read as follows:

All intangible personal property and any income or increment thereon, held in a fiduciary capacity for the benefit of another person ***shall be*** [~~is~~] presumed abandoned unless the owner has, within ***five (5)*** [~~seven (7)~~] years after it becomes payable or distributable, increased or decreased the principal, accepted payment of principal or income, corresponded in writing concerning the property, or otherwise indicated an interest as evidenced by a memorandum on file with the fiduciary:

(1) If the property is held by a banking organization or a financial organization, or by a business association organized under the laws of or created in this state; or

(2) If it is held by a business association doing business in this state, or any agent or fiduciary acting for or under contract with a business association doing business in this state, but not organized under the laws of or created in this state, and the records of the business association indicate that the last known address of the person entitled thereto is in this state; or

(3) If it is held in this state by any other person.

Section 21. KRS 393.068 is amended to read as follows:

(1) All tangible personal property or intangible personal property, including choses in action in amounts certain, and all debts owed or entrusted funds or other property held by the federal government or any federal agency, or any officer, or appointee thereof, shall be presumed abandoned in this state if the last known address of the owner of the property is in this state and the property has remained unclaimed for five years.

(2) The federal government or any federal agency thereof which pays or delivers abandoned property to the ***cabinet*** [~~department~~] under this section ***shall be*** [~~is~~] relieved of all liability to the extent of the value of the property so paid or delivered for any claim which then exists or which thereafter may arise or be made in respect to the property.

(3) The federal government or any federal agency thereof may deduct from the amounts to be paid or delivered to the ***cabinet*** [~~department~~] the proportionate share of the actual and necessary costs of examining records and reporting such information.

Section 22. KRS 393.070 is amended to read as follows:

Any deposit, [~~(~~]legal, beneficial, equitable or otherwise,[~~)~~] other than those payable on demand in any bank or trust company in this state, together with the interest thereon shall be presumed abandoned unless the owner has, within ***five (5)*** [~~twenty-five (25)~~] successive years next preceding the date as of which reports are required by KRS 393.110:

(1) Negotiated in writing with the bank or trust company concerning it;

(2) Been credited with interest on the passbook or certificate of deposit on his request;

(3) Had a transfer, disposition of interest or other transaction noted of record in the books or records of the bank or trust company; or

(4) Increased or decreased the amount of the deposit.

Section 23. KRS 393.080 is amended to read as follows:

The following funds held or owing ***shall be*** [~~are~~] presumed abandoned:

(1) Any deposit of money, stocks, bonds or other credits made to secure payment for services rendered or to be rendered, or to guarantee the performance of services or duties, or to protect against damage or harm, and the increments thereof, unless claimed by the person entitled thereto within ***five (5)*** [~~seven (7)~~] years after the occurrence of the event that would obligate the holder or depository to return it or its equivalent.

(2) Any sum***, except as provided for in KRS 272.291,*** which a public utility has been ordered to refund and which was received for utility services rendered in this state, together with any interest thereon, less any lawful deductions, that has remained unclaimed by the person appearing on the records of the utility entitled thereto for more than ***five (5)*** [~~seven (7)~~] years after the date it became payable in accordance with the final determination or order providing for the refund.

SECTION 24. A NEW SECTION OF KRS 393.080 TO 393.090 IS CREATED TO READ AS FOLLOWS:

(1) All intangible property, including but not limited to any interest, dividend, or other earnings thereon, less any lawful charges, held by a business association, federal, state or local government or governmental subdivision, agency or entity, or any other person or entity, regardless of where the holder may be found, if the owner has not claimed or corresponded in writing concerning the property within five (5) years after the date prescribed for payment or delivery, shall be presumed abandoned and subject to the custody of this state as unclaimed property if:

(a) The last known address of the owner is unknown; and

(b) The person or entity originating or issuing the intangible property in this state or any political subdivision of this state, or is incorporated, organized or created in this state.

(2) The provisions of subsection (1) of this section shall not apply to property which is or may be presumed abandoned and subject to the custody of this state pursuant to any other provision of law containing a dormancy period different than that prescribed in subsection (1) of this section.

(3) The provisions of subsection (1) of this section shall apply to all property held at the time of enactment, or at any time thereafter, regardless of when such property became or becomes presumptively abandoned.

Section 25. KRS 393.090 is amended to read as follows:

Except as otherwise provided in KRS 393.010, all intangible property, not otherwise covered by this chapter, including any income or increment thereon and deducting any lawful charges, that is held or owing in this state by any person and has remained unclaimed by the owner for more than ***five (5)*** [~~seven (7)~~] years after it became payable or distributable ***shall be*** [~~is~~] presumed abandoned.

Section 26. KRS 393.110 is amended to read as follows:

(1) Every person holding funds or other property, tangible or intangible, presumed abandoned under this chapter shall report to the cabinet with respect to the property annually as of July 1. The report shall be filed in the office of the cabinet on or before ***July*** [~~September~~] 1 of each year [~~for the preceding July 1~~]. The report shall include:

(a) [~~Except with respect to travelers' checks and money orders,~~] The name, if known, and last known address, if any, of each person appearing from the records of the holder to be the owner of any property of value of ***one hundred dollars ($100)*** [~~twenty-five dollars ($25)~~] or more presumed abandoned under this chapter and in the case of unclaimed funds of [~~life~~] insurance corporations the full name of the insured or annuitant and his last known address according to the records of the [~~life~~] insurance corporation;

(b) The nature and identifying number, if any, or description of the property and the amount appearing from the records to be due, except that items of value under ***one hundred dollars ($100)*** [~~twenty-five dollars ($25)~~] each may be reported in the aggregate. The holder of abandoned property shall maintain its records for a period of five (5) years from the date of its report for items reported in the aggregate. If the owner of property reported in the aggregate makes a valid claim therefor within five (5) years, the holder shall refund the property and deduct the amount refunded from the next report due to the cabinet;

(c) The date when the property became payable, demandable, or returnable, and the date of the last known transaction with the owner with respect to the property if readily available; and

(d) Any other information which the cabinet prescribes by administrative regulations necessary for the administration of this chapter.

The report shall be signed by a representative of the holder and shall be as a sworn statement that the holder has completed a good faith effort to locate the owners. The report shall be made in duplicate; the original shall be retained by the cabinet, and the copy ***or a facsimile*** shall be mailed to the ***largest newspaper of general circulation in*** [~~sheriff of~~] the county where the property is located or held. ***The copy shall be published in accordance with*** [~~It shall be the duty of the sheriff to post for not less than twenty (20) consecutive days said copy on the courthouse door or the courthouse bulletin board, and also to publish said copy pursuant to KRS Chapter 424; except the sheriff shall not be required to publish any item with a fair cash value of twenty-five dollars ($25) or less. The list shall be published within thirty (30) days of its receipt by the sheriff and this publication shall constitute compliance with the requirements of~~] KRS Chapter 424. The cost of the publication shall be paid by the state. [~~The sheriff shall immediately certify in writing to the cabinet the dates when the list was posted and published.~~] The list shall be [~~posted and~~] published as required on or before October 1 of the year when it is made, and [~~such posting and~~] publishing shall be constructive notice to all interested parties.

(2) Within sixty (60) days after the receipt of the report required by subsection (1) of this section, the cabinet shall mail notice to each person having an address listed therein who appears to be entitled to property presumed abandoned under this chapter; except the cabinet shall not be required to mail a notice to any person whose name appears on the abandoned property list where the fair cash value of the property is ***one hundred dollars ($100)*** [~~twenty-five dollars ($25)~~] or less. The notice shall contain:

(a) A statement that according to a report filed with the cabinet properties are being held to which the addressee appears entitled;

(b) The name and address of the person holding the property and any necessary information regarding changes of name and address of the holder; and

(c) A statement that, if satisfactory proof of claim is not presented by the owner to the holder by the date specified in the published notice, the property will be placed in the custody of the cabinet to whom all further claims must be directed.

(3) Any person who has made a report of any estate or property presumed abandoned, as required by this chapter, shall, between ***January 1 and January 15*** [~~November 1 and November 15~~] of each year, turn over to the cabinet all property so reported; but if the person making the report or the owner of the property shall certify to the cabinet that any or all of the statutory conditions necessary to create a presumption of abandonment no longer exist or never did exist, or shall report the existence of any fact or circumstance which has a substantial tendency to rebut such presumption, then, the person reporting or holding the property shall not be required to turn the property over to the cabinet except on order of court. If a person files an action in court claiming any property which has been reported under the provisions of this chapter, the person reporting or holding such property shall be under no duty while any such action is pending to turn the property over to the cabinet, but shall have the duty of notifying the cabinet of the pendency of such action.

(4) The person reporting or holding the property or any claimant thereof shall always have the right to a judicial determination of his rights under this chapter and nothing therein shall be construed otherwise; and the Commonwealth may institute an action to recover such property as is presumed abandoned whether it has been reported or not and may include in one (1) petition all such property within the jurisdiction of the court in which the action is brought provided the property of different persons is set out in separate paragraphs.

(5) Beginning January 1, 1991, any savings resulting from eliminating the need to advertise accounts under one hundred dollars ($100) shall be applied toward the collection of unclaimed funds currently not being reported.

(6) Beginning July 1, 1991, new revenues collected as a result of enhanced collection efforts required by subsection (5) of this section shall be transferred to the Kentucky Historical Society for projects dedicated to the preservation of Kentucky history.

Section 27. KRS 393.120 is amended to read as follows:

(1) Tangible personal property ***remitted*** [~~required by KRS Chapter 393 to be liquidated in order to permit payment~~] to the ***cabinet*** [~~department~~] shall be delivered to the master commissioner of the county in which such property is located. The master commissioner shall within a reasonable time advertise the property for sale in accordance with KRS Chapter 424 and shall sell it at public auction to the highest bidder. The master commissioner shall pay to the ***cabinet*** [~~department~~] the proceeds of such sale, less costs incidental to the liquidation or any legal proceedings, and any liabilities against the property which have been properly claimed and approved.

(2) [~~For~~] Intangible personal property ***remitted*** [~~required by KRS Chapter 393 to be liquidated so as to permit payment~~] to the ***cabinet shall be delivered to the Office of Investment and Debt Management*** [~~department, the department shall require the agencies or holders of abandoned intangible personal property~~] to sell or dispose of the property on a given date at the quoted market value in the case of property listed in recognized market exchanges, or, in the case of property not listed in a recognized market exchange, at a price recommended by the ***Office for Investment and Debt Management*** [~~department~~] or at the highest price offered at a public sale, whichever is greater. In the event that the intangible property is of a nature such that there is not a readily available market, the ***Office for Investment and Debt Management*** [~~department~~] may offer the property to the highest bidder at public sale at Frankfort, or in whatever city in the state affords, in its judgment, the most favorable market for the particular property involved. If a sale is required to permit payment to the ***cabinet*** [~~department~~], the ***Office for Investment and Debt Management*** [~~department~~] may decline the highest bid and reoffer the property for sale if it considers the price offered insufficient. The sale shall be advertised by publication pursuant to KRS Chapter 424 in the county where the property was found or abandoned, and in the county where the sale is to be made. The sale shall be held at the courthouse door.

Section 28. KRS 393.130 is amended to read as follows:

(1) Upon the payment or delivery of abandoned property to the ***cabinet*** [~~department~~], the state shall assume custody and shall be responsible for the safekeeping thereof. Any person who pays or delivers abandoned property to the ***cabinet*** [~~department~~] under this chapter ***shall be*** [~~is~~] relieved of all liability to the extent of the value of the property so paid or delivered for any claim which then exists or which thereafter may arise or be made in respect to the property.

(2) Any holder [~~of deposits or any life insurance company~~] who has paid moneys to the ***cabinet*** [~~department~~] pursuant to this chapter shall make payment to any person appearing to such holder to be entitled thereto, and upon proof of such payment and proof that the payee was entitled thereto, the ***cabinet*** [~~department~~] shall [~~forthwith~~] reimburse the holder [~~or company~~]. Notwithstanding the provisions of KRS 393.140, posting or advertising ***shall*** [~~is~~] not ***be*** required in the event payment is made to persons entitled thereto by holders [~~of deposits of life insurance companies~~] in compliance with this section. [~~The claim shall be paid without deduction for the cost of advertising or services provided in KRS 393.115.~~]

Section 29. KRS 393.140 is amended to read as follows:

(1) Any person***, as an heir or descendent,*** claiming an interest in any property paid or surrendered to the state in accordance with ***this chapter*** [~~KRS 393.020 to 393.050~~] who was not actually served with notice, and who did not appear, and whose claim was not considered during the action or at the proceedings that resulted in its payment to the state, may[~~, within five (5) years after the judgment,~~] file his claim to it with the ***cabinet*** [~~department~~].

(2) [~~Any person claiming an interest in any estate or property paid or surrendered to the state in accordance with KRS 393.060 to 393.120, that was not subsequently adjudged under the procedure set out in KRS 393.230 to have been actually abandoned, or owned by a decedent who had no heir, distributee, devisee or other person entitled under the laws of this state relating to wills, descent and distribution to take the legal or equitable title, may file his claim to it at any time after it was paid to this state.~~]

~~(3)~~] The claimant shall[~~, within fifteen (15) days after filing any claim permitted under this section in excess of twenty-five dollars ($25),~~] publish notice of the claim pursuant to KRS Chapter 424 in the county in which the property was held before being transferred to the state. If the claim is for ***one hundred dollars ($100)*** [~~twenty-five dollars ($25)~~] or less, the claimant shall post ***notice of the claim*** at the courthouse door [~~and three (3) other conspicuous places in that county,~~] and shall file proof of publication or posted notice with the ***cabinet*** [~~department~~]. [~~No such claim shall be allowed until fifteen (15) days after proof of the notice is received by the department at its offices in Frankfort.~~]

(3) Any person claiming an interest in any property paid or surrendered to the cabinet in his own name, under this chapter may file his claim to it at any time after it was paid to the state.

Section 30. KRS 393.150 is amended to read as follows:

The ***secretary*** [~~commissioner~~] shall consider any claim or defense permitted to be filed before the ***cabinet*** [~~department~~] and hear evidence concerning it. If the claimant establishes his claim, the ***secretary*** [~~commissioner~~] shall, ***after sixty (60) days have passed from the date the claim was received by the cabinet*** [~~when the time for appeal or further legal procedure has expired~~], authorize payment to him of a sum equal to the amount paid into the State Treasury in compliance with this chapter. The decision shall be in writing and shall state the substance of the evidence heard by the ***secretary*** [~~commissioner~~], if a transcript is not kept. The decision shall be a matter of public record.

Section 31. KRS 393.160 is amended to read as follows:

Any person dissatisfied with the decision of the ***secretary*** [~~commissioner~~] may, within sixty (60) days, appeal from it to the Franklin Circuit Court or file an action in that court to vacate the decision. In either event the proceedings shall be de novo, and no transcript of the record before the ***secretary*** [~~commissioner~~] shall be required to be kept unless requested by the claimant. In such proceeding the ***secretary*** [~~commissioner~~] shall be made a party defendant, and all other persons required by law to be made parties in actions in rem or quasi in rem shall be made parties. Any party adversely affected by the decision of the Franklin Circuit Court may appeal to the Court of Appeals in accordance with the Rules of Civil Procedure. Upon an appeal, the state shall not be required to make a supersedeas bond. The provisions of this section relating to the decision of the ***secretary*** [~~commissioner~~] and appeals therefrom shall also apply to a decision of the ***secretary*** [~~commissioner~~] rendered under authority of KRS 393.110.

Section 32. KRS 393.170 is amended to read as follows:

Whenever any property ***unclaimed*** [~~escheated~~] under this chapter by reason of actual abandonment, or death or presumption of death of the owner without leaving any person entitled to take the legal or equitable title under the laws of this state relating to wills, or descent and distribution, has been deposited with, or in the custody or under the control of, any federal court in and for any district in this state, or in the custody of any depository, clerk or other officer of such court, or has been surrendered by such court or its officers to the United States Treasury, the Circuit Court of any county in which such federal court sits shall have jurisdiction to ascertain whether an escheat has occurred, and to enter a judgment of escheat in favor of the state. ***The provisions of this section notwithstanding, the state may elect to take custody of such unclaimed property by instituting a proceeding pursuant to KRS 393.230(1)*** [~~This section does not authorize a judgment to require such courts, officers, agents or depositories to pay or surrender funds to this state on a presumption of abandonment as provided in KRS 393.060 to 393.110~~].

Section 33. KRS 393.180 is amended to read as follows:

Any legal proceeding to enforce ***the provisions of this chapter*** [~~KRS 393.020 to 393.050~~] and to recover any sum due the state thereunder shall be instituted, on the relation of the ***secretary*** [~~commissioner~~], by the county attorney of the county in which any such property is located. The petition and all necessary pleadings shall be sent to the ***secretary*** [~~commissioner~~] for his signature and approval. The petition shall be accompanied by an affidavit of the county attorney, stating the facts on which it is based. For all other pleadings, there shall be a statement by the county attorney of the reason for the particular pleading.

Section 34. KRS 393.190 is amended to read as follows:

On any action filed by a county attorney under the provisions of this chapter, the assistant Attorney General provided for in KRS 15.105 shall offer assistance and suggestions to the county attorney in the preparation of the petition or any pleadings, and revise and correct them as he considers necessary, subject to the ultimate approval of the ***secretary*** [~~commissioner~~], when he is required to sign them.

Section 35. KRS 393.200 is amended to read as follows:

If the county attorney declines to perform the duties imposed upon him by this chapter, they may be performed by the ***secretary*** [~~commissioner~~]. When he considers it to the best interest of the state, the ***secretary*** [~~commissioner~~] may institute any action authorized by this chapter to be brought by the county attorney, or join the county attorney in the active prosecution of any such action.

Section 36. KRS 393.210 is amended to read as follows:

If the property of a person coming within the purview of ***this chapter*** [~~KRS 393.020 to 393.050~~] is located in two or more counties, all the property may be included in one action. The county attorneys of all counties in which such property is located may join in the prosecution of the proceeding.

Section 37. KRS 393.220 is amended to read as follows:

Pending the outcome of an action, the court may make such disposition of the [~~land or~~] tangible personal property involved as it considers best from the standpoints of use, rents, interest and profits. If the use of the property is given to the claimant by the court, he shall be held accountable for returns and profits arising from it if the state is successful in the proceeding.

Section 38. KRS 393.230 is amended to read as follows:

(1) If any person or the agent of any court refuses to pay or surrender intangible property to the ***cabinet*** [~~department~~] as provided in KRS 393.060 to 393.110, [~~an equitable~~] proceeding may be brought ***in the name of the state*** on the relation of the ***secretary*** [~~commissioner~~] to force payment or surrender. All property subject to KRS 393.060 to 393.110 may be listed and included in a single action.

(2) If any intangible property is turned over to the ***cabinet*** [~~department~~] on presumption of abandonment, in accordance with KRS 393.060 to 393.120, the ***secretary*** [~~commissioner~~] may at any subsequent time institute proceedings to establish conclusively that it was actually abandoned, or that the owner has died and there is no person entitled to it.

Section 39. KRS 393.240 is amended to read as follows:

(1) If any person has property coming within the purview of KRS 393.020 to 393.050, and also of KRS 393.060 to 393.110, the actions required to be brought by the county attorney and the ***secretary*** [~~commissioner~~] may be joined, but joinder ***shall*** [~~is~~] not ***be*** required, and if separate actions are brought, they shall not be considered as coming within the rule against splitting a cause of action. The county attorney ***shall*** [~~is~~] not ***be*** charged with the duty of enforcing sections KRS 393.060 to 393.120, 393.150 or 393.160.

(2) The procedure for all actions under this chapter shall be filed as equity actions and follow the procedure provided by the Rules of Civil Procedure, unless otherwise provided in this chapter.

Section 40. KRS 393.250 is amended to read as follows:

(1) Any necessary expense required to be paid by the state in administering and enforcing this chapter shall be paid out of ***receipts of unclaimed property paid*** [~~appropriations made~~] to the ***cabinet*** [~~department~~].

(2) The county attorney shall act as agent of the ***cabinet*** [~~department~~] for the collection of all judgments recovered in actions prosecuted by him under this chapter. He shall promptly remit the judgment recovered to the ***cabinet*** [~~department~~] with such information relating thereto as the ***cabinet*** [~~department~~] requires.

Section 41. KRS 393.260 is amended to read as follows:

(1) Any action brought by the state under this chapter shall be brought within fifteen (15) years from June 12, 1940, or from the time when the cause of action accrued, whichever is the later date.

(2) Notwithstanding subsection (1) of this section or any other provision of law, the expiration of any period of time specified by law during which an action or proceeding may be commenced or enforced to secure payment of a claim for money or recovery of property shall not serve as a defense in any action or proceeding brought by or on behalf of the secretary against any federal, state or local government or governmental subdivision, agency, entity, officer or appointee thereof for the payment or delivery of any abandoned property to the secretary pursuant to this chapter or to enforce or collect any penalty provided by this chapter.

(3) The provisions of subsection (2) of this section shall apply to all abandoned property held by any federal, state or local government or governmental subdivision, agency, entity, officer or appointee thereof at the time of enactment, or at any time thereafter, regardless of when such property became or becomes presumptively abandoned.

Section 42. KRS 393.280 is amended to read as follows:

(1) The ***cabinet*** [~~department~~], through its employees, may examine all records of any person where there is reason to believe that there has been or is a failure to report property that should be reported under this chapter.

(2) The ***secretary*** [~~commissioner~~] may promulgate any reasonable and necessary ***administrative regulations*** [~~rules~~] for the enforcement of this chapter, and govern hearings held before him. He may delegate in writing to any regular employee of the ***cabinet*** [~~department~~] authority to perform any of the duties imposed on him by this chapter, except the promulgation of ***administrative regulations*** [~~rules~~].

(3) Any person, banking organization, insurance company, financial organization or business association

who fails to supply the information or to remit the unclaimed property as required under KRS 393.110 shall be assessed an amount equal to twenty-five percent (25%) of the value of unclaimed property found to be due. In addition, interest shall be assessed on the unpaid amount at the tax interest rate as defined in KRS 131.010(6).

Section 43. KRS 393.290 is amended to read as follows:

(1) The ***cabinet*** [~~department~~] may require the production of reports, or the surrender of property as provided in this chapter by civil action, including an action in the nature of a bill of discovery, in which case the defendant shall pay a penalty equal to ten percent (10%) of all amounts that he is ultimately required to surrender. This penalty shall not exceed five hundred dollars ($500).

(2) Any person who in good faith contests the applicability of this chapter to him may be relieved of the threat of any penalty by posting a compliance bond in an amount and of surety sufficient to the court.

SECTION 44. A NEW SECTION OF KRS CHAPTER 393 IS CREATED TO READ AS FOLLOWS:

(1) Finders shall provide to the cabinet written authorization from the claimant of abandoned property to represent that claimant in all matters relative to the claim.

(2) Finders may represent claimants for a fee not exceeding thirty percent (30%) of the value of the abandoned property represented by the claim."; and

On page 13, by deleting lines 21 through 23 and inserting in lieu thereof the following:

"Section 45. The following KRS sections are repealed:

393.15 Advertising expenses.

416.580 Commissioners - Appointment - Report - Compensation - Vacancy - Majority required.".

Floor Amendment No. 2 to SB 132, by Representative Overstreet:

Amend printed GA copy of SB 132 on page 6, after line 19 by adding:

"Section 2. KRS 16.576 is amended to read as follows:

(1) A member shall terminate employment on his normal retirement date.

(2) Any member with at least five (5) years of service credit may retire at his normal retirement date, or subsequent thereto, upon written notification to the board, setting forth at what time the retirement is to become effective, provided that such effective date shall be after his last day of service and subsequent to the filing of such notice.

(3) The member shall have the right to elect to have his retirement allowance payable under subsection (4), (5) or (7) of this section or any one (1) of the plans set forth in KRS 61.635.

(4) Effective August 1, 1988, the member may elect to receive an annual retirement allowance, payable monthly during his lifetime, equal to two and forty-one hundredths percent (2.41%) of final compensation for each year of service credit. Effective August 1, 1988, a member of the County Employes Retirement System covered by this section may elect to receive an annual retirement allowance, payable monthly during his lifetime, equal to two and five-tenths percent (2.5%) of final compensation for each year of service credit. Effective August 1, 1988, a member of the Kentucky Employes Retirement System covered by this section may elect to receive an annual retirement allowance, payable monthly during his lifetime, equal to two and forty-nine hundredths percent (2.49%) of final compensation for each year of service credit. The annual retirement allowance for a member covered by this section shall not exceed the maximum benefit as set forth in the Internal Revenue Code.

(5) The member may elect to receive a monthly retirement allowance payable for ten (10) years certain, actuarially equivalent to the retirement allowance payable under subsection (4) of this section. If the member should become deceased prior to the expiration of ten (10) years, his beneficiary shall receive the remaining payments monthly for the duration of the ten (10) years. The provisions of KRS 61.702 notwithstanding, the member who retired on June 17, 1978 or thereafter, and his spouse and dependents or beneficiary shall continue to receive the insurance benefits to which they are entitled pursuant to KRS 61.702 after the expiration of ten (10) years. ***Effective with any insurance contract procured, or self-insurance plan instituted, after July 15, 1990, a member who retired prior to June 17, 1978, and his spouse and dependents or beneficiary shall receive insurance benefits pursuant to KRS 61.702 upon payment by the member or beneficiary of the entire cost of the required insurance premium.***

(6) Notwithstanding any other provisions of this section, upon written notification to the board, a member shall have the option to defer his election to receive his retirement allowance. The retirement allowance payable under a deferred option shall be increased to reflect the deferred receipt of benefits.

(7) In lieu of any other benefits due under KRS 16.505 to 16.652, a member who has attained age fifty-five (55) may elect to receive an annual retirement allowance, payable monthly or less frequently as determined by the board, which shall be determined by multiplying his accumulated contributions by two (2) and converting this amount to an annual retirement allowance based on an annuity rate adopted by the board which would pay the actuarial equivalent of twice his accumulated contributions over the lifetime of the retired member.

Floor Amendment No. 2 to SB 226, by Representative Donnermeyer:

Amend printed GA copy of SB 226 on page 12, line 18, by adding thereafter the following:

"Section 4. KRS 6.515 is amended to read as follows:

(1) Service credit in the legislators' retirement plan can be acquired only by service as a legislator after July 1, 1980 while a member of the plan, or by transfer of credit as provided in KRS 6.505***, or by transfer of military service credit pursuant to subsection (2) of this section.***

(2) ***Any active member of the Legislators' Retirement Plan who has purchased military service credit in the Kentucky Employees' Retirement System or the County Employees' Retirement System may transfer that credit to the Legislators' Retirement Plan. When the active member requests that his military service credit be transferred, the Kentucky Employees' Retirement System or the County Employees' Retirement System shall pay to the legislators' retirement fund the full amount which the member paid for his military service credit, plus interest compounded annually from the date the payment was made to the Kentucky Employees' Retirement System or the County Employees' Retirement System until the credit was transferred to the legislators' retirement fund at the assumed actuarial interest rate or rates of the Kentucky Employees' Retirement System or the County Employees' Retirement System in effect during that period.***

(3) If spouses both serve in the general assembly, but not simultaneously, they may combine their service credit in the legislators' retirement plan for all purposes of that plan into a single account, and may jointly designate to whom the service retirement allowance shall be paid. The designation shall not be changed once it is made. Assuming equal service credit, the benefits paid, pursuant to this section, to a legislator and his or her spouse who also served as a legislator shall not exceed the benefits that the same legislator and his or her spouse would receive if the spouse had not served as a legislator.

(4)[~~(3)~~] In the event of divorce, rights to benefits shall be considered marital property subject to the provisions of KRS 403.190.

(5)[~~(4)~~] A former legislator whose spouse currently serves in the general assembly and who received a refund of contributions pursuant to KRS 21.460 may repurchase service credit which he or she previously had by repaying the amount refunded with interest at six percent (6%) per annum, and such service credit shall become part of the single account authorized by subsection (2) of this section.

Section 5. KRS 6.525 is amended to read as follows:

The legislators' retirement plan shall be governed by provisions identical in terms with those provided in KRS 21.345(1) and (3), 21.370, 21.375, 21.380, 21.385, 21.410, 21.420, 21.425, 21.460, 21.470, 21.480, 21.525 and 61.552 for the judicial retirement plan, except that:

(1) Five (5) years of service as a legislator will be sufficient for vesting***, and the normal retirement age or date for a legislator shall be age sixty (60);*** and

(2) A member of the legislators' retirement plan may combine his service credit with his service credit in the teachers' retirement system, Kentucky employes' retirement system, county employes' retirement system and state police retirement system at the time of his retirement, according to the procedure of KRS 61.680 (2)(a). A member of the legislators' retirement plan may retire at the completion of thirty (30) or more years of combined service credit, so long as at least fifteen (15) years of such credit were earned after January 1, 1960, and there shall be no reduction in the retirement allowance because of retirement before the age of sixty-five (65). For the purposes of this section, any reference in the KRS sections listed above, to the judicial retirement plan shall also be read as a reference to the legislators' retirement plan, and any reference to the legislators' retirement plan shall also be read as a reference to the judicial retirement plan."

Floor Title Amendment to SB 82, by Representative Overstreet:

Amend printed GA copy of SB 82 by changing the title to read: AN ACT relating to retirement.

Floor Amendment No. 3 to SB 82, by Representative Overstreet:

Amend printed GA copy of SB 82 on page 3, after line 20 by adding:

"Section 2. KRS 16.576 is amended to read as follows:

(1) A member shall terminate employment on his normal retirement date.

(2) Any member with at least five (5) years of service credit may retire at his normal retirement date, or subsequent thereto, upon written notification to the board, setting forth at what time the retirement is to become effective, provided that such effective date shall be after his last day of service and subsequent to the filing of such notice.

(3) The member shall have the right to elect to have his retirement allowance payable under subsection (4), (5) or (7) of this section or any one (1) of the plans set forth in KRS 61.635.

(4) Effective August 1, 1988, the member may elect to receive an annual retirement allowance, payable monthly during his lifetime, equal to two and forty-one hundredths percent (2.41%) of final compensation for each year of service credit. Effective August 1, 1988, a member of the County Employes Retirement System covered by this section may elect to receive an annual retirement allowance, payable monthly during his lifetime, equal to two and five-tenths percent (2.5%) of final compensation for each year of service credit. Effective August 1, 1988, a member of the Kentucky Employes Retirement System covered by this section may elect to receive an annual retirement allowance, payable monthly during his lifetime, equal to two and forty-nine hundredths percent (2.49%) of final compensation for each year of service credit. The annual retirement allowance for a member covered by this section shall not exceed the maximum benefit as set forth in the Internal Revenue Code.

(5) The member may elect to receive a monthly retirement allowance payable for ten (10) years certain, actuarially equivalent to the retirement allowance payable under subsection (4) of this section. If the member should become deceased prior to the expiration of ten (10) years, his beneficiary shall receive the remaining payments monthly for the duration of the ten (10) years. The provisions of KRS 61.702 notwithstanding, the member who retired on June 17, 1978 or thereafter, and his spouse and dependents or beneficiary shall continue to receive the insurance benefits to which they are entitled pursuant to KRS 61.702 after the expiration of ten (10) years. ***Effective with any insurance contract procured, or self-insurance plan instituted, after July 15, 1990, a member who retired prior to June 17, 1978, and his spouse and dependents or beneficiary shall receive insurance benefits pursuant to KRS 61.702 upon payment by the member or beneficiary of the entire cost of the required insurance premium.***

(6) Notwithstanding any other provisions of this section, upon written notification to the board, a member shall have the option to defer his election to receive his retirement allowance. The retirement allowance payable under a deferred option shall be increased to reflect the deferred receipt of benefits.

(7) In lieu of any other benefits due under KRS 16.505 to 16.652, a member who has attained age fifty-five (55) may elect to receive an annual retirement allowance, payable monthly or less frequently as determined by the board, which shall be determined by multiplying his accumulated contributions by two (2) and converting this amount to an annual retirement allowance based on an annuity rate adopted by the board which would pay the actuarial equivalent of twice his accumulated contributions over the lifetime of the retired member."

Floor Amendment No. 1 to SB 216, by Representative B. Richardson:

Amend printed GA copy of SB 216 on page 8, line 4, delete the word "***directly***"; and

On page 8, delete lines 5 through 19; and

On page 8, line 4, insert the following after the word "***and***":

"***acts under the direct instructions of a licensed veterinarian or a registered veterinary technician or technologist to perform duties, including record keeping, animal restraint, dehorning and castration of food animals, the administration of anti-helmeninthics and of clostridium bactrins which are not required by law for interstate transportation of food animals, and other duties that require the supervision on the premises of a licensed veterinarian or a registered veterinary technician or technologist.***"

Floor Amendment No. 1 to SB 336, by Representative Blevins:

Amend printed GA copy of SB 336 on page 2, after line 22, by inserting the following language:

"Section 2. KRS 186.174 is amended to read as follows:

(1) Any owner or lessee of a motor vehicle that is required to be registered under the provisions of KRS 186.050(1) or (3)(a), except taxicabs, airport limousines and rental motor vehicles, for any owner of a motorcycle required to be registered under the provisions of KRS 186.050(2) may, in addition to registration under KRS 186.050(1) or (3)(a), obtain a personalized license plate. A personalized plate shall not be issued unless an application accompanied by a fee of twenty-five dollars ($25) is received by the transportation cabinet on or before September 1 preceding the year in which the plate or renewal thereof is to be issued. Any payments required to be made under this section shall be in the form of a certified check, a cashier's check or a money order. The application and the twenty-five dollar ($25) fee is to be forwarded immediately to the transportation cabinet. Personalized plates issued under this section expire December 31 each year.

(2) No personalized plate shall be issued which would conflict with or duplicate the alphabetical-numerical system used for regular license plates or any other license plates issued in this Commonwealth, and it shall contain a combination of not more than six (6) letters of the alphabet and arabic numerals, including spaces, ***or a combination of numbers which occupy no more than six (6) spaces***. No personalized plate shall be issued if, in the discretion of the cabinet, it carries such letter or number combinations which might carry connotations offensive to good taste and decency. The owner or lessee shall make a new application and pay a new fee each year he desires to obtain a personalized plate. Once an applicant obtains a personalized plate, he will have first priority on that plate for each of the following years that he makes timely and proper application. All personalized license plates issued pursuant to this section after December 31, 1988, shall have the same design as the license plates described by KRS 186.240(4).

(3) When registering a vehicle required to be registered under KRS 186.050(1) or (3)(a) the cabinet shall send the personalized plate to the county clerk in the county in which the applicant would be required to register his motor vehicle. The county clerk of the county of residence shall issue said personalized license plate and receive thirteen dollars fifty cents ($13.50), of which two dollars ($2.00) shall constitute the clerk's fee and eleven dollars fifty cents ($11.50) shall constitute the cabinet's fee.

(4) When registering a motorcycle, the cabinet shall send the personalized plate to the county clerk in the county in which the applicant would be required to register his motorcycle. The clerk shall issue said personalized plate and receive five dollars ($5) and three dollars ($3) for each sidecar attachment.

(5) (a) Upon the sale, transfer or termination of lease of such motor vehicle bearing such personalized plate, the owner or lessee shall remove same and return it and the certificate of registration to the county clerk. The clerk shall issue a regular license plate and certificate of registration upon payment of an eleven dollar fifty cent ($11.50) state fee and a two dollar ($2) clerk's fee. This vehicle can then be transferred as provided by KRS Chapter 186.

(b) When said personalized plate has been presented to the clerk, he shall reissue same free of charge by the transportation cabinet and upon payment of a one dollar ($1.00) clerk's fee, for use on any other vehicle of the same classification and category owned or leased by the same person purchasing the personalized plate for the current license period. The license plate and decal on this other vehicle shall be turned in to the county clerk, who will forward the license plate to Frankfort.

(6) Any applicant seeking a license plate according to this section for a vehicle provided to him pursuant to an occupation shall conform to the requirements set forth in KRS 186.050(14).

(7) In the event a personalized plate deteriorates, if he has not transferred a vehicle during the current license period, the applicant may obtain a regular plate free.

(8) The secretary of the transportation cabinet may make such administrative regulations as he deems necessary to further the purposes of this section."

Adjournment

Representative Stumbo moved that the House adjourn until 12 Noon, Monday, March 26, 1990.

The motion that the House adjourn until 12 Noon, Monday, March 26, 1990 was adopted by voice vote.

MONDAY, MARCH 26, 1990

FIFTY-FOURTH LEGISLATIVE DAY

The House was called to order by Speaker Blandford.

Prayer by Rev. Kevin Thomas, First Baptist Church, Carlisle.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present.

Representative McElroy moved that the reading of the Journal of March 23, 1990 be dispensed with and the same approved. Agreed.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 16**, **HB 366**, **HB 388**, **HB 707**, **HJR 54** and **HB 305** had been examined and found correctly enrolled. Said Bills and Resolution read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 12:06 p.m.)

HB 366, **HB 388**, **HB 707**, **HJR 54** and **HB 305** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

HB 16 delivered to the Senate, signed by the President. Ordered delivered to the Secretary of State.

Senate Message

Announcing passage of **HB 157** with Senate Amendment, **HB 429** with Senate Amendments, **HB 520** with Senate Amendments, **HB 534** with Senate Amendment, **HB 537** with Senate Amendment, **HB 601** with Senate Amendment, **HB 639** with Senate Amendments, **HB 709** with Senate Amendments, **HB 779** with Senate Amendments, and **HB 855** with Senate Amendments, **HB 66**, **HB 82**, **HB 107**, **HB 108**, **HB 118**, **HB 123**, **HB 288**, **HB 349**, **HB 395**, **HB 406**, **HB 441**, **HB 442**, **HB 458**, **HB 461**, **HB 471**, **HB 473**, **HB 506**, **HB 508**, **HB 510**, **HB 523**, **HB 528**, **HB 559**, **HB 580**, **HB 598**, **HB 619**, **HB 633**, **HB 635**, **HB 644**, **HB 657**, **HB 670**, **HB 719**, **HB 742**, **HB 800**, **HB 838**, **HB 887**, **HB 911**, **HCR 24**, **HCR 75** and **HCR 153**.

Reference of Bills and Resolutions

The Clerk reported the Committee on Committees has referred the following Bill:

State Government: **SB 307**.

Calendar

SB 216, **SB 281**, **SB 286**, **SB 287**, **SB 396**, **SCR 112**, **SB 336**, **SB 356**, **SB 398**, **SB 399**, **SB 206**, **SB 93**, **SB 317**, **SB 407** and **SB 347** taken from the Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Consent Calendar

SB 364 taken from the Consent Calendar and ordered read at length for the second time. Representative Stumbo moved that it be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Orders of the Day

HB 306, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Clarke moved the adoption of Committee Substitute to **HB 306**. Agreed.

Representative Clarke moved that **HB 306**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 26, 1990 roll call on **HB 306** - Appendix.)

HB 306, by way of Committee Substitute, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HB 306**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 307, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Clarke moved the adoption of Committee Substitute to **HB 307**. Agreed.

Representative Clarke moved that **HB 307**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 97, Nays 0. (See March 26, 1990 roll call on **HB 307** - Appendix.)

HB 307, by way of Committee Substitute, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HB 307**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 799, with Committee Substitute and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Clarke moved the adoption of Committee Substitute to **HB 799**. Agreed.

Representative Callahan moved the adoption of Floor Amendment No. 1 to the Committee Substitute to **HB 799**. Agreed.

Representative Clarke moved that **HB 799**, by way of Committee Substitute as amended, be passed.

On the roll call the vote was: Yeas 96, Nays 3. (See March 26, 1990 roll call on **HB 799** - Appendix.)

HB 799, by way of Committee Substitute as amended, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HB 799**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 820 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Richards moved that **HB 820** be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 26, 1990 roll call on **HB 820** - Appendix.)

HB 820 was passed and the title agreed to.

Representative Richards moved that the vote by which **HB 820** was passed be reconsidered and said motion be placed on the table. Agreed.

HCR 207 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Siler moved that **HCR 207** be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 26, 1990 roll call on **HCR 207** - Appendix.)

HCR 207 was passed and the title agreed to.

Representative Siler moved that the vote by which **HCR 207** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 694 with Committee Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it placed upon its passage. Agreed.

Representative Farrow moved that **HB 694** be passed.

On the roll call the vote was: Yeas 45, Nays 40. (See March 26, 1990 roll call on **HB 694** - Appendix.)

HB 694 was passed and the title agreed to.

Representative Farrow moved that the vote by which **HB 694** as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 291, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Moberly moved the adoption of Committee Substitute to **HB 291**. Agreed.

Representative Moberly moved that **HB 291**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 26, 1990 roll call on **HB 291** - Appendix.)

HB 291, by way of Committee Substitute, was passed and the title agreed to.

Representative Moberly moved that the vote by which **HB 291**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 71 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lear moved that **SCR 71** be passed.

On the roll call the vote was: Yeas 91, Nays 0. (See March 26, 1990 roll call on **SCR 71** - Appendix.)

SCR 71 was passed and the title agreed to.

Representative Lear moved that the vote by which **SCR 71** was passed be reconsidered and said motion be placed on the table. Agreed.

SJR 110 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative A. Jones moved that **SJR 110** be passed.

On the roll call the vote was: Yeas 95, Nays 0. (See March 26, 1990 roll call on **SJR 110** - Appendix.)

SJR 110 was passed and the title agreed to.

Representative A. Jones moved that the vote by which **SJR 110** was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 11 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hancock moved that **SCR 11** be passed.

On the roll call the vote was: Yeas 89, Nays 1. (See March 26, 1990 roll call on **SCR 11** - Appendix.)

SCR 11 was passed and the title agreed to.

Representative Hancock moved that the vote by which **SCR 11** was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 1 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **SCR 1** be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 26, 1990 roll call on **SCR 1** - Appendix.)

SCR 1 was passed and the title agreed to.

SJR 13 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hancock moved that **SJR 13** be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 26, 1990 roll call on **SJR 13** - Appendix.)

SJR 13 was passed and the title agreed to.

Representative Hancock moved that the vote by which **SJR 13** was passed be reconsidered and said motion be placed on the table. Agreed.

SJR 44 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Richards moved that **SJR 44** be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 26, 1990 roll call on **SJR 44** - Appendix.)

SJR 44 was passed and the title agreed to.

Representative Richards moved that the vote by which **SJR 44** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 134, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Farrow moved the adoption of Floor Amendment No. 1 to **SB 134**. Agreed.

Representative Arnold moved that **SB 134**, as amended, be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 26, 1990 roll call on **SB 134** - Appendix.)

SB 134, as amended, was passed and the title agreed to.

Representative Arnold moved that the vote by which **SB 134**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 403 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Cyrus moved that **SB 403** be passed.

On the roll call the vote was: Yeas 91, Nays 0. (See March 26, 1990 roll call on **SB 403** - Appendix.)

SB 403 was passed and the title agreed to.

SB 315 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Smith moved that **SB 315** be passed.

On the roll call the vote was: Yeas 91, Nays 0. (See March 26, 1990 roll call on **SB 315** - Appendix.)

SB 315 was passed and the title agreed to.

Representative B. Smith moved that the vote by which **SB 315** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 4, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved that **SB 4** be passed.

Representative Napier moved the adoption of Floor Amendment No. 1 to **SB 4**. Rejected.

On the roll call the vote was: Yeas 94, Nays 3. (See March 26, 1990 roll call on **SB 4** - Appendix.)

SB 4 was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **SB 4** was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 3 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Burch moved that **SCR 3** be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 26, 1990 roll call on **SCR 3** - Appendix.)

SCR 3 was passed and the title agreed to.

Representative Burch moved that the vote by which **SCR 3** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 265, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Blevins moved the adoption of Committee Amendment No. 1 to **SB 265**. Agreed.

Representative Blevins moved that **SB 265**, as amended, be passed.

On the roll call the vote was: Yeas 73, Nays 11. (See March 26, 1990 roll call on **SB 265** - Appendix.)

SB 265, as amended, was passed and the title agreed to.

Representative Blevins moved that the vote by which **SB 265**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 405 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Barrows moved that **SB 405** be passed.

On the roll call the vote was: Yeas 72, Nays 17. (See March 26, 1990 roll call on **SB 405** - Appendix.)

SB 405 was passed and the title agreed to.

Representative Barrows moved that the vote by which **SB 405** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 125 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Gray moved that **SB 125** be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 26, 1990 roll call on **SB 125** - Appendix.)

SB 125 was passed and the title agreed to.

Representative Gray moved that the vote by which **SB 125** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 269 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lear moved that **SB 269** be passed.

On the roll call the vote was: Yeas 86, Nays 7. (See March 26, 1990 roll call on **SB 269** - Appendix.)

SB 269 was passed and the title agreed to.

Representative Lear moved that the vote by which **SB 269** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 313 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hatcher moved that **SB 313** be passed.

On the roll call the vote was: Yeas 86, Nays 2. (See March 26, 1990 roll call on **SB 313** - Appendix.)

SB 313 was passed and the title agreed to.

Representative Hatcher moved that the vote by which **SB 313** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 3 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Callahan moved that **SB 3** be passed.

On the roll call the vote was: Yeas 94, Nays 1. (See March 26, 1990 roll call on **SB 3** - Appendix.)

SB 3 was passed and the title agreed to.

Representative Callahan moved that the vote by which **SB 3** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 309 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Little moved that **SB 309** be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 26, 1990 roll call on **SB 309** - Appendix.)

SB 309 was passed and the title agreed to.

Representative Little moved that the vote by which **SB 309** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 108, with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hancock moved that **SB 108** be passed.

Representative Castleman moved the adoption of Floor Amendment No. 1 to **SB 108**. Rejected.

On the roll call the vote was: Yeas 97, Nays 0. (See March 26, 1990 roll call on **SB 108** - Appendix.)

SB 108 was passed and the title agreed to.

Representative Hancock moved that the vote by which **SB 108** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 391 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ridley moved that **SB 391** be passed.

On the roll call the vote was: Yeas 67, Nays 15. (See March 26, 1990 roll call on **SB 391** -- Appendix.)

SB 391 was passed and the title agreed to.

Representative Ridley moved that the vote by which **SB 391** was passed be reconsidered and said motion be placed on the table. Agreed.

Recess

Representative Stumbo moved that the House recess for five minutes for a meeting of the Committee on Rules. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Motions, Petitions and Communications

Representative Stumbo moved that the rules be suspended to waive the three day posting requirement on **SCR 133**. Agreed.

Representative Stumbo moved that the rules be suspended for Introduction of Resolutions, Report of Committees and Posting of Bills and Resolutions for Consideration. Agreed.

Introduction of Bills and Resolutions

HR 234, by Representative Farrow: A RESOLUTION adjourning in honor and memory of Lorenza Eugene "Brad" Jones.

HR 235, by Representative Castleman: A RESOLUTION adjourning the House of Representatives in loving memory of Clint B. Goodman.

HR 236, by Representative Mullinix: A RESOLUTION adjourning in memory of Eloise Cole Smith.

HR 237, by Representative Rapier: A RESOLUTION directing the Legislative Research Commission to create a task force to study the potential of a water impoundment proposed as Camp Ground Lake.

HR 238, by Representative McBee: A RESOLUTION in memory of firefighter, Donnie Kirkpatrick.

HR 239, by Representative Worthington: A RESOLUTION adjourning the House of Representatives in honor of Roy F. Breeze upon the occasion of his eighty-first birthday.

HR 240, by Representative Kerr: A RESOLUTION adjourning the House of Representatives in loving memory of Estella S. Nie.

HR 241, by Representative Donnermeyer: A RESOLUTION relating to claims against local governments.

Report of Committees

The Committee on Rules reported **SB 274**, **SB 93**, **SB 206**, **SB 216**, **SB 317**, **SB 356**, **SB 396** and **SCR 112** has been posted for passage in Orders of the Day, March 27, 1990.

The Committee on Rules reported the following Consent Bill has been posted for passage in Orders of the Day, March 27, 1990: **SB 364**.

The Committee on Judiciary reported **SB 99** with Committee Substitute attached thereto, **SB 168** with Committee Amendment attached thereto, **SB 375** with Committee Substitute attached thereto, **SB 388** and **SB 408** with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SB 99, AN ACT relating to persons with disabilities.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 387.540 is amended to read as follows:

(1) Prior to a hearing on a petition for a determination of partial disability or disability and the appointment of a limited guardian, guardian, limited conservator, or conservator, an interdisciplinary evaluation report shall be filed with the court. ***The report may be filed as a single and joint report of the interdisciplinary evaluation team, or it may otherwise be constituted by the separate reports filed by each individual of the team. If all parties to the proceeding and their attorneys agree to the admissibility of the report or reports, the report or reports shall be admitted into evidence and shall thereupon be considered by the jury upon filing with the court.*** The report shall be compiled by at least three (3) individuals, including a physician, a psychologist licensed or certified under the provisions of KRS Chapter 319, and a person licensed or certified as a social worker or an employe of the cabinet for human resources who meets the qualifications of KRS 335.080(1)(a), (b) and (c) or 335.090(1)(a), (b) and (c). The social worker shall, whenever possible, be chosen from among employes of the cabinet for human resources residing or working in the area, and there shall be no additional compensation for their service on the interdisciplinary evaluation team.

(2) At least one (1) person participating in the compilation of the report shall have knowledge of the particular disability which the respondent is alleged to have or knowledge of the skills required of the respondent to care for himself and his estate.

(3) If the respondent is alleged to be partially disabled or disabled due to mental illness, at least one (1) person participating in the compilation of the interdisciplinary evaluation report shall be a qualified mental health professional as defined in KRS 202A.011(11). If the respondent is alleged to be partially disabled or disabled due to mental retardation, at least one (1) person participating in the compilation of the evaluation report shall be a qualified mental retardation professional as defined in KRS 202B.010(3).

(4) The interdisciplinary evaluation report shall contain:

(a) A description of the nature and extent of the respondent's disabilities, if any;

(b) Current evaluations of the respondent's social, intellectual, physical, and educational condition, adaptive behavior, and social skills. Such evaluations may be based on prior evaluations not more than three (3) months old, except that evaluations of the respondent's intellectual condition may be based on individual intelligence test scores not more than one (1) year old;

(c) An opinion as to whether guardianship or conservatorship is needed, the type of guardianship or conservatorship needed, if any, and the reasons therefor;

(d) An opinion as to the length of time guardianship or conservatorship will be needed by the respondent, if at all, and the reasons therefor;

(e) If limited guardianship or conservatorship is recommended, a further recommendation as to the scope of the guardianship or conservatorship, specifying particularly the rights to be limited and the corresponding powers and duties of the limited guardian or limited conservator;

(f) A description of the social, educational, medical, and rehabilitative services currently being utilized by the respondent, if any;

(g) A determination whether alternatives to guardianship or conservatorship are available;

(h) A recommendation as to the most appropriate treatment or rehabilitation plan and living arrangement for the respondent and the reasons therefor;

(i) A listing of all medications the respondent is receiving, the dosage, and a description of the impact of the medication upon the respondent's mental and physical condition and behavior;

(j) An opinion whether attending a hearing on a petition filed under KRS 387.530 would subject the respondent to serious risk of harm;

(k) The names and addresses of all individuals who examined or interviewed the respondent or otherwise participated in the evaluation; and

(l) Any dissenting opinions or other comments by the evaluators.

(5) The evaluation report may be compiled by a community mental health-mental retardation center, a licensed facility for mentally ill or developmentally disabled persons, if the respondent is a resident of such facility, or a similar agency.

(6) In all cases where the respondent is a resident of a licensed facility for mentally ill or developmentally disabled persons and the petition is filed by an employe of that facility, the petition shall be accompanied by an interdisciplinary evaluation report prepared by the facility.

(7) Except as provided in subsection (6) of this section, the court shall order appropriate evaluations to be performed by qualified persons or a qualified agency. The report shall be prepared and filed with the court and copies mailed to the attorneys for both parties at least ten (10) days prior to the hearing. All items specified in subsection (4) of this section shall be included in the report.

(8) If the person evaluated is a poor person as defined in KRS 453.190, the examiners shall be paid by the county ***of the court that appointed the examiners*** [~~in which the petition is filed~~] upon an order of allowance entered by the court. ***The district judge shall enter an order directing the fiscal court to pay the fees submitted by the examiners.*** Payment shall be in an amount which is reasonable as determined by the court, except no payment shall be required of the county for an evaluation performed by a salaried employe of a state agency for an evaluation performed within the course of his employment. Additionally, no payment shall be required of the county for an evaluation performed by a salaried employe of a community mental health-mental retardation center or private facility or agency where the costs incurred by the center, facility, or agency are reimbursable through third-party payors. Affidavits or other competent evidence are admissible to prove the services rendered but not to prove their value.

(9) The respondent may file a response to the evaluation report no later than five (5) days prior to the hearing.

(10) The respondent may secure an independent evaluation. If the respondent is unable to pay for such evaluation, compensation for the independent evaluation may be paid by the county in an amount which is reasonable as determined by the court.

Section 2. KRS 387.550 is amended to read as follows:

(1) If the petition is accompanied by an interdisciplinary evaluation report when filed, the court shall fix a date and a place for a hearing to be held within thirty (30) days after the filing of the petition. If no interdisciplinary evaluation report accompanies the petition when filed, the court shall fix a date and a place for a hearing to be held within sixty (60) days after the filing of the petition. The time for a hearing may be extended by the court, on motion of either party, for cause.

(2) Notice of the time and place of the hearing shall be given ***by the clerk of the court*** not less than fourteen (14) days prior to the hearing to the attorneys for both parties, all persons named in the petition, and the person proposed for appointment as limited guardian, guardian, limited conservator, or conservator.

Section 3. KRS 387.580 is amended to read as follows:

(1) At a hearing convened under KRS 387.500 to 387.770 for a determination of partial disability or disability, the jury shall:

(a) Inquire into the nature and extent of the general intellectual functioning of the respondent;

(b) Inquire into the respondent's capacity to make informed decisions concerning his personal affairs and financial resources;

(c) Determine whether the respondent is disabled, partially disabled, or has no disability in relation to the management of his financial resources; and

(d) Determine whether the respondent is disabled, partially disabled, or has no disability in relation to the management of his personal affairs.

Any determination of total or partial disability shall be supported by agreement of at least five sixths (5/6) of the jurors as provided by KRS 29A.280(3).

(2) If the respondent is found not to be disabled or partially disabled, the petition shall be dismissed.

(3) If the respondent is found to be disabled or partially disabled, the court shall, at the same hearing, without a jury, determine:

(a) The type of guardian or conservator to be appointed;

(b) The specific legal disabilities to which the respondent is subject, if the respondent has been determined to be partially disabled;

(c) The corresponding powers and duties of the limited guardian or limited conservator, if the respondent has been determined to be partially disabled;

(d) The individual or entity to be appointed by the court as limited guardian, guardian, limited conservator, or conservator;

(e) The individual or entity, if any, to be appointed as standby guardian or conservator; and

(f) The duration of the term of guardianship or conservatorship.

Section 4. KRS 387.610 is amended to read as follows:

Prior to the expiration of a term of guardianship or conservatorship, the limited guardian, guardian, limited conservator, or conservator may petition, pursuant to KRS 387.620, for a renewal of his appointment for a period not to exceed five (5) years. [~~The petition shall be accompanied by verified affidavits of a physician, a psychologist licensed or certified under the provisions of KRS Chapter 319, and a person licensed or certified as a social worker or an employe of the cabinet for human resources who meets the qualifications of KRS 335.080(1)(a), (b) and (c) or 335.090(1)(a), (b) and (c) supporting the need for the continuation of the guardianship or conservatorship.~~]

Section 5. KRS 387.620 is amended to read as follows:

(1) A partially disabled or disabled person, his limited guardian, guardian, limited conservator, or conservator, or any other interested person may petition the court for:

(a) Termination or modification of an order of partial disability or disability***, excluding any additional deprivation of civil and legal rights***;

(b) Removal and/or replacement of a limited guardian, guardian, limited conservator or conservator; or

(c) Renewal of the appointment of a limited guardian, guardian, limited conservator, or conservator.

(2) Petitions pursuant to this section shall set forth:

(a) The name and address of the ward;

(b) The name and address of the limited guardian, guardian, limited conservator, or conservator;

(c) The name, address, and interest of the petitioner;

(d) The names and addresses of the ward's next of kin, if known;

(e) The name and address of the individual or facility, if any, having custody of the ward;

(f) The relief requested; and

(g) The facts and reasons supporting the request.

(3) A request under subsection (1) of this section, if made by the ward, may be communicated to the court by any means, including but not limited to oral communication or informal letter. If such a request is communicated by means other than a petition, the court shall appoint a suitable person who may, but need not be, an employe of the state, county, or court to prepare a written petition to be filed with the court within seven (7) days following the appointment.

(4) Within thirty (30) days after the filing of a petition, the court***, acting without a jury,*** shall conduct a hearing at which the ward shall be entitled to counsel. The time for a hearing may be extended by the court, on motion of either party, for cause. Notice of the time and place of the hearing shall be given ***by the clerk of the court*** not less than fourteen (14) days prior to the hearing to both parties and all persons named in the petition.

(5) At the request of any party or on its own initiative, the court may order an interdisciplinary evaluation of the ward. The time period in which the court must review a petition may be extended for an appropriate period of time if such an evaluation is ordered by the court. ***The interdisciplinary evaluation report may be filed as a single or joint report of the interdisciplinary evaluation team, or it may otherwise be constituted by the separate reports filed by each individual of the team. If all parties to the proceeding and their attorneys agree to the admissibility of the report or reports, the report or reports shall be admitted into evidence and shall thereupon be considered by the court upon filing with the court.***

(6) The burden of proof shall be on the petitioner to prove his entitlement to the relief requested pursuant to KRS 387.620(1)(a), (b) or (c) by clear and convincing evidence.

(7) Upon conclusion of the hearing, the court shall enter a written order setting forth the factual basis for its finding and may do any of the following:

(a) Dismiss the petition;

(b) Remove the guardian or conservator and dissolve the guardianship or conservatorship order;

(c) Remove the limited guardian, guardian, limited conservator, or conservator and appoint a successor;

(d) Modify the original guardianship or conservatorship order; or

(e) Make any other order which the court deems appropriate and in the best interest of the ward.

(8)[~~(7)~~] If the original order is dissolved and no further order is issued, the ward shall be relieved of all legal disabilities. The court shall enter an order and judgment restoring to the person all of the rights and privileges of a citizen. The clerk shall note such judgment or modification in the book in which notices of actions and encumbrances are indexed.

(9)[~~(8)~~] The clerk of the court shall transmit a certified copy of the restoration judgment or modification to the originating court, if the judgment or modification is ordered by a court other than the court in which the original judgment was entered.

Section 6. KRS 387.740 is amended to read as follows:

(1) The court may exercise the powers of a limited guardian or limited conservator or may appoint an individual or agency to exercise ***the*** [~~such~~] powers if, during the pendency of a proceeding for a determination of partial disability or disability or an appeal therefrom, it appears that there is danger of serious impairment to the health or safety of the respondent or damage or dissipation to his property if immediate action is not taken.

(2) Prior to a hearing on the need for an emergency appointment of a limited guardian or limited conservator, a petition shall be filed which sets forth the following:

(a) The name, age, and address of the respondent;

(b) The danger alleged to be imminent;

(c) The type of appointment and the protection and assistance requested;

(d) The facts and reasons supporting the request;

(e) The name, address, and qualifications of the proposed limited guardian or limited conservator, if any;

(f) The name, address, and interest of the petitioner;

(g) The names and addresses of the respondent's next of kin, if known;

(h) The name and address of the individual or facility, if any, having custody of the respondent; and

(i) The date of filing of the petition for determination of disability or partial disability.

(3) Within one (1) week of the filing of a petition pursuant to this section, the court ***without a jury*** shall conduct a hearing at which the respondent shall be entitled to counsel. Notice of the time and place of the hearing shall be given not less than forty-eight (48) hours prior to the hearing to all persons named in the petition and to the county attorney.

(4) The burden shall be on the Commonwealth to prove by clear and convincing evidence the need for the emergency appointment of a limited guardian or conservator.

(5) If the court exercises the powers of a limited guardian or limited conservator or appoints another to do so in an emergency situation as set forth in subsection (1) of this section, the court shall state on the record findings of fact as to the danger determined to be imminent, the sources relied on in arriving at such determination, the type of assistance to be provided, and the powers and duties of the emergency guardian or conservator. The authority of the guardian or conservator shall expire upon resolution of the appeal or action.

The Committee Substitute to **SB 99** is as follows:

SB 99, AN ACT relating to persons with disabilities.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 387.540 is amended to read as follows:

(1) Prior to a hearing on a petition for a determination of partial disability or disability and the appointment of a limited guardian, guardian, limited conservator, or conservator, an interdisciplinary evaluation report shall be filed with the court. ***The report may be filed as a single and joint report of the interdisciplinary evaluation team, or it may otherwise be constituted by the separate reports filed by each individual of the team. If all parties to the proceeding and their attorneys agree to the admissibility of the report or reports, the report or reports shall be admitted into evidence and shall thereupon be considered by the jury upon filing with the court.*** The report shall be compiled by at least three (3) individuals, including a physician, a psychologist licensed or certified under the provisions of KRS Chapter 319, and a person licensed or certified as a social worker or an employe of the cabinet for human resources who meets the qualifications of KRS 335.080(1)(a), (b) and (c) or 335.090(1)(a), (b) and (c). The social worker shall, whenever possible, be chosen from among employes of the cabinet for human resources residing or working in the area, and there shall be no additional compensation for their service on the interdisciplinary evaluation team.

(2) At least one (1) person participating in the compilation of the report shall have knowledge of the particular disability which the respondent is alleged to have or knowledge of the skills required of the respondent to care for himself and his estate.

(3) If the respondent is alleged to be partially disabled or disabled due to mental illness, at least one

(1) person participating in the compilation of the interdisciplinary evaluation report shall be a qualified mental health professional as defined in KRS 202A.011(11). If the respondent is alleged to be partially disabled or disabled due to mental retardation, at least one (1) person participating in the compilation of the evaluation report shall be a qualified mental retardation professional as defined in KRS 202B.010(3).

(4) The interdisciplinary evaluation report shall contain:

(a) A description of the nature and extent of the respondent's disabilities, if any;

(b) Current evaluations of the respondent's social, intellectual, physical, and educational condition, adaptive behavior, and social skills. Such evaluations may be based on prior evaluations not more than three (3) months old, except that evaluations of the respondent's intellectual condition may be based on individual intelligence test scores not more than one (1) year old;

(c) An opinion as to whether guardianship or conservatorship is needed, the type of guardianship or conservatorship needed, if any, and the reasons therefor;

(d) An opinion as to the length of time guardianship or conservatorship will be needed by the respondent, if at all, and the reasons therefor;

(e) If limited guardianship or conservatorship is recommended, a further recommendation as to the scope of the guardianship or conservatorship, specifying particularly the rights to be limited and the corresponding powers and duties of the limited guardian or limited conservator;

(f) A description of the social, educational, medical, and rehabilitative services currently being utilized by the respondent, if any;

(g) A determination whether alternatives to guardianship or conservatorship are available;

(h) A recommendation as to the most appropriate treatment or rehabilitation plan and living arrangement for the respondent and the reasons therefor;

(i) A listing of all medications the respondent is receiving, the dosage, and a description of the impact of the medication upon the respondent's mental and physical condition and behavior;

(j) An opinion whether attending a hearing on a petition filed under KRS 387.530 would subject the respondent to serious risk of harm;

(k) The names and addresses of all individuals who examined or interviewed the respondent or otherwise participated in the evaluation; and

(l) Any dissenting opinions or other comments by the evaluators.

(5) The evaluation report may be compiled by a community mental health-mental retardation center, a licensed facility for mentally ill or developmentally disabled persons, if the respondent is a resident of such facility, or a similar agency.

(6) In all cases where the respondent is a resident of a licensed facility for mentally ill or developmentally disabled persons and the petition is filed by an employe of that facility, the petition shall be accompanied by an interdisciplinary evaluation report prepared by the facility.

(7) Except as provided in subsection (6) of this section, the court shall order appropriate evaluations to be performed by qualified persons or a qualified agency. The report shall be prepared and filed with the court and copies mailed to the attorneys for both parties at least ten (10) days prior to the hearing. All items specified in subsection (4) of this section shall be included in the report.

(8) If the person evaluated is a poor person as defined in KRS 453.190, the examiners shall be paid by the county ***of the court that appointed the examiners*** [~~in which the petition is filed~~] upon an order of allowance entered by the court. ***The district judge shall enter an order directing the fiscal court to pay the fees submitted by the examiners.*** Payment shall be in an amount which is reasonable as determined by the court, except no payment shall be required of the county for an evaluation performed by a salaried employe of a state agency for an evaluation performed within the course of his employment. Additionally, no payment shall be required of the county for an evaluation performed by a salaried employe of a community mental health-mental retardation center or private facility or agency where the costs incurred by the center, facility, or agency are reimbursable through third-party payors. Affidavits or other competent evidence are admissible to prove the services rendered but not to prove their value.

(9) The respondent may file a response to the evaluation report no later than five (5) days prior to the hearing.

(10) The respondent may secure an independent evaluation. If the respondent is unable to pay for such evaluation, compensation for the independent evaluation may be paid by the county in an amount which is reasonable as determined by the court.

Section 2. KRS 387.550 is amended to read as follows:

(1) If the petition is accompanied by an interdisciplinary evaluation report when filed, the court shall fix a date and a place for a hearing to be held within thirty (30) days after the filing of the petition. If no interdisciplinary evaluation report accompanies the petition when filed, the court shall fix a date and a place for a hearing to be held within sixty (60) days after the filing of the petition. The time for a hearing may be extended by the court, on motion of either party, for cause.

(2) Notice of the time and place of the hearing shall be given ***by the clerk of the court*** not less than fourteen (14) days prior to the hearing to the attorneys for both parties, all persons named in the petition, and the person proposed for appointment as limited guardian, guardian, limited conservator, or conservator.

Section 3. KRS 387.580 is amended to read as follows:

(1) At a hearing convened under KRS 387.500 to 387.770 for a determination of partial disability or disability, the jury shall:

(a) Inquire into the nature and extent of the general intellectual functioning of the respondent;

(b) Inquire into the respondent's capacity to make informed decisions concerning his personal affairs and financial resources;

(c) Determine whether the respondent is disabled, partially disabled, or has no disability in relation to the management of his financial resources; and

(d) Determine whether the respondent is disabled, partially disabled, or has no disability in relation to the management of his personal affairs.

KRS 29A.280(3) to the contrary notwithstanding, any determination of total or partial disability shall be supported by a unanimous agreement of the jurors.

(2) If the respondent is found not to be disabled or partially disabled, the petition shall be dismissed.

(3) If the respondent is found to be disabled or partially disabled, the court shall, at the same hearing, without a jury, determine:

(a) The type of guardian or conservator to be appointed;

(b) The specific legal disabilities to which the respondent is subject, if the respondent has been determined to be partially disabled;

(c) The corresponding powers and duties of the limited guardian or limited conservator, if the respondent has been determined to be partially disabled;

(d) The individual or entity to be appointed by the court as limited guardian, guardian, limited conservator, or conservator;

(e) The individual or entity, if any, to be appointed as standby guardian or conservator; and

(f) The duration of the term of guardianship or conservatorship.

Section 4. KRS 387.610 is amended to read as follows:

Prior to the expiration of a term of guardianship or conservatorship, the limited guardian, guardian, limited conservator, or conservator may petition, pursuant to KRS 387.620, for a renewal of his appointment for a period not to exceed five (5) years. [~~The petition shall be accompanied by verified affidavits of a physician, a psychologist licensed or certified under the provisions of KRS Chapter 319, and a person licensed or certified as a social worker or an employe of the cabinet for human resources who meets the qualifications of KRS 335.080(1)(a), (b) and (c) or 335.090(1)(a), (b) and (c) supporting the need for the continuation of the guardianship or conservatorship.~~]

Section 5. KRS 387.620 is amended to read as follows:

(1) A partially disabled or disabled person, his limited guardian, guardian, limited conservator, or conservator, or any other interested person may petition the court for:

(a) Termination or modification of an order of partial disability or disability***, excluding any additional deprivation of civil and legal rights***;

(b) Removal and/or replacement of a limited guardian, guardian, limited conservator or conservator; or

(c) Renewal of the appointment of a limited guardian, guardian, limited conservator, or conservator.

(2) Petitions pursuant to this section shall set forth:

(a) The name and address of the ward;

(b) The name and address of the limited guardian, guardian, limited conservator, or conservator;

(c) The name, address, and interest of the petitioner;

(d) The names and addresses of the ward's next of kin, if known;

(e) The name and address of the individual or facility, if any, having custody of the ward;

(f) The relief requested; and

(g) The facts and reasons supporting the request.

(3) A request under subsection (1) of this section, if made by the ward, may be communicated to the court by any means, including but not limited to oral communication or informal letter. If such a request is communicated by means other than a petition, the court shall appoint a suitable person who may, but need not be, an employe of the state, county, or court to prepare a written petition to be filed with the court within seven (7) days following the appointment.

(4) Within thirty (30) days after the filing of a petition, the court***, acting without a jury,*** shall conduct a hearing at which the ward shall be entitled to counsel. The time for a hearing may be extended by the court, on motion of either party, for cause. Notice of the time and place of the hearing shall be given ***by the clerk of the court*** not less than fourteen (14) days prior to the hearing to both parties and all persons named in the petition.

(5) At the request of any party or on its own initiative, the court may order an interdisciplinary evaluation of the ward. The time period in which the court must review a petition may be extended for an appropriate period of time if such an evaluation is ordered by the court. ***The interdisciplinary evaluation report may be filed as a single or joint report of the interdisciplinary evaluation team, or it may otherwise be constituted by the separate reports filed by each individual of the team. If all parties to the proceeding and their attorneys agree to the admissibility of the report or reports, the report or reports shall be admitted into evidence and shall thereupon be considered by the court upon filing with the court.***

(6) ***The burden of proof shall be on the petitioner to prove his entitlement to the relief requested pursuant to KRS 387.620(1)(a), (b) or (c) by clear and convincing evidence.***

(7) Upon conclusion of the hearing, the court shall enter a written order setting forth the factual basis for its finding and may do any of the following:

(a) Dismiss the petition;

(b) Remove the guardian or conservator and dissolve the guardianship or conservatorship order;

(c) Remove the limited guardian, guardian, limited conservator, or conservator and appoint a successor;

(d) Modify the original guardianship or conservatorship order; or

(e) Make any other order which the court deems appropriate and in the best interest of the ward.

(8)[~~(7)~~] If the original order is dissolved and no further order is issued, the ward shall be relieved of all legal disabilities. The court shall enter an order and judgment restoring to the person all of the rights and privileges of a citizen. The clerk shall note such judgment or modification in the book in which notices of actions and encumbrances are indexed.

(9)[~~(8)~~] The clerk of the court shall transmit a certified copy of the restoration judgment or modification to the originating court, if the judgment or modification is ordered by a court other than the court in which the original judgment was entered.

Section 6. KRS 387.740 is amended to read as follows:

(1) The court may exercise the powers of a limited guardian or limited conservator or may appoint an individual or agency to exercise ***the*** [~~such~~] powers if, during the pendency of a proceeding for a determination of partial disability or disability or an appeal therefrom, it appears that there is danger of serious impairment to the health or safety of the respondent or damage or dissipation to his property if immediate action is not taken.

(2) Prior to a hearing on the need for an emergency appointment of a limited guardian or limited conservator, a petition shall be filed which sets forth the following:

(a) The name, age, and address of the respondent;

(b) The danger alleged to be imminent;

(c) The type of appointment and the protection and assistance requested;

(d) The facts and reasons supporting the request;

(e) The name, address, and qualifications of the proposed limited guardian or limited conservator, if any;

(f) The name, address, and interest of the petitioner;

(g) The names and addresses of the respondent's next of kin, if known;

(h) The name and address of the individual or facility, if any, having custody of the respondent; and

(i) The date of filing of the petition for determination of disability or partial disability.

(3) Within one (1) week of the filing of a petition pursuant to this section, the court ***without a jury*** shall conduct a hearing at which the respondent shall be entitled to counsel. Notice of the time and place of the hearing shall be given not less than forty-eight (48) hours prior to the hearing to all persons named in the petition and to the county attorney.

(4) The burden shall be on the Commonwealth to prove by clear and convincing evidence the need for the emergency appointment of a limited guardian or conservator.

(5) If the court exercises the powers of a limited guardian or limited conservator or appoints another to do so in an emergency situation as set forth in subsection (1) of this section, the court shall state on the record findings of fact as to the danger determined to be imminent, the sources relied on in arriving at such determination, the type of assistance to be provided, and the powers and duties of the emergency guardian or conservator. The authority of the guardian or conservator shall expire upon resolution of the appeal or action.

SB 168, AN ACT relating to the law of the ascertainment of principal and income and apportionment of receipts and expenses among an income beneficiary and remainderman.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

As used in this Act:

(1) "Income Beneficiary" means the person to whom income is currently payable or for whom it is accumulated for distribution as income or a tenant who is entitled to the beneficial use of principal currently and for a time prior to its distribution.

(2) "Inventory value" means the basis for federal income tax purposes;

(3) "Remainderman" means the person entitled to principal, including income which has been accumulated and added to principal;

(4) "Trustee" means an original trustee and any successor or added trustee.

SECTION 2. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) A trust shall be administered with due regard to the respective interests of income beneficiaries and remaindermen. A trust shall be so administered with respect to the allocation of receipts and expenditures if a receipt is credited or an expenditure is charged to income or principal or partly to each:

(a) In accordance with the terms of the trust instrument, notwithstanding contrary provisions of the Act;

(b) In the absence of any contrary terms of the trust instrument, in accordance with the provisions of this Act; or

(c) If neither of the preceding rules of administration is applicable, in accordance with what is reasonable and equitable in view of the interests of those entitled to income as well as those entitled to principal, and in view of the manner in which men of ordinary prudence, discretion and judgment would act in the management of their own affairs.

(2) If the trust instrument gives the trustee discretion in crediting a receipt or charging an expenditure to income or principal or partly to each, no inference of imprudence or partiality arises from the fact that the trustee has made an allocation contrary to the provision of this Act.

SECTION 3. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) Income shall mean the return in money or property derived from the use of principal, including return received as:

(a) Rent of real or personal property, including sums received for cancellation or renewal of a lease;

(b) Interest on money lent, including sums received as consideration for the privilege of prepayment of principal, except as provided in Section 7 on bond premium and bond discount;

(c) Income earned during administration of a decedent's estate, as provided in Section 5;

(d) Corporate distributions, as provided in Section 6;

(e) Accrued increment on bonds or other obligations issued at discount, as provided in Section 7;

(f) Receipts from business and farming operations, as provided in Section 8;

(g) Receipts from disposition of natural resources, as provided in Sections 9 and 10;

(h) Receipts from other principal subject to depletion, as provided in Section 11; and

(i) Receipts from disposition of underproductive property, as provided in Section 12.

(2) Principal shall mean the property which has been set aside by the owner or the person legally empowered so that it is held in trust eventually to be delivered to a remainderman while the return or use of the principal is in the meantime taken or received by or held for accumulation for an income beneficiary. Principal shall include:

(a) Consideration received by the trustee on the sale or other transfer of principal or on repayment of a loan or as a refund or replacement or change in the form of principal;

(b) Proceeds of property taken on eminent domain proceedings;

(c) Proceeds of insurance upon property forming part of the principal except proceeds of insurance upon a separate interest of an income beneficiary;

(d) Stock dividends, receipts on liquidation of a corporation, and other corporate distributions, as provided in Section 6;

(e) Receipts from the disposition of corporate securities, as provided in Section 7;

(f) Royalties and other receipts from disposition of natural resources, as provided in Sections 9 and 10;

(g) Receipts from other principal subject to depletion, as provided in Section 11;

(h) Any profit resulting from any change in the form of principal, except as provided in Section 12 on underproductive property;

(i) Receipts from disposition of under productive property, as provided in Section 12; and

(j) Any allowances for depreciation established under Section 8 and paragraph (b) of subsection (1) of Section 13.

(3) After determining income and principal in accordance with the terms of the trust instrument or of this Act, the trustee shall charge to income or principal expenses and other charges, as provided in Section 13.

SECTION 4. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) An income beneficiary is entitled to income from the date specified in the trust instrument, or, if none is specified, from the date an asset becomes subject to the trust. In the case of an asset becoming subject to a trust by reason of a will, it shall become subject to the trust as of the date of the death of the testator even though there is an intervening period of administration of the testator's estate.

(2) In the administration of a decedent's estate or an asset becoming subject to a trust by reason of a will:

(a) Receipts due but not paid at the date of death of the testator shall be principal; and

(b) Receipts in the form of periodic payments, other than corporate distributions to stockholders, including rent, interest, or annuities, not due at the date of the death of the testator shall be treated as accruing from day to day. That portion of the receipt accruing before the date of death shall be principal, and the balance shall be income.

(3) In all other cases, any receipt from an income producing asset shall be income even though the receipt was earned or accrued in whole or in part before the date when the asset became subject to the trust.

(4) On termination of an income interest, the income beneficiary whose interest is terminated, or his estate, to the extent the income beneficiary would have been entitled but for the termination of the income interest, shall be entitled to:

(a) Income undistributed on the date of termination;

(b) Income due but not paid to the trustee on the date of termination; and

(c) Income in the form of periodic payments, other than corporate distributions to stockholders, including rent, interest, or annuities, not due on the date of termination, accrued from day to day.

(5) Corporate distributions to stockholders shall be treated as due on the day fixed by the corporation for determination of stockholders of record entitled to distribution or, if no date is fixed, on the date of declaration of the distribution by the corporation.

SECTION 5. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) Unless the will otherwise provides and subject to subsection (2), all expenses incurred in connection with the settlement of a decedent's estate, including, but not limited to, debts, funeral expenses, estate and inheritance taxes, interest and penalties concerning taxes, family allowances, fees of attorneys, accountants and personal representatives, and court costs shall be charged against the principal of the estate.

(2) Unless the will otherwise provides, income from the assets of a decedent's estate after the death of the testator and before distribution, including income from property used to discharge liabilities, shall be determined in accordance with the rules applicable to a trustee under this Act and distributed as follows:

(a) To specific non-pecuniary legatees and devisees, the income from the property bequeathed or devised to them respectively, less taxes, ordinary repairs, and other expenses attributable to management and operation of the property, and taxes imposed on income derived from the property, excluding taxes on capital gains, which accrue during the period of administration;

(b) To all other legatees and devisees, except specific legatees of pecuniary bequests not in trust, the balance of the income, less the balance of taxes, ordinary repairs, and other expenses attributable to management and operation of all property from which the estate is entitled to income, and the balance of taxes imposed on income, excluding taxes on capital gains, which accrue during the period of administration, in proportion to their respective interests in the undistributed assets of the estate computed at times of distribution on the basis of inventory value.

(3) To specific legatees of pecuniary bequests not in trust, who shall receive only the sum provided in the will, no income shall be distributed except as otherwise provided in KRS 394.520.

(4) Income received by a trustee under subsection (2) shall be treated as income of the trust.

SECTION 6. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) Corporate distributions of shares of the distributing corporation, including distributions in the form of a stock split or stock dividend, shall be principal. A right to subscribe to shares or other securities issued by the distributing corporation accruing to stockholders on account of their stock ownership and the proceeds of any sale of the right shall be principal.

(2) Except to the extent that the corporation indicates that some part of a corporate distribution is a settlement of preferred or guaranteed dividends accrued since the trustee became a stockholder or is in lieu of an ordinary cash dividend, a corporate distribution shall be principal if the distribution is pursuant to:

(a) A call of shares;

(b) A merger, consolidation, reorganization, or other plan by which assets of the corporation are acquired by another corporation; or

(c) A total or partial liquidation of the corporation, including any distribution which the corporation indicates is a distribution in total or partial liquidation or any distribution of assets, including cash pursuant to a court decree or final administrative order by a government agency ordering distribution of the particular assets.

(3) Distributions made from ordinary income, as it is determined for federal income tax purposes, by a regulated investment company or by a trust qualifying and electing to be taxed under federal law as a real estate investment trust shall be income. All other distributions made by a regulated investment company or by a qualifying real estate investment trust including distributions from capital gains, depreciation, or depletion, whether in the form of cash or an option to take new stock or cash or an option to purchase additional shares, shall be principal.

(4) Except as provided in subsection (1), (2), and (3), all corporate distributions shall be income, including cash dividends, distributions of or rights to subscribe to shares or securities or obligations of corporations other than the distributing corporation, and the proceeds of the rights or property distributions. Except as provided in subsections (2) and (3), if the distributing corporation gives a stockholder an option to receive a distribution either in cash or in its own shares, the distribution chosen shall be income.

(5) The trustee may rely upon any statement of the distributing corporation as to any fact relevant under any provision of this Act concerning the source or character of dividends or distributions of corporate assets.

SECTION 7. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) Bonds or other obligations for the payment of money shall be principal at their inventory value, except as provided in subsection (2) for discount bonds. No provision shall be made for amortization of bond premiums or for accumulation for discount. The proceeds of sale, redemption, or other disposition of the bonds or obligations shall be principal.

(2) The increment in value of a bond or other obligation for the payment of money, bearing no stated interest or containing no provision for annual interest payments, but payable or redeemable at maturity or at a future time at an amount in excess of the price at which it was issued or purchased, if purchased after issuance, shall be distributable as income. If the increment in value accrues and becomes payable pursuant to a fixed schedule of appreciation, it may be distributed to the beneficiary who was the income beneficiary at the time of increment from the first principal cash available or, if none is available, when the increment is realized by sale, redemption, or other disposition. The trustee may distribute from principal to the income beneficiary an amount equal to the income tax payable by the beneficiary as a result of the original issue discount reportable by the beneficiary for income tax purposes. When any amount is distributed as income but out of principal under this section, the principal shall be reimbursed for the distributed amount from the increment when realized.

SECTION 8. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) If any part of the principal is used in the continuance of a business, the net profits of the business, computed in accordance with generally accepted accounting practices for a comparable business, shall be income. If a loss results in any fiscal or calendar year, the loss shall fall on principal and shall not be carried into any other fiscal or calendar year for purposes of calculating net income.

(2) Generally accepted accounting practice shall be used to determine income from an agricultural or farming operation, including the raising of animals or the operation of a nursery.

SECTION 9. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) If any part of the principal consists of a right to receive royalties, overriding or limited royalties, working interests, production payments, net profit interests, other interests in minerals or other natural resources in, on or under land, the receipts after taking the natural resources from the land shall be allocated as follows:

(a) If received as rent on a lease or extension payments on a lease, the receipts shall be income;

(b) If received from a production payment, the receipts shall be income to the extent of any factor for interest or its equivalent provided in the instrument governing the production payment. There shall be allocated to principal the fraction of the balance of the receipts which the unrecovered cost of the production payment bears to the balance owed on the production payment, exclusive of any factor for interest or its equivalent. The receipts not allocated to principal shall be income;

(c) If received as a royalty, overriding or limited royalty, or bonus, or from a working, net profit, or any other interest in minerals or other natural resources, receipts not provided for in the preceding paragraphs of this section shall be apportioned on a yearly basis in accordance with this paragraph, whether or not any natural resource was being taken from the land at the time the trust was established. There shall be added to principal as an allowance for depletion the percentage of gross receipts that is allowed to the trust as a deduction for depletion in computing taxable income for federal income tax purposes, but not to exceed fifty percent (50%) of the net receipts remaining after payment of all expenses, direct and indirect, computed without allowance for depletion. The balance of the gross receipts after payment therefrom of all expenses, direct and indirect, shall be income.

(2) If a trustee, on the effective date of this Act, held an item of depletable property of a type specified in this section, he shall allocate receipts from the property in the manner used before the effective date of this Act, but as to all depletable property acquired after the effective date of this Act by an existing or new trust, the method of allocation provided herein shall be used.

(3) This section shall not apply to timber, water, soil, sod, dirt, turf, or mosses.

SECTION 10. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

If any part of the principal consists of land from which merchantable timber may be removed, the receipts from taking the timber from the land shall be allocated in accordance with paragraph (c) of subsection (1) of Section 2.

SECTION 11. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

Except as provided in Sections 9 and 10, if the principal consists of property subject to depletion, including leaseholds, patents, copyrights, royalty rights, and rights to receive payments on a contract for deferred compensation, receipts from the property, not in excess of five percent (5%) per year of its inventory value, shall be income, and the balance shall be principal.

SECTION 12. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) Except as otherwise provided in this section, a portion of the net proceeds of sale of any part of principal which has not produced an average net income of at least one percent (1%) per year of its inventory value for more than a year, including as income the value of any beneficial use of the property by the income beneficiary, shall be treated as delayed income to which the income beneficiary is entitled as provided in this section. The net proceeds of sale shall be the gross proceeds received, including the value of any property received in substitution for the property disposed of, less the expenses, including capital gains tax, if any, incurred in disposition and less any carrying charges paid while the property was underproductive.

(2) The sum allocated as delayed income shall be the difference between the net proceeds and the amount which, had it been invested as simple interest at five percent (5%) per year while the property was underproductive, would have produced the net proceeds. This sum, plus any carrying charges and expenses previously charged against income while the property was underproductive, less any income received by the income beneficiary from the property and less the value of any beneficial use of the property by the income beneficiary, shall be income, and the balance shall be principal.

(3) An income beneficiary or his estate shall be entitled to delayed income under this section as if it accrued from day to day during the time he was a beneficiary.

(4) If principal subject to this section is disposed of by conversion into property which cannot be apportioned easily, including land or mortgages such as realty acquired by or in lieu of foreclosure, the income beneficiary shall be entitled to the net income from any property or obligation into which the original principal is converted while the substituted property or obligation is held. If within five (5) years after the conversion the substituted property has not been further converted into easily apportionable property, no allocation as provided in this section shall be made.

(5) This section shall not apply to securities listed on a national securities exchange or traded over the counter if the securities are held in a broadly diversified portfolio designed to produce a reasonable return appropriate to the purposes of the trust.

SECTION 13. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) The following charges shall be made against income:

(a) Ordinary expenses incurred in connection with the administration, management, or preservation of the trust property, including regularly recurring taxes assessed against any portion of the principal, water rates, premiums on insurance taken upon the interests of the income beneficiary, remainderman, or trustee, interest paid by the trustee, and ordinary repairs, trustee's compensation except commissons computed on principal;

(b) A reasonable allowance for depreciation on property subject to depreciation under generally accepted accounting practices, but no allowance shall be made for depreciation of that portion of any real property used by a beneficiary as a residence or for depreciation of any property held by the trustee on the effective date of this Act for which the trustee is not then making an allowance for depreciation;

(c) Court costs, attorney's fees, and other fees incurred with respect to regular accountings, unless the court directs otherwise;

(d) All expenses reasonably incurred for current management of principal and application of income; and

(f) Any tax levied upon receipts defined as income under this Act or the trust instrument and payable by the trustee.

(2) If charges against income are of an unusual amount, the trustee may by means of reserves or other reasonable means charge them over a reasonable period of time and withhold from distribution sufficient sums to regularize distributions.

(3) The following charges shall be made against principal:

(a) Trustee's compensation not chargeable to income under subsection (1) of this section, special compensation of trustee, expenses reasonably incurred in connection with principal, court costs and attorney's fees not chargeable to income under subsection (1) of this section and trustee's compensation computed on principal as an acceptance, distribution, or termination fee;

(b) Charges not provided for in subsection (1), including the cost of investing and reinvesting principal; the payments on principal of any indebtedness, including a mortgage amortized by periodic payments of principal; expenses for preparation of property for rental or sale; and, unless the court directs otherwise, expenses incurred in maintaining or defending any action to construe the trust or protect it or the property or assure the title of any trust property;

(c) Extraordinary repairs or expenses incurred in making a capital improvement to principal, including special assessments; but a trustee may establish an allowance for depreciation out of income to the extent permitted by paragraph (b) of subsection (1) of this section and by Section 8;

(d) Any tax levied upon profit, gain, or other receipts allocated to principal notwithstanding denomination of the tax as an income tax by the taxing authority; and

(e) If an estate or inheritance tax is levied in respect of a trust in which both an income beneficiary and a remainderman have an interest, any amount apportioned to the trust, including interest and penalties, even though the income beneficiary also has rights in the principal.

(4) Regularly recurring charges payable from income shall be apportioned to the same extent and in the same manner that income is apportioned under Section 4.

SECTION 14. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) The provisions of Section 13 so far as applicable and excepting those dealing with costs of, or special taxes or assessments for, improvements to property, shall govern the apportionment of expenses between income beneficiary and remainderman where no trust has been created, subject to any legal agreement of the parties or any specified direction of the taxing or other statutes; but where either the income beneficiary or remainderman has incurred an expense for the benefit of his own estate and without the consent or agreement of the other, he shall pay the expense in full.

(2) Subject to the exceptions stated in subsection (1) of this section, the cost of, or special taxes or assessments for, an improvement representing an addition of value to property forming part of the principal shall be paid by the income beneficiary, where the improvement cannot reasonably be expected to outlast the income beneficiary's interest. In all other cases, a portion thereof only shall be paid by the income

beneficiary while the remainder shall be paid by the remainderman. The portion shall be ascertained by taking that percentage of the total which is found by dividing the present value of the income beneficiary's interest by the present value of an estate of the same form as that of the income beneficiary except that it is limited for a period corresponding to the reasonably expected duration of the improvement. The computation of present values shall be made on the expectancy basis set forth in the American Experience Tables of Mortality and no other evidence of duration or expectancy shall be considered.

SECTION 15. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

Except as specifically otherwise provided in the trust instrument, or in this Act, this Act shall govern the ascertainment of income and principal and the apportionment of receipts and expenses between income beneficiaries and remaindermen in all cases where principal has been established with or without the interposition of a trust, including, but not limited to, any receipt or expense received or incurred by a trust, a legal life estate, an estate for a term of years, or an estate of a decedent.

SECTION 16. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

This Act shall be construed to effectuate its general purpose to make uniform the law of those states which enact it.

SECTION 17. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

(1) This Act shall take effect on January 1, 1991.

(2) Except as specifically otherwise provided in the trust instrument or in this Act, this Act shall apply to any receipt or expense received or incurred after the effective date of this Act by any trust, legal life estate, or estate for a term of years whether established before or after the effective date of this Act and whether the asset involved was acquired by the trustee before or after the effective date of this Act and to any receipt or expense received or incurred by an estate of a decedent dying on or after the effective date of this Act.

SECTION 18. A NEW SECTION OF KRS CHAPTER 386 IS CREATED TO READ AS FOLLOWS:

This Act may be cited as the Kentucky Revised Uniform Principal and Income Act.

Section 19. The following KRS sections are repealed:

386.190 Definitions for KRS 386.190 to 386.340.

386.200 Application of KRS 386.190 to 386.340 — Powers of settlor.

386.210 Receipts of money or property, when deemed income and when deemed principal — Disposition of income and principal.

386.220 Apportionment of income.

386.230 Corporate dividends and share rights.

386.240 Bonds or other obligations for the payment of money.

386.250 Principal used in business.

386.260 Principal comprising animals.

386.270 Disposition of natural resources.

386.280 Principal subject to depletion.

386.290 Unproductive principal.

386.300 Expenses incurred in connection with trust estate.

386.310 Expenses of non-trust estates.

386.320 Uniformity of interpretation.

386.330 Citation of KRS 386.190 to 386.340.

386.340 Time of application of KRS 386.190 to 386.340.

The Committee Amendment No. 1 to **SB 168** is as follows:

Amend printed GA copy of **SB 168** on page 7, line 4, after "***attorneys***" by deleting "***,***" and inserting in lieu thereof "***and***"; and

On page 7, line 4, after "***accountants***" by inserting "***,***"; and

On page 7, line 5, by deleting "***and personal representatives,***" and inserting in lieu thereof "***compensation of personal representatives except commissions computed on income,***".

SB 375, AN ACT relating to the Juvenile Code.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 605.110 is amended to read as follows:

(1) Unless provided otherwise, when any child committed to the cabinet requires medical or surgical care or treatment, the cabinet may provide the same or arrange for the furnishing thereof by other public or private agencies, and may give consent to such medical or surgical treatment. For this purpose, the services and facilities of local health officers and departments shall be made available to the cabinet, and as far as practicable, any publicly-owned hospital shall provide hospitalization without charge for any such child who is a resident of the political subdivision by which the hospital is owned or operated. This section does not authorize nor shall permission be granted for abortion or sterilization.

(2) Any child placed in a foster home by an agency duly authorized in KRS Chapter 620 to place a child in a foster home shall receive a complete medical, visual, and dental examination by a professional authorized by the Kentucky Revised Statutes to conduct such examinations. Arrangements for a child placed in a foster home to receive such examinations shall be made within two (2) weeks of his placement in a foster home and not less than every twelve (12) months thereafter.

(3) Children maintained in any of the facilities and programs operated by the cabinet ***or secure juvenile detention facilities operated by a county, containing a city of the first class, pursuant to KRS 67.0831(2)*** shall, so far as possible, receive a common school education. Those children requiring segregation, restraint or specialized treatment shall be provided supplemental or special education. The Department of Education, to the extent of available facilities, shall assist and cooperate with the department in the educational programs for the facilities and programs. Administrative regulations shall be promulgated by the cabinet in cooperation with the Kentucky Department of Education regarding the education of children in state agency programs operated or contracted by the cabinet for children requiring services in day treatment, residential facilities, mental retardation facilities and clinical programs. Administrative regulations shall include, but not be limited to, certification of teachers, curriculum offerings, accreditation, transfer of credits, affected eligibility for sports programs and extracurricular activities, transition to and from local education agencies, use of state agency children's funds, implementation of Public Law 94-142, as amended, in-service training of teachers, supervision and evaluation of teachers, discipline of children, educational assessment which includes basic skills testing, library services, provision and use of state adopted text books, and administrative structure of individual programs.

The Committee Substitute to **SB 375** is as follows:

SB 375, AN ACT relating to the Juvenile Code.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 605.110 is amended to read as follows:

(1) Unless provided otherwise, when any child committed to the cabinet requires medical or surgical care or treatment, the cabinet may provide the same or arrange for the furnishing thereof by other public or private agencies, and may give consent to such medical or surgical treatment. For this purpose, the services and facilities of local health officers and departments shall be made available to the cabinet, and as far as practicable, any publicly-owned hospital shall provide hospitalization without charge for any such child who is a resident of the political subdivision by which the hospital is owned or operated. This section does not authorize nor shall permission be granted for abortion or sterilization.

(2) Any child placed in a foster home by an agency duly authorized in KRS Chapter 620 to place a child in a foster home shall receive a complete medical, visual, and dental examination by a professional authorized by the Kentucky Revised Statutes to conduct such examinations. Arrangements for a child placed in a foster home to receive such examinations shall be made within two (2) weeks of his placement in a foster home and not less than every twelve (12) months thereafter.

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SECTION 2. A NEW SECTION OF KRS CHAPTER 610 IS CREATED TO READ AS FOLLOWS:

Any statute requiring confidentiality for juvenile proceedings to the contrary notwithstanding, the identified victim of a crime committed by a juvenile shall receive from the court written notice as to the disposition of the juvenile's case and any penalty, alternative to detention, or other sanction imposed unless the case is dismissed, in which case the victim shall be notified of the dismissal of the case. The notification required by this section shall be mailed to the last known address of the victim within ten (10) days of any temporary or final disposition of the case either by the court or by a court designated worker in the event that the case is not brought before the court.

Section 3. KRS 600.020 is amended to read as follows:

As used in KRS Chapters 600 to 645, unless the context otherwise requires:

(1) "Abused or neglected child" means a child whose health or welfare is harmed or threatened with harm when his parent, guardian or other person exercising custodial control or supervision of the child: inflicts or allows to be inflicted upon the child physical or emotional injury by other than accidental means; creates or allows to be created a risk of physical or emotional injury to the child by other than accidental means; commits or allows to be committed an act of sexual abuse, sexual exploitation, or prostitution upon the child; creates or allows to be created a risk that an act of sexual abuse, sexual exploitation, or prostitution will be committed upon the child; abandons or exploits such child; does not provide the child with adequate care, supervision, food, clothing, shelter and education or medical care necessary for the child's well-being. A parent or other person exercising custodial control or supervision of the child legitimately practicing his religious beliefs shall not be considered a negligent parent solely because he fails to provide specified medical treatment for a child for that reason alone. This exception shall not preclude a court from ordering necessary medical services for a child;

(2) "Boarding home" means a privately owned and operated home for the boarding and lodging of individuals which is approved by the cabinet for the placement of children committed to the cabinet;

(3) "Cabinet" means the Cabinet for Human Resources;

(4) "Certified juvenile holding facility staff" means individuals who meet the qualifications of, and who have completed a course of education and training developed and approved by, the justice cabinet after consultation with the Cabinet for Human Resources and other appropriate state agencies;

(5) "Child" means any person who has not reached his eighteenth birthday unless otherwise provided;

(6) "Child-caring facility" means any facility or group home other than a state facility, or one certified by an appropriate agency as operated primarily for educational or medical purposes, providing residential care on a twenty-four (24) hour basis to children not related by blood, adoption or marriage to the person maintaining the facility;

(7) "Child-placing agency" means any agency, other than a state agency, which supervises the placement of children in foster family homes or child-caring facilities or which places children for adoption;

(8) "Clinical treatment facility" means a facility with more than eight (8) beds designated by the cabinet for the treatment of mentally ill children. The treatment program of such facilities shall be supervised by a qualified mental health professional;

(9) "Commitment" means an order of the court which places a child under the custodial control or supervision of the Cabinet for Human Resources or another facility or agency until the child attains the age of eighteen (18) unless the committing court terminates or extends the order;

(10) "Community-based facility" means any nonsecure, homelike facility licensed, operated, or permitted to operate by the cabinet, which is located within a reasonable proximity of the child's family and home community, which affords the child the opportunity, if a Kentucky resident, to continue family and community contact;

(11) "Complaint" means a verified statement setting forth allegations in regard to the child which contain sufficient facts for the formulation of a subsequent petition;

(12) "Court" means the juvenile session of district court;

(13) "Court designated worker" means that organization or individual delegated by the administrative office of the courts for the purposes of placing children in alternative placements prior to arraignment, conducting preliminary investigations, and formulating, entering into and supervising diversion agreements and performing such other functions as authorized by law or court order;

(14) "Department" means the Department for Social Services;

(15) "Dependent child" means any child, other than an abused or neglected child, who is under improper care, custody, control, or guardianship that is not due to an intentional act of the parent, guardian, or person exercising custodial control or supervision of the child;

(16) "Detain" means, upon a valid court order, to confine a child pending further proceedings in an intermittent holding facility, a juvenile holding facility, or a secure juvenile detention facility;

(17) "Diversion agreement" means an agreement entered into between a court designated worker and a child charged with the commission of offenses set forth in KRS Chapters 630 and 635, the purpose of which is to serve the best interest of the child and to provide redress for those offenses without court action and without the creation of a formal court record;

(18) "Emergency shelter" is a group home, private residence, foster home, or similar homelike facility which provides temporary or emergency care of children and adequate staff and services consistent with the needs of each child;

(19) "Emotional harm" means harm to the mental or psychological capacity or emotional stability of a child as testified to by a qualified mental health professional. The age and development of the child shall be considered together with the child's culture or environment in the diagnosis and determination of emotional harm;

(20) "Emotional injury" means an injury to the mental or psychological capacity or emotional stability of a child as evidenced by a substantial and observable impairment in his ability to function within a normal range of performance and behavior with due regard to his age, development, culture and environment;

(21) "Family service worker" means any employe of the cabinet or any private agency designated as such by the secretary of the cabinet or a social worker employed by a county or city who has been approved by the cabinet to provide, under its supervision, services to families and children;

(22) "Foster family home" means a private home in which children are placed for foster family care under supervision of the cabinet or a licensed child-placing agency;

(23) "Habitual runaway" means any child who has been found by the court to have been absent from his place of lawful residence without the permission of his custodian for at least three (3) days during a one (1) year period;

(24) "Habitual truant" means any child who has been found by the court to have been absent from school without valid excuse for three (3) or more days during a one (1) year period or tardy for three (3) or more days on at least three (3) occasions during a one (1) year period;

(25) "Hospital" means, except for purposes of KRS Chapter 645, a licensed private or public facility, health care facility, or part thereof, which is approved by the cabinet to treat children;

(26) "Independent living" means those activities necessary to assist a committed child to establish independent living arrangements;

(27) "Informal adjustment" means an agreement reached among the parties after a petition has been filed, which is approved by the court, that the best interest of the child would be served without formal adjudication and disposition;

(28) "Intentionally" means, with respect to a result or to conduct described by a statute which defines an offense, that the actor's conscious objective is to cause that result or to engage in that conduct;

(29) "Intermittent holding facility" means a physically secure setting, which is entirely separated from sight and sound from all other portions of a jail containing adult prisoners, in which children are supervised and observed on a regular basis;

(30) "Juvenile holding facility" means a physically secure setting, approved by the justice cabinet, which is an entirely separate facility or portion or wing of a building containing an adult jail, which provides total separation between juvenile and adult facility spatial areas and which is staffed by sufficient certified juvenile holding facility staff to provide twenty-four (24) hours per day supervision. Employes of jails who meet the qualifications of the justice cabinet may supervise juvenile as well as adult prisoners;

(31) "Least restrictive alternative" means, except for purposes of KRS Chapter 645, that the program developed on the child's behalf is no more harsh, hazardous, or intrusive than necessary; or involves no restrictions on physical movements nor requirements for residential care except as reasonably necessary for the protection of the child from physical injury; and is conducted at the suitable available facility closest to the child's place of residence;

(32) "Nonsecure facility" means a facility which provides its residents access to the surrounding community and which does not rely primarily on the use of physically restricting construction and hardware to restrict freedom;

(33) "Parent" means the biological or adoptive mother or father of a child;

(34) "Person exercising custodial control or supervision" means a person or agency that has assumed the role and responsibility of a parent or guardian for the child, but that does not necessarily have legal custody of the child;

(35) "Petition" means a verified statement, setting forth allegations in regard to the child, which initiates formal court involvement in the child's case;

(36) "Physical injury" means substantial physical pain or any impairment of physical condition;

(37) "Public offense action" means an action brought in the interest of a child who is accused of committing a public offense which, if committed by an adult, would be a crime, whether the same is a felony, misdemeanor, or violation, other than an action alleging that a child sixteen (16) years of age or older has committed a moving motor vehicle offense;

(38) "Qualified mental health professional" means:

(a) A physician licensed under the laws of Kentucky to practice medicine or osteopathy, or a medical officer of the government of the United States while engaged in the performance of his official duties;

(b) A psychiatrist licensed under the laws of Kentucky to practice medicine or osteopathy, or a medical officer of the government of the United States while engaged in the practice of his official duties, and who is certified or eligible to apply for certification by the American Board of Psychiatry and Neurology, Inc.;

(c) A licensed psychologist at the doctoral level or certified at the master's level under the provisions of KRS Chapter 319 who has been designated by the Kentucky board of examiners of psychology as competent to make examinations under KRS Chapters 600 to 645;

(d) A licensed registered nurse with a master's degree in psychiatric nursing from an accredited institution and two (2) years of clinical experience with mentally ill persons, or a licensed registered nurse with a bachelor's degree in nursing from an accredited institution who is certified as a psychiatric and mental health nurse by the American Nurses Association and who has three (3) years of inpatient or outpatient clinical experience in psychiatric nursing and who is currently employed by a hospital or forensic psychiatric facility licensed by the Commonwealth or a psychiatric unit of a general hospital or a regional comprehensive care center; or

(e) A certified clinical social worker licensed for the independent practice of clinical social work under the provisions of KRS Chapter 335, or a certified social worker licensed under the provisions of KRS Chapter 335 with three (3) years of inpatient or outpatient clinical experience in psychiatric social work following certification and currently employed by a hospital or forensic psychiatric facility licensed by the Commonwealth or a psychiatric unit of a general hospital or a regional comprehensive care center;

(39) "Residential treatment facility" means a facility with more than eight (8) beds designated by the cabinet for the treatment of children;

(40) "Retain in custody" means, after a child has been taken into custody, the continued holding of the child by a peace officer for a period of time not to exceed twelve (12) hours when authorized by the court or the court designated worker for the purpose of making preliminary inquiries;

(41) "School personnel" means those certified persons under the supervision of the local public or private education agency;

(42) "Secretary" means the secretary of the Cabinet for Human Resources;

(43) "Secure juvenile detention facility" means any facility used for the secure detention of children other than a jail, police station, lock-up, intermittent holding facility, or any building which is a part of, or attached to, any facility in which adult prisoners are confined or which shares staff with a facility in which adult prisoners are confined;

(44) "Secure facility for residential treatment" means any setting which assures that all entrances and exits are under the exclusive control of the facility staff, and in which a child may reside for the purpose of receiving treatment;

(45) "Serious physical injury" means physical injury which creates a substantial risk of death or which causes serious and prolonged disfigurement, prolonged impairment of health or prolonged loss or impairment of the function of any bodily organ;

(46) "Sexual abuse" includes, but is not necessarily limited to, any contacts or interactions between a child and an adult in which the parent, guardian or other person having custodial control or supervision of the child or responsibility for his welfare, uses or allows, permits or encourages the use of the child for the purposes of the sexual stimulation of the perpetrator or another person;

(47) "Sexual exploitation" includes, but is not limited to, a situation in which a parent, guardian or other person having custodial control or supervision of a child or responsible for his welfare, allows, permits or encourages the child to engage in an act which constitutes prostitution under Kentucky law; or a parent, guardian or other person having custodial control or supervision of a child or responsible for his welfare, allows, permits or encourages the child to engage in an act of obscene or pornographic photographing, filming, or depicting of a child as provided for under Kentucky law;

(48) "Status offense action" is any action brought in the interest of a child who is accused of committing acts, which if committed by an adult, would not be a crime. Such behavior shall not be considered criminal or delinquent and such children shall be termed status offenders. Status offenses shall not include violations of state or local ordinances which may apply to children such as [~~a violation of curfew or~~] possession of alcoholic beverages ***but shall include a violation of curfew***;

(49) "Take into custody" means the procedure by which a peace officer or other authorized person initially assumes custody of a child. A child may be taken into custody for a period of time not to exceed two (2) hours;

(50) "Violation" means any offense, other than a traffic infraction, for which a sentence of a fine only can be imposed; and

(51) "Youthful offender" means any person regardless of age, transferred to Circuit Court under the provisions of KRS Chapter 640 and who is subsequently convicted in Circuit Court.

SB 388, AN ACT relating to state employees.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 18A IS CREATED TO READ AS FOLLOWS:

(1) For the purposes of calculating accrued leave days and seniority in the state service, state college and university employment shall be credited.

(2) The provisions of this Act shall be retroactive to July 15, 1982.

SB 408, AN ACT relating to prevention of bias related conduct.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 15 IS CREATED TO READ AS FOLLOWS:

(1) The Department of Criminal Justice Training shall include in each basic law enforcement training course conducted by, or under the approval of the department, a unit of training relating to identifying, responding to, investigation of, and reporting of bias related crime cases. As used in this section, bias related crime is an offense which appears to be caused as a result of or reasonably related to race, color, religion, sex, or national origin or attempts to victimize or intimidate another due to any of the foregoing causes.

(2) The Department of Criminal Justice Training shall, biennially, require law enforcement in-service training courses to contain a unit of instruction on bias related crime.

SECTION 2. A NEW SECTION OF KRS CHAPTER 17 IS CREATED TO READ AS FOLLOWS:

(1) The uniform offense report shall contain provisions for obtaining information as to whether or not specific crimes appear from their facts and circumstances to be caused as a result of or reasonably related to race, color, religion, sex, or national origin.

(2) All law enforcement officers, when completing a uniform offense report note thereon whether or not the offense appears to be caused as a result of or reasonably related to race, color, religion, sex, or national origin or attempts to victimize or intimidate another due to any of the foregoing causes.

(3) The Justice Cabinet shall, annually, as a part of the crime reports report on crimes which appear to have been caused by the factors cited in subsections (1) and (2) of this section.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 66, HB 82, HB 107, HB 108, HB 118, HB 123, HB 288, HB 349, HB 395, HB 406, HB 441, HB 442, HB 458, HB 461, HB 471, HB 473, HB 506, HB 508, HB 510, HB 523, HB 528, HB 559, HB 580, HB 598, HB 619, HB 633, HB 635, HB 644, HB 657, HB 670, HB 719, HB 742, HB 800, HB 838, HB 887, HB 911, HCR 24, HCR 75** and **HCR 153** had been examined and found correctly enrolled. Said Bills and Resolutions read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 2:00 p.m.)

HB 66, HB 82, HB 107, HB 108, HB 118, HB 123, HB 288, HB 349, HB 395, HB 406, HB 441, HB 442, HB 458, HB 461, HB 471, HB 473, HB 506, HB 508, HB 510, HB 523, HB 528, HB 559, HB 580, HB 598, HB 619, HB 633, HB 635, HB 644, HB 657, HB 670, HB 719, HB 742, HB 800, HB 838, HB 887, HB 911, HCR 24, HCR 75 and **HCR 153** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Representative Worthington moved the adoption of the following **HR 239**:

HR 239, A RESOLUTION adjourning the House of Representatives in honor of Roy F. Breeze upon the occasion of his eighty-first birthday.

WHEREAS, Roy F. Breeze was born on March 26, 1909, a "beloved" native of Lewisburg, Mason County, Kentucky; and

WHEREAS, Roy F. Breeze is a retired employee of Wald Manufacturing Company and Home Tobacco Warehouse in Maysville, Kentucky; and

WHEREAS, Roy F. Breeze is the devoted husband of Earlyne Breeze, and the loving father of three sons; and

WHEREAS, Roy F. Breeze has made a life-long commitment to the Democratic Party, and he is known as "Mr. Democrat" in Mason County; and

WHEREAS, Roy F. Breeze will be celebrating his eighty-first birthday on Monday, March 26, 1990;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this august body is pleased and honored to recognize Roy F. Breeze, and extends to him its warmest birthday greetings on Monday, March 26, 1990, this his eighty-first birthday.

Section 2. That when the House of Representatives adjourns this day, Monday, March 26, 1990, it does so in honor of the occasion of Roy F. Breeze's eighty-first birthday.

Section 3. That the Clerk of the House is directed to supply Representative Pete Worthington with a copy of this Resolution for presentation to Roy F. Breeze.

HR 239 was adopted by voice vote.

Representative Donnermeyer moved the adoption of the following **HR 241**:

HR 241, A RESOLUTION relating to claims against local governments.

WHEREAS, in 1988, the General Assembly passed a statute relating to claims against local governments in KRS 65.2001 through 65.2006; and

WHEREAS, one particular section of this statute, KRS 65.2003, relating to claims which are to be disallowed against local government has been misconstrued; and

WHEREAS, despite the clear language of the statute, local governments have been sued for acts which clearly were not contemplated by the statute to present a hazard of liability; and

WHEREAS, the General Assembly wishes to make plain its intent with regard to the passage of KRS 65.2003 to aid in the proper interpretation thereof;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That in the passage of KRS 65.2001 through 65.2006, and particularly the passage of KRS 65.2003, the General Assembly did not intend for a local government to be liable for an act which was the result of criminal conduct or tortious acts of persons with no relation to the local government.

Section 2. That the provision of KRS 65.2003 which relates to failure to make any inspection does not infer any duty to inspect or to guarantee the quality of the inspection if made.

Section 3. That a duty to inspect shall only be inferred when a statute other than KRS 65.2003 requires the making of an inspection.

Section 4. That the issuance of a permit by a local government, although it may constitute a ministerial act, does not constitute a guarantee under KRS 65.2003 that the permittee or the building or other facility which may be the object of the permit may not, at some time in the future fail.

Section 5. That the issuance of a permit by a local government with regard to a premises or building does not, and cannot, guarantee that the premises or building will withstand damage from fire, flood, explosion, tornado, other natural or manmade disaster, or the results of a criminal act.

Section 6. That the liability in all cases listed in Sections 4 and 5 and in KRS 65.2003, rests upon the actor who commits a criminal act, or the tortfeasor but not upon the local government.

Section 7. That all courts shall be guided by the interpretation and legislative intent expressed by this resolution.

HR 241 was adopted by voice vote.

Representative McBee moved the adoption of the following **HR 238**:

HR 238, A RESOLUTION in memory of firefighter, Donnie Kirkpatrick.

WHEREAS, Donnie Kirkpatrick was always there to help people; and

WHEREAS, the morning of October 19, 1989, when heavy wet snow and high winds downed power lines all over the northern Kentucky area, was no different; and

WHEREAS, that morning Donnie Kirkpatrick, forty-two years of age, Assistant Burlington Fire Chief, was tragically killed when he came in contact with a downed power line; and

WHEREAS, hundreds of neighbors attended the funeral and as many as fifty fire departments from all over northern Kentucky were represented; and

WHEREAS, the tragic death of Donnie Kirkpatrick left his family, friends, and neighbors stunned and bereaved; and

WHEREAS, Donnie Kirkpatrick will be remembered as a respected, conscientious, and well-loved member of his community;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives does hereby express its utter sense of bereavement and loss upon the tragic death of Donnie Kirkpatrick.

Section 2. That the House of Representatives commits his loving wife, Judy Kirkpatrick, and two children, Traci and Brad Kirkpatrick, to the solace of the Almighty.

Section 3. That the Clerk of the House transmit a copy of this resolution to Mrs. Judy Kirkpatrick, 6072 Rogers Lane, Burlington, Kentucky 41005, and to the Burlington Fire Department, P. O. Box 146, Burlington, Kentucky 41005.

HR 238 was adopted by voice vote.

Representative Mullinix moved the adoption of the following **HR 236**:

HR 236, A RESOLUTION adjourning in memory of Eloise Cole Smith.

WHEREAS, Eloise Cole Smith was the wife of Fred Smith and the daughter of the late Chester and Susan Cole; and

WHEREAS, Eloise Cole Smith was the mother of Ned Smith and grandmother of Paula Susan Fortner and Robyn Luttnell and the sister of Elizabeth Smith; and

WHEREAS, Eloise Cole Smith was born July 6, 1914 and died February 28, 1990; and

WHEREAS, Eloise Cole Smith taught in the public schools for many years and taught at the Work Project Administration for several years and had a great influence on education in Clinton County; and

WHEREAS, Eloise Cole Smith was instrumental in starting the Senior Citizens' "Jolly Age Club" and worked with the Hospital Auxiliary; and

WHEREAS, Eloise Cole Smith was Governor of the 9th District Kentucky Federation of Women's Club and was past president of the Clinton County Woman's Club; and

WHEREAS, Eloise Cole Smith was an active member of the Lands Chapel Methodist; and

WHEREAS, Eloise Cole Smith helped organize the Clinton County Public Library in 1955 and served as the county's first librarian until her retirement in 1979;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this esteemed body expresses its condolences to the family of Eloise Cole Smith while at the same time honoring her memory and recognizing her services to education in Clinton County and the Commonwealth.

Section 2. That when the House adjourns this day it does so in honor and memory of Eloise Cole Smith.

Section 3. That copies of this resolution be distributed to the family of Eloise Cole Smith, the Clinton County Public Library and the Department for Libraries and Archives in Frankfort.

HR 236 was adopted by voice vote.

Representative Farrow moved the adoption of the following **HR 234**:

HR 234, A RESOLUTION adjourning in honor and memory of Lorenza Eugene "Brad" Jones.

WHEREAS, Lorenza Eugene "Brad" Jones died Saturday, March 17, 1990, at the age of 95; and

WHEREAS, Lorenza Eugene "Brad" Jones got his nickname "Brad" long ago over the meal table, he would say, "Pass the brad, pass the brad," meaning bread; and

WHEREAS, Lorenza Eugene "Brad" Jones was affectionately known as "The Legend" on the Georgetown Campus; and

WHEREAS, while on the Georgetown Campus, he was a coach and administrator for nearly forty-five years; and

WHEREAS, it is his inspiring hard work and dedication to Georgetown athletes that Lorenza Eugene "Brad" Jones is most known for; and

WHEREAS, Lorenza Eugene "Brad" Jones never missed a ball game, and the players knew he would always be sitting in a certain place; and

WHEREAS, most importantly, Lorenza Eugene "Brad" Jones was a loving husband to his beloved wife, Eloise J. Jones;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives expresses its profound grief over the loss of Lorenza Eugene "Brad" Jones and commits his loving wife to the solace of the Almighty.

Section 2. That when the House does adjourn this day it does so in memory and honor of Lorenza Eugene "Brad" Jones.

Section 3. That the Clerk of the House transmit a copy of this resolution to Eloise J. Jones, 514 Hollyhock Lane, Georgetown, Kentucky 40324.

HR 234 was adopted by voice vote.

Representative L. Clark moved the adoption of the following **HR 227**:

HR 227, A RESOLUTION urging the Secretary of Transportation to continue the use of state employees to maintain and clean the Junior Williamson Rest Area at Slade, Kentucky.

WHEREAS, since its erection, the Junior Williamson Rest Area has been one of the cleanest and best maintained public facilities in the Commonwealth; and

WHEREAS, this facility serves the overflow of the more than one million visitors each year to nearby Natural Bridge State Park; and

WHEREAS, it is important to this area and to the State Park, that a clean, safe public facility be maintained; and

WHEREAS, the state employees currently being used to clean and maintain this facility are doing an exceptional job and therefore should be retained;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Secretary of Transportation be urged to continue the use of state employees to clean and maintain the Junior Williamson Rest Area at Slade, Kentucky.

Section 2. That copies of this Resolution be sent to the Governor and the Secretary of Transportation.

HR 227 was adopted by voice vote.

Representative Freibert moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative Freibert moved the adoption of the following Legislative Citation No. 81. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and congratulates The Henry Clay Girls' Basketball Team.

This body proudly salutes the Henry Clay Girls' Basketball Team upon capturing the title of State Champions during the 1990 "Sweet Sixteen" State Tournament. This achievement is a result of hard work, dedication, personal sacrifice and a positive team effort. Your high standard of performance is a great tribute to your school as you have bestowed pride and honor on your community.

This prestigious body joins Representative Pat Freibert in saluting the members and coaches of the Henry Clay Girls' Basketball Team for your victory as the 1990 State Champions. We wish you continued success in the future.

Representative Freibert individually honored the following members of the Henry Clay Girls' Basketball Team:

Demetria Bright, Shirley Bryant, Tessa Burrus, Latrice Carter, Jeanne Clark, Michelle Craycraft, Missy Jackson, Cheryl McCann, Shelly Nichols, Cheyenne Palmer, Tryuma Simpson, Angie Stidham, Head Coach Bob Tripure, and Assistant Coach Larry Arnold.

Representative Kerr moved the adoption of the following **HR 240**:

HR 240, A RESOLUTION adjourning the House of Representatives in loving memory of Estella S. Nie.

With deepest respect, we pay homage and tribute to Estella S. Nie.

WHEREAS, Estella S. Nie, a native of Covington, Kentucky, was born on July 9, 1907, and departed this life on Wednesday, February 14, 1990; and

WHEREAS, Estella S. Nie was the loving daughter of August and Anna Mae Abel Schuller; and

WHEREAS, Estella S. Nie was a partner in Nie Pharmacy of Independence, Kentucky, since its establishment in 1936 on Pike Street in Covington; and

WHEREAS, Estella S. Nie served as president of the Women's Organization of National Association of Retail Druggists; and

WHEREAS, Estella S. Nie was past president of the Lewis Civic Association in Covington during the 1940's and 1950's; and

WHEREAS, Estella S. Nie was a member of St. Cecilia Church in Independence, Kentucky, and a member of the Altar Society; and

WHEREAS, Estella S. Nie was the loving wife of William H. Nie; the devoted mother of Lois Schreck, Estelle Morgan, Martin W. Nie, and David Nie; and the loving grandmother of twenty-five grandchildren and forty-three great grandchildren; and

WHEREAS, all who knew and admired Estella S. Nie will grieve over their loss, and she is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does hereby express its profound sense of sorrow upon the death of Estella S. Nie, and extends to her family its most heartfelt sympathy.

Section 2. That when the House of Representatives adjourns this day, Monday, March 26, 1990, it does so in loving memory of Estella S. Nie.

Section 3. That the Clerk of the House of Representatives is directed to transmit five copies of this resolution to Mr. William H. Nie, 5653 Madison Pike, Independence, Kentucky 41051.

HR 240 was adopted by voice vote.

Representative Curd moved the adoption of the following **HR 222**:

HR 222, A RESOLUTION honoring the 1989-90 Murray State University men's basketball team.

WHEREAS, the Murray State Racers earned an overall season record of 21-9; and

WHEREAS, the Racers earned a home record of 9-4; and

WHEREAS, the Racers earned a road record of 10-4; and

WHEREAS, the Racers earned an Ohio Valley Conference record of 10-2; and

WHEREAS, the Racers defeated Austin Peay 68-67 on March 7 in the first round of the OVC Tournament; and

WHEREAS, the Racers terminated Eastern Kentucky University on March 8 to capture the OVC Tournament Championship; and

WHEREAS, the Racers received a bid to the NCAA Tournament in Knoxville, Tennessee; and

WHEREAS, the Racers, ranked 16th in the Southeast Region first-round game, were narrowly defeated by top-seeded Michigan State in a hard-fought battle that went into overtime; and

WHEREAS, the Racers captured the 1989 Lamar Invitational Tournament; and

WHEREAS, the Racers captured the 1990 Florida Today/McDonnell Douglas Classic Tournament; and

WHEREAS, Murray State University, the Commonwealth of Kentucky, the Ohio Valley Conference and all Racer basketball fans thrilled to the outstanding performances of team members Popeye Jones, Frank

Allen, Chris Ogden, Paul King, Greg Coble, Sherman Pride, Scott Sivills, Ismael Rosario, Donald Overstreet, Maurice Trotter and Doug Gold; and

WHEREAS, the Racers had the excellent coaching contributions of head coach Steve Newton and assistant coaches James Holland, Craig Morris and Rick Metcalfe along with their leadership and friendship to guide them on and off the court;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body congratulates the team and coaching staff of the Murray State University men's basketball team for their achievements.

Section 2. That the House of Representatives appreciates and applauds the excitement generated by the Racers' winning season and exceptional post-season play.

Section 3. That the Clerk of the House dispatch copies of the resolution to head coach Steve Newton at Murray State University, Murray, Kentucky.

HR 222 was adopted by voice vote.

Representative Stumbo moved that when the House adjourns, it do so by voice vote. Agreed.

Representative Stumbo moved that when the House adjourns, it do so until 2:00 p.m., Tuesday, March 27, 1990. Agreed.

Representative R. Smith moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative R. Smith moved that he be recorded as voting "yea" on **HB 799**. Agreed.

Representative Zimmerman moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Zimmerman moved that his vote be changed from "yea" to "nay" on **SB 405**. Agreed.

Representative Callahan moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Callahan moved that he be recorded as voting "yea" on **SB 112, SB 97, SB 86, SB 255, SB 311, SB 237, SB 46, SCR 72, SB 148, SB 70, SB 51, SB 180, SB 211, HB 478, SB 144, SB 224, SB 305, SCR 105, SB 319, SB 331, SB 320, SB 178, SB 95, SB 92, SB 199, SB 200, SB 256, SB 186, SB 41, SB 297, SB 298, SCR 55, SB 17, SB 172, SB 173, SB 181, SB 280, SB 289, HB 132, HB 259, HB 305, SB 249, SCR 109, SB 91, SB 90, SCR 97, HB 276, HB 557, HB 667, HB 759, HB 844, HB 920, HB 866, HB 196, SB 304, SB 132, SJR 93, SCR 73, SCR 74, SJR 92, SCR 91, SB 257, SB 355** and **SB 314**. Agreed.

Representative Casebier moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Casebier moved that he be recorded as voting "yea" on **SB 200, SB 304, SB 199** and "nay" on **HB 866**. Agreed.

Representative Casebier moved that his vote be changed from "yea" to "nay" on **HB 723**. Agreed.

Representative Johnson moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Johnson moved that he be recorded as voting "yea" on **SB 275, SB 340, SB 270, SB 229, SB 218, SB 217, SB 215, SB 210, SB 209, SB 207, SB 205, SB 202, SB 194, SB 190, SB 182, SB 174, SB 169, SB 156, SB 154, SB 149, SB 147, SB 146, SB 145, SB 143, SB 141, SB 136, SB 94, SB 72** and **SB 39**. Agreed.

Announcements

The Clerk announced the filing of the following Floor Amendments:

Floor Title Amendment to **SB 134**, by Representative Jackson:

Amend printed GA copy of **SB 134** by amending the title thereof to read "AN ACT relating to county officials."

Floor Amendment No. 3 to **SB 134**, by Representative Jackson:

Amend printed GA copy of **SB 134** on page 2, line 17, by adding thereafter the following:

"Section 2. KRS 64.092 is amended to read as follows:

Compensation of sheriffs and other law enforcement officers or agencies for attending court shall be as follows:

(1) Compensation shall be provided only for the actual time for which the sheriff or other officer is ordered to be physically present in the courtroom or is ordered to be physically present to discharge a duty ordered by the chief circuit judge, chief district judge, or judge of the court of appeals, as appropriate.

(2) Compensation shall not be provided for more than one (1) sheriff or other officer per courtroom unless the need for additional personnel is certified in writing by the chief circuit judge, chief district judge, or judge of the court of appeals, as appropriate and the utilization of additional personnel is approved by the chief justice, or his designee. ***If*** [~~In the event of~~] an emergency ***precludes*** [~~of such nature precluding~~] contacting the chief justice or his designee, the chief circuit judge, chief district judge, or judge of the court of appeals may authorize [~~such~~] assignment of additional personnel for a period not to exceed twenty-four (24) hours.

(3) ***If*** [~~Where~~] a single sheriff or other law enforcement officer serves more than one (1) court or courtroom during a single day he shall be paid as if he had served only one (1) courtroom during that day. Dual compensation for service during a single day shall not be permitted.

(4) Time, for compensation purposes, shall be computed as the actual time spent in the courtroom pursuant to court direction or order and the actual time spent in other service to the court as directed or ordered by the appropriate judge.

(5) Time spent in court service by a sheriff or other law enforcement officer shall be certified by the judge of the court which the officer attended and by the chief judge of the circuit court, if the service was to the circuit court, or by the chief judge of the district court, if the service was to the district court.

(6) Compensation shall be at the following rates:

(a) For the first ***hour*** [~~three (3) hours~~] of service in a single day, ten dollars ($10).

(b) For service beyond ***the first hour, the*** [~~three (3) hours, such~~] additional service shall be compensated at the ***rate of six dollars ($6) per hour*** [~~current federal minimum wage~~]. Compensation for ***the*** [~~such~~] service shall be pro-rated for the actual number of minutes service within a given hour.

(7) The sheriff shall receive five dollars ($5) from each court cost collected pursuant to KRS 23A.205, 23A.215, 24A.175 and 24A.180 to help defray the cost of providing security services and related activities to the court. The moneys received by the sheriff under this subsection ***shall be*** [~~are~~] authorized official expenses to be considered operating expenses of the sheriff's office and shall not be considered as part of his compensation."

Floor Title Amendment to **SB 3**, by Representative Turner:

Amend printed GA copy of **SB 3** by amending the title to read as follows:

"AN ACT relating to elections."

Floor Amendment No. 1 to **SB 3**, by Representative Turner:

Amend printed GA copy of **SB 3** on page 2, after line 17, by inserting the following:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 118 IS CREATED TO READ AS FOLLOWS:

In every election, each voter shall have an absolute right to a secret ballot. No voter shall be required by any court, individual, or public official to disclose his vote."

Floor Title Amendment to **SB 35**, by Representative Hatcher:

Amend printed GA copy of **SB 35** by inserting "officers and" before "employees" and by adding after "employees" the phrase ", and making an appropriation therefor".

Floor Amendment No. 1 to **SB 35**, by Representative Hatcher:

Amend printed GA copy of **SB 35** on page 1, line 3, by adding "***Sections 1 and 2 of***" before "***this***"; and

On page 4, after line 6, by adding the following:

"SECTION 3. A NEW SECTION OF KRS CHAPTER 6 IS CREATED TO READ AS FOLLOWS:

In order to adjust the per diem compensation of the members of the General Assembly to reflect changes in the purchasing power of the dollar, the Department for Local Government shall compute by the second Friday in February every year, beginning in 1991, adjusted per diem payments. The initial adjusted per diem payments shall be computed by first multiplying the per diem compensation specified in KRS 6.190, 6A.020, 7.090(3) and 7.110(5) by the increase in the consumer price index during the period from January 1, 1990, to January 1, 1991 and then by reducing the adjusted amount if necessary, so that the percentage increase does not exceed the percentage of the annual increments actually granted state employees in fiscal year 1990-91 under KRS 18A.355 and the financial plan enacted for that period. In 1992 and thereafter, the adjusted per diem payments shall be computed by first multiplying the per diem compensation computed for the preceding calendar year by the increase in the consumer price index during that entire preceding calendar year and then by reducing the adjusted amount, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees beginning July 1 of the preceding calendar year under KRS 18A.355 and the financial plan enacted under KRS 48.300. The actual per diem compensation paid to the members of the General Assembly for the calendar year of 1991 and subsequent years shall be the per diem compensation computed according to this section, subject to the limit established by Section 246 of the Kentucky Constitution on permissible annual compensation of officers whose jurisdiction or duties are coextensive with the Commonwealth, as adjusted according to the consumer price index formula approved in Matthews v. Allen, Ky., 360 S.W.2d. 135 (1962).

SECTION 4. A NEW SECTION OF KRS CHAPTER 6 IS CREATED TO READ AS FOLLOWS:

In order to equate the expense allowances of the members of the General Assembly with the purchasing power of the dollar, the Department for Local Government shall compute by the second Friday in February every year, beginning in 1991, adjusted expense allowances. The initial adjustments shall be computed by first multiplying the expense allowances specified in KRS 6.211, 6.213, 6.220, 6A.030 and 6A.050 by the increase in the consumer price index from January 1, 1990, to January 1, 1991. The adjusted amounts shall, then be reduced, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees in fiscal year 1990-91 under KRS 18A.355 and the financial plan enacted for that period. In 1992 and thereafter, the adjusted expense allowances shall be computed by multiplying each allowance computed for the preceding calendar year by the increase in the consumer price index during that entire preceding calender year and then by reducing the adjusted amount, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees beginning July 1 of the preceding calendar year under KRS 18A.355 and the financial plan enacted under KRS 48.300. The actual expense allowances paid to the members of the General Assembly during calendar year 1991 and subsequent years shall be the allowances computed under this section.

Section 5. To carry out the purposes of Sections 3 and 4 of this Act, there is appropriated to the Legislative Research Commission out of the General Fund in the State Treasury, the sum of three hundred thirty-one thousand dollars ($331,000) for the fiscal year 1990-91. Any sum remaining at the close of fiscal year 1990-91 shall not lapse but shall be carried forward into fiscal year 1991-92."

Floor Amendment No. 2 to SB 35, by Representative Hatcher:

Amend printed GA copy of SB 35 on page 1, line 3, by adding "*Sections 1 and 2 of*" before "*this*"; and

On page 4, after line 6, by adding the following:

"SECTION 3. A NEW SECTION OF KRS CHAPTER 6 IS CREATED TO READ AS FOLLOWS:

In order to adjust the per diem compensation of the members of the General Assembly to reflect changes in the purchasing power of the dollar, the Department for Local Government shall compute by the second Friday in February every year, beginning in 1991, adjusted per diem payments. The initial adjusted per diem payments shall be computed by first multiplying the per diem compensation specified in KRS 6.190, 6A.020, 7.090(3) and 7.110(5) by the increase in the consumer price index during the period from January 1, 1990, to January 1, 1991 and then by reducing the adjusted amount if necessary, so that the percentage increase does not exceed the percentage of the annual increments actually granted state employees in fiscal year 1990-91 under KRS 18A.355 and the financial plan enacted for that period. In 1992 and thereafter, the adjusted per diem payments shall be computed by first multiplying the per diem compensation computed for the preceding calendar year by the increase in the consumer price index during that entire preceding calendar year and then by reducing the adjusted amount, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees beginning July 1 of the preceding calendar year under KRS 18A.355 and the financial plan enacted under KRS 48.300. The actual per diem compensation paid to the members of the General Assembly for the calendar year of 1991 and subsequent years shall be the per diem compensation computed according to this section, subject to

the limit established by Section 246 of the Kentucky Constitution on permissible annual compensation of officers whose jurisdiction or duties are coextensive with the Commonwealth, as adjusted according to the consumer price index formula approved in Matthews v. Allen, Ky., 360 S.W.2d. 135 (1962).

Section 4. To carry out the purpose of Section 3 of this Act, there is appropriated to the Legislative Research Commission out of the General Fund in the State Treasury, the sum of one hundred twenty-five thousand dollars ($125,000) for the fiscal year 1990-91. Any sum remaining at the close of fiscal year 1990-91 shall not lapse but shall be carried forward into fiscal year 1991-92."

Floor Title Amendment to **SB 261**, by Representative Gregory:

Amend printed GA copy of **SB 261** by amending the title to read: "AN ACT relating to motor vehicles and making an appropriation therefor."

Floor Amendment No. 1 to **SB 261**, by Representative Gregory:

Amend printed GA copy of **SB 261** on page 5, after line 12, by inserting the following language:

"SECTION 4. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

As used in this Act, unless the context clearly requires otherwise:

(1) "ASTM standard" means the latest standards and specifications as set forth by the American Society for Testing and Materials in accordance with the most recent version of ASTM specifications for automotive gasoline, or ASTM specifications for diesel fuel oils;

(2) "Commissioner" means the Commissioner of the Kentucky Department of Agriculture or a departmental employee designated by the Commissioner to act on his behalf for the purposes of this Act;

(3) "Department" means the Kentucky Department of Agriculture;

(4) "Diesel fuel" means refined oil commonly used in internal combustion engines and defined as diesel fuel under the ASTM standard classification of diesel fuel oils;

(5) "Division" means the Division of Weights and Measures in the Kentucky Department of Agriculture;

(6) "Gasoline" means all liquid fuels, including liquids ordinarily, particularly, and commercially used in internal combustion engines for the generation of power, and all distillates of any condensates from petroleum, natural gas, coal, coal tar, vegetable ferments, and all other products so usable, except propane, butane, or other liquid petroleum gases, kerosene, cleaner, solvent, fuel oil, and crude oil;

(7) "Gasoline alcohol blend" means a blend consisting primarily of gasoline and at least one percent (1%) of one (1) or more alcohols;

(8) "Gasoline-oxygenate blend" means a blend consisting primarily of gasoline and at least one percent (1%) of one (1) or more oxygenates;

(9) "Oxygenate" means an oxygen-containing, ashless, organic compound, such as an alcohol or ether, which may be used as a fuel or fuel supplement;

(10) "Inspector" means a state inspector of the Division of Weights and Measures as defined in KRS 363.510;

(11) "Motor fuels" means any liquid product used for the generation of power in an internal combustion or turbine engine and shall include, but not necessarily limited to, gasoline, diesel fuel, gasoline alcohol blend, or special fuels;

(12) "Person" means any individual, partnership, corporation, company, firm, association, or other business entity;

(13) "School bus" means any motor vehicle which meets the standards and specifications authorized by KRS 156.153 and is used in transporting school students and school employees to and from school under the supervision and control of an education authority; and

(14) "Special fuels" means and includes all combustible gases and liquids being used for the generation of power in an internal combustion engine to propel vehicles of any kind upon the public highways, except that it does not include gasoline, jet aviation fuel, kerosene not to be used to propel licensed motor vehicles, or liquid petroleum gas as defined in KRS 234.100.

SECTION 5. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

The provisions of this Act shall be administered by the Commissioner or his authorized agent. For the purposes of administering and giving effect to the provisions of this Act, the standards set forth in the annual book of ASTM standards, supplements, and revisions shall be applied.

SECTION 6. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

No article or commodity shall be sold or offered for sale and use in Kentucky as motor fuel unless it conforms to the following:

(1) The fuels shall be labeled and posted in accordance with applicable federal and state laws;

(2) The motor fuels shall conform to the latest ASTM specifications for that particular type, class and grade of motor fuels; except for gasoline-alcohol blends, in which case the vapor pressure limit for each class shall be increased by one (1) pound per square inch; the minimum temperature for fifty percent (50%) distillation shall be one hundred fifty eight (158) degrees Fahrenheit; and V/L (vapor to liquid ratio) is waived;

(3) The motor fuel compliance with ASTM standards or specifications shall be determined in accordance with the test methods prescribed in the latest ASTM publications;

(4) The tests required to assure compliance with this section shall be made by refiners, manufacturers or blenders of the motor fuels. All shipments of such motor fuel shall state on either the bill of lading or invoice the destination of the shipment and that the shipment meets the standards and specifications required in this section. The Division of Weights and Measures may obtain a sample of any shipment for testing in accordance with this Act; and

(5) Unfinished oils and motor fuel blending components shall be exempt from this section until they are offered for sale as motor fuel by the refiner or manufacturer.

SECTION 7. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

(1) Any person who sells or offers for sale motor fuel in Kentucky shall register one (1) time with the division on forms provided by the division and shall disclose the location within the state from which motor fuel is offered for sale. Any person who starts or discontinues the sale or distribution of motor fuel in Kentucky shall notify the division of the date the sale or distribution within the state will begin or end and the location affected.

(2) All motor fuels to be sold or offered for sale at a location shall be registered by the name, brand, or trademark under which it will be conveyed. Such registration shall include:

(a) The name and address of the person registering the motor fuel;

(b) The antiknock index or octane number, as appropriate, at which the fuel is to be sold; and

(c) Certification, declaration, or affidavit that each individual grade or type of motor fuel conforms to the provisions of this Act.

(3) Each person registered to sell motor fuels shall retain the bills of lading or invoices to which the motor fuel is shipped. In the case of a person registered to sell motor fuels at more than one (1) location, the bills of lading or invoices may be retained at a central location in Kentucky, provided bills of lading or invoices are made available to the inspector upon request. A bill of lading or invoice shall be retained for ninety (90) days from the date of delivery.

SECTION 8. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

(1) The Commissioner shall implement and administer an inspection and testing program to enforce compliance with Section 6 of this Act.

(2) When in the discretion of the director of the division, promotion or protection of the public health, safety, or welfare necessitates, inspection and testing may be performed under the provisions of this Act with regard to any person or business location which sells or offers for sale motor fuel in Kentucky.

(3) Upon receiving a consumer complaint alleging a violation of Section 6 of this Act, which in the discretion of the director of the division indicates that the public health, safety, or welfare has been threatened, the director may perform such inspection and testing as may be necessary to determine whether the consumer complaint has an actual basis in fact.

(4) The test results and motor fuel analysis performed under the provisions of this Act shall constitute open records and shall be available for public inspection at the division offices during regular business hours.

SECTION 9. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

(1) Upon request of an inspector, a person who sells or offers for sale motor fuel for consumption in Kentucky shall immediately provide the department, in containers provided free of cost by the department, an amount of motor fuel not to exceed one (1) gallon. Samples shall be pumped, pulled, drawn, or otherwise provided in the presence of the field inspector. The department shall test the samples for compliance with the requirements of Section 6 of this Act.

(2) In administering this Act the department shall conform to any provision of the federal law or regulation which imposes requirements in conflict with the ASTM standard.

SECTION 10. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

(1) Whenever the division director finds motor fuels being sold or offered for sale by any person or at any location which does not meet the requirements of this Act, the director may issue a stop sale order and affix the stop sale order to the motor fuel dispenser containing substandard motor fuel.

(2) A stop sale notice may be issued to the seller or distributor of motor fuels failing to meet the requirements of this Act. The supplier shall be notified accordingly and a release shall be awarded by the division immediately after the supplier or seller demonstrates compliance with this Act. A report of the disposition shall be submitted to the division in writing within five (5) business days and contain an explanation for the failure to meet the requirements of this Act and corrective action taken. The stop sale order shall apply only to the location and particular type of motor fuel where sample analysis indicates a violation. Upon issuing a stop sale order, the director of the division may require meter readings and physical inventory be taken and included in the report of disposition.

(3) A retest or a new sample of substandard fuel analyzed under the provisions of this Act may be requested and shall be conducted by the department as soon as possible in accordance with ASTM standards for a retest.

SECTION 11. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOL1OWS:

If suspended matter is found in the motor fuel, the filtration device shall be examined and if found defective shall be replaced before the dispenser may be used again.

SECTION 12. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

The department shall inspect and collect at least one (1) sample per calendar quarter from each location from which motor fuel is conveyed or distributed for use in school buses in Kentucky. Subject to the availability of resources, the department may inspect any location more frequently than once each calendar quarter and may test a greater number of samples. If transactions occurring at a particular location total an average of less than three hundred (300) gallons per month, then quarterly inspections and testing of the location shall not be required. If in the discretion of the director of the division, promotion or protection of the public health, safety, or welfare necessitates, additional inspection and testing may be performed with regard to any location which previously has been found by the division to be in violation of Section 6 of this Act notwithstanding the provisions of subsection (1) of Section 6 of this Act.

SECTION 13. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

(1) Motor fuels conveyed or distributed for consumption in school buses in Kentucky shall meet the standards established in Section 6 of this Act.

(2) The division may adopt alternative volatility standards for gasoline alcohol blends conveyed or distributed for consumption in school buses in Kentucky provided the alternative standards are consistent with the protection and promotion of the public health, safety, and welfare.

(3) The department shall adopt as a substitute standard any provision of the federal or state law which imposes requirements in conflict with the ASTM standard.

SECTION 14. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

(1) Any person who sells, offers for sale, conveys or distributes motor fuel for consumption in Kentucky, or an agent or employee of the person, refusing during regular working hours to promptly provide upon request a sample for inspection and testing as required by this Act, shall be in violation of Section 6 of this Act and shall be subject to the penalty set forth in Section 16 of this Act.

(2) Any person who sells, offers for sale, conveys or distributes motor fuel for consumption in Kentucky, or an agent or employee of that person, and interferes or attempts to interfere with the reasonable efforts

of an inspector or department employee to perform any duty or responsibility assigned pursuant to this Act, shall be in violation of Section 6 of this Act and shall be subject to the penalties in Section 16 of this Act.

(3) A person who sells, offers for sale, conveys or distributes motor fuel in Kentucky and fails to register with the department as required by Section 7 of this Act shall be subject to the penalties in Section 16 of this Act.

SECTION 15. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

(1) Each official and employee within the department who is directly or indirectly involved in the administration of this Act and who has a direct or indirect interest in any firm, business, or corporation which sells or offers for sale motor fuels for consumption in Kentucky, shall annually file a written statement summarizing his involvement in the administration or enforcement of this Act as well as his interest in the business, firm, or corporation. The statement shall constitute an open record, shall be kept on file in the department offices, and shall be available for public inspection during business hours.

(2) No official or employee within the division and no official or employee within the department carrying out any functions which have been assigned under the authority of this Act shall take away or appropriate for his own use any sample collected by or submitted to the department for testing. The department shall establish policies and procedures governing the use, disposal, or sale of any sample remaining unused after testing is completed.

SECTION 16. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

Any person who violates any provision of this Act or any administrative regulation promulgated pursuant to this Act shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than fifty dollars ($50) nor more than five hundred dollars ($500), or confinement for not more than ninety (90) days, or both.

SECTION 17. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby created the Motor Fuel Compliance Fund. The fund shall be maintained as a separate and distinct account. All fees collected pursuant to Section 18 of this Act shall be deposited in the fund.

(2) The fund shall be administered by the department and shall be used only for the purpose of implementing an inspection and testing program to assure compliance with this Act.

SECTION 18. A NEW SECTION OF KRS 363.850 TO 363.991 IS CREATED TO READ AS FOLLOWS:

(1) There is established a motor fuel compliance fee to be paid by dealers, as defined in KRS 138.210(2), on each gallon of gasoline and special fuels received in the state. The fee shall be assessed at a rate of two and one half cents (2 1/2) for each one hundred (100) gallons received. All money collected from the assessment of this fee shall be deposited to the Motor Fuel Compliance Fund.

(2) All deductions detailed in KRS 138.240(2), gasoline and special fuels sold for agricultural purposes, and special fuels sold exclusively to heat a personal residence are exempt from the fee. If a dealer has on file, pursuant to KRS Chapter 138, a statement supporting a claimed exemption, an additional statement shall not be required for claiming exemption from the fee.

(3) The fee shall be reported and paid to the Revenue Cabinet at the same time and in the same manner as is required for the reporting and payment of the gasoline and special fuels taxes as provided by law.

(4) All provisions of law related to the Revenue Cabinet's administration and enforcement of the gasoline and special fuels tax and all other powers generally conveyed to the Revenue Cabinet by the Kentucky Revised Statutes for the assessment and collection of taxes shall apply with regard to the fee levied by this Act."

Floor Title Amendment to **SJR 85**, by Representative Little:

Amend printed GA copy of **SJR 85** by amending the title to read: "A JOINT RESOLUTION directing the Secretary of Transportation to name Kentucky Route 1099 in Knott County the Will and Edith Hayes Road to Education."

Floor Amendment No. 1 to **SJR 85**, by Representative Little:

Amend printed GA copy of **SJR 85** on page 2, lines 2 and 3, by deleting the following: "in honor of William Spencer Hayes" and inserting in lieu thereof "the Will and Edith Hayes Road to Education".

Floor Amendment No. 1 to the House Committee Substitute to **SB 318**, by Representative Lear:

Amend printed GA copy of **SB 318/HCS** on page 2, line 6, by deleting "*(a)*"; and

on page 2, line 9, by deleting "*; or*" and inserting in lieu thereof "*,*"; and

on page 2, lines 10 through 18, by deleting lines 10 through 18 in their entirety and inserting in lieu thereof the following:

"***including but not limited to intentional underassessment or overassessment of properties and chronic underassessment of properties. For purposes of this section, "chronic underassessment" shall mean a widespread pattern and practice of assessing properties at levels substantially below fair market value which persists for a period of two (2) or more years as disclosed by randomly selected sample appraisals conducted under the provisions of KRS 133.250, special audits conducted pursuant to Section 7 of this Act, or other means.***"; and

on page 10, after line 4, by adding the following:

"Section 7. A NEW SECTION OF KRS CHAPTER 134 IS CREATED TO READ AS FOLLOWS:

The cabinet shall conduct a special audit to determine the presence or absence of chronic underassessment in any county for which the sales-assessment ratio studies conducted under the provisions of KRS 133.250 indicates a ratio below eighty percent (80%) for two (2) consecutive calendar years. The audit may be conducted through the use of randomly-selected sample appraisals or other means reasonably calculated to present an accurate determination of assessment practices in the county. For purposes of this section, "chronic underassessment" shall mean a widespread pattern and practice of assessing properties at levels substantially below fair market value which persists for a period of two (2) or more years as disclosed by randomly selected sample appraisals conducted under the provisions of KRS 133.250, special audits conducted pursuant to this section, or other means."

Floor Amendment No. 1 to **SB 168**, by Representative Heleringer:

Amend printed GA copy of **SB 168** on page 20, line 26, by deleting "***whether***"; and

On page 21, line 1, by deleting "***before or***" and "***whether***"; and

On page 21, line 2, by deleting "***before or***".

Floor Amendment No. 1 to the House Committee Substitute to **SB 246**, by Representative Lear:

Amend printed GA copy of **SB 246/HCS** on page 14, after line 15, insert the following:

"Section 11. The provisions of this Act shall become effective on January 1, 1991."

Floor Amendment No. 2 to the House Committee Substitute to **SB 246**, by Representative Mason:

Amend printed GA copy of HCS for **SB 246** on page 1, line 3, by inserting after the words "***used in***" the words "***Sections 1 through 9 of***";

And on page 2, line 19, by inserting after the words "***requirements of***" the words "***Sections 1 through 9 of***";

And on page 3, line 6, By inserting after the words "***provisions of***" the words "***Sections 1 through 9 of***";

And on page 3, line 25, By inserting after the words "***provisions of***" the words "***Sections 1 through 9 of***";

And on page 4, line 9, By inserting after the words "***provisions of***" the words "***Sections 1 through 9 of***";

And on page 4, line 19, By inserting after the words "***accordance with***" the words "***Sections 1 through 9 of***";

And on page 4, line 22, By inserting after the words "***accordance with***" the words "***Sections 1 through 9 of***";

And on page 4, line 23, By inserting after the words "***provisions of***" the words "***Sections 1 through 9 of***";

And on page 5, line 17, By inserting after the words "***provisions of***" the words "***Sections 1 through 9 of***";

And on page 7, line 8, By inserting after the words "***requirement of***" the words "***Sections 1 through 9 of***";

And on page 7, line 13, By inserting after the words "***provision of***" the words "***Sections 1 through 9 of***";

And on page 7, line 14, By inserting after the words "***pursuant to***" the words "***Sections 1 through 9 of***";

And on page 7, line 25, By inserting after the words "***adopted under***" the words "***Sections 1 through 9 of***";

And on page 8, line 10, By inserting after the words "***certificate under***" the words "***Sections 1 through 9 of***";

And on page 8, line 14, By inserting after the words "***requirements of***" the words "***Sections 1 through 9 of***";

And on page 8, line 26, By inserting after the words "***Nothing in***" the words "***Sections 1 through 9 of***";

And on page 14, line 10, By inserting after the words "***provision of***" the words "***Sections 1 through 9 of***";

And on page 14, line 11, By inserting after the words "***adopted under***" the words "***Sections 1 through 9 of***";

And on page 14, after line 15, By adding the following new section:

"SECTION 11. A NEW SECTION OF KRS CHAPTER 214 IS CREATED TO READ AS FOLLOWS:

(1) The General Assembly finds that the use of tests designed to reveal a condition indicative of human immunodeficiency virus (HIV) infection can be a valuable tool in protecting the public health. The General Assembly finds that despite current scientific knowledge that zidovudine (AZT) prolongs the lives of acquired immunodeficiency syndrome victims, and may also be effective when introduced in the early stages of human immunodeficiency virus infection, many members of the public are deterred from seeking testing because they misunderstand the nature of the test or fear that test results will be disclosed without their consent. The General Assembly finds that the public health will be served by facilitating informed, voluntary, and confidential use of tests designed to detect human immunodeficiency virus infection.

(2) A person who has signed a general consent form for the performance of medical procedures and tests, is not required to also sign or be presented with a specific consent form relating to medical procedures or tests to determine human immunodeficiency virus infection, antibodies to human immunodeficiency virus, or infection with any other causative agent of acquired immunodeficiency syndrome that will be performed on the person during the time in which the general consent form is in effect. However, a general consent form shall instruct the patient that as part of the medical procedures or tests, the patient may be tested for human immunodeficiency virus infection, hepatitis, or any other blood-borne infectious disease if a doctor orders the test for diagnostic purposes. Except as otherwise provided in subsection (5)(c) of this section, the results of a test or procedure to determine human immunodeficiency virus infection, antibodies to human immunodeficiency virus, or infection with any probable causative agent of acquired immunodeficiency syndrome performed under the authorization of a general consent form shall be used only for diagnostic or other purposes directly related to medical treatment.

(3) In any emergency situation where informed consent of the patient cannot reasonably be obtained before providing health care services, there is no requirement that a health care provider obtain a previous informed consent.

(4) The physician who orders the test pursuant to subsections (1) and (2) of this section, or the attending physician, shall be responsible for informing the patient of the results of the test if the test results are positive for human immunodeficiency virus infection. If the tests are positive, the physician shall also be responsible for either:

(a) Providing information and counseling to the patient concerning his infection or diagnosis and the known medical implications of such status or condition; or

(b) Refering the patient to another appropriate professional or health care facility for the information and counseling.

(5) (a) No person in this state shall perform a test designed to identify the human immunodeficiency virus, or its antigen or antibody, without first obtaining the informed consent of the person upon whom the test is being performed, except as specified in subsections (2) and (3) of this section.

(b) No test result shall be determined as positive, and no positive test result shall be revealed to any person, without corroborating or confirmatory tests being conducted.

(c) No person, who has obtained or has knowledge of a test result pursuant to this section, shall disclose or be compelled to disclose the identity of any person upon whom a test is performed, or the results of the test in a manner which permits identification of the subject of the test, except to the following persons:

1. The subject of the test or the subject's legally authorized representative;

2. Any person designated in a legally effective release of the test results executed prior to or after the test by the subject of the test or the subject's legally authorized representative;

3. A physician, nurse, or other health care personnel who has a legitimate need to know the test result in order to provide for his protection and to provide for the patient's health and welfare;

4. Health care providers consulting between themselves or with health care facilities to determine diagnosis and treatment;

5. The cabinet, in accordance with rules for reporting and controlling the spread of disease, as otherwise provided by state law;

6. A health facility or health care provider which procures, processes, distributes, or uses:

a. A human body part from a deceased person, with respect to medical information regarding that person; or

b. Semen provided prior to the effective date of this section for the purpose of artificial insemination;

7. Health facility staff committees, for the purposes of conducting program monitoring, program evaluation, or service reviews;

8. Authorized medical or epidemiological researchers who shall not further disclose any identifying characteristics or information;

9. A person allowed access by a court order which is issued in compliance with the following provisions:

a. No court of this state shall issue an order to permit access to a test for human immunodeficiency virus performed in a medical or public health setting to any person not authorized by this section or by KRS 214.420. A court may order an individual to be tested for human immunodeficiency virus only if the person seeking the test results has demonstrated a compelling need for the test results which cannot be accommodated by other means. In assessing compelling need, the court shall weigh the need for testing and disclosure against the privacy interest of the test subject and the public interest which may be disserved by disclosure which deters blood, organ, and semen donation and future human immunodeficiency virus-related testing or which may lead to discrimination. This paragraph shall not apply to blood bank donor records;

b. Pleadings pertaining to disclosure of test results shall substitute a pseudonym for the true name of the subject of the test. The disclosure to the parties of the subject's true name shall be communicated confidentially, in documents not filed with the court;

c. Before granting any order, the court shall provide the individual whose test result is in question with notice and a reasonable opportunity to participate in the proceedings if he is not already a party;

d. Court proceedings as to disclosure of test results shall be conducted in camera, unless the subject of the test agrees to a hearing in open court or unless the court determines that a public hearing is necessary to the public interest and the proper administration of justice;

e. Upon the issuance of an order to disclose test results, the court shall impose appropriate safeguards against unauthorized disclosure, which shall specify the persons who may have access to the information, the purposes for which the information shall be used, and appropriate prohibitions on future disclosure.

No person to whom the results of a test have been disclosed shall disclose the test results to another person *except as authorized by this subsection. When disclosure is made pursuant to this subsection, it shall be accompanied by a statement in writing which includes the following or substantially similar language: "This information has been disclosed to you from records whose confidentiality is protected by state law. State law prohibits you from making any further disclosure of such information without the specific written consent of the person to whom such information pertains, or as otherwise permitted by state law. A general authorization for the release of medical or other information is NOT sufficient for this purpose." An oral disclosure shall be accompanied by oral notice and followed by a written notice within ten (10) days.*

(6) (a) The Cabinet for Human Resources shall establish a network of voluntary human immunodeficiency virus testing programs in every county in the state. These programs shall be conducted in each public health department established under the provisions of KRS Chapter 211. Additional programs may be contracted to other private providers to the extent that finances permit and local circumstances dictate;

(b) Each public health department shall have the ability to provide counseling and testing for the human immunodeficiency virus to each patient who receives services and shall offer the testing on a voluntary basis to each patient who requests the test;

(c) Each public health department shall provide a program of counseling and testing for human immunodeficiency virus infection, on an anonymous or confidential basis, dependent on the patient's desire. The cabinet shall continue to provide for anonymous testing and counseling;

(d) The result of a serologic test conducted under the auspices of the cabinet shall not be used to determine if a person may be insured for disability, health, or life insurance or to screen or determine suitability for, or to discharge a person from, employment. Any person who violates the provisions of this subsection shall be guilty of a Class A misdemeanor.

(7) No public health department and no other private or public facility established for the primary purpose of conducting a testing program for acquired immunodeficiency syndrome, acquired immunodeficiency syndrome related complex, or human immunodeficiency virus status without first registering with the cabinet, complying with all other applicable provisions of state law, and meeting the following requirements:

(a) The program shall be directed by a person who has completed an educational course approved by the cabinet in the counseling of persons with acquired immunodeficiency syndrome, acquired immunodeficiency syndrome related complex, or human immunodeficiency virus infection;

(b) The program shall have all medical care supervised by a physician licensed under the provisions of KRS Chapter 311;

(c) The program shall have all laboratory procedures performed in a laboratory licensed under the provisions of KRS Chapter 333;

(d) Informed consent shall be required prior to testing. Informed consent shall be preceded by an explanation of the test, including its purpose, potential uses, and limitations and the meaning of its results;

(e) The program, unless it is a blood donor center, shall provide pretest counseling on the meaning of a test for human immunodeficiency virus, including medical indications for the test; the possibility of false positive or false negative results; the potential need for confirmatory testing; the potential social, medical, and economic consequences of a positive test result; and the need to eliminate high-risk behavior;

(f) The program shall provide supplemental corroborative testing on all positive test results before the results of any positive test is provided to the patient;

(g) The program shall provide post-test counseling, in person, on the meaning of the test results; the possible need for additional testing; the social medical, and economic consequences of a positive test result; and the need to eliminate behavior which might spread the disease to others;

(h) Each person providing post-test counseling to a patient with a positive test result shall receive specialized training, to be specified by regulation of the cabinet, about the special needs of persons with positive results, including recognition of possible suicidal behavior, and shall refer the patient for further health and social services as appropriate;

(i) When services are provided for a charge during pretest counseling, testing, supplemental testing, and post-test counseling, the program shall provide a complete list of all charges to the patient and the cabinet;

(j) Nothing in this subsection shall be construed to require a facility licensed under KRS Chapter 333 or a person licensed under the provisions of KRS Chapters 311, 312 or 313 to register with the cabinet if he does not advertise or hold himself out to the public as conducting testing programs for human immunodeficiency virus infection or specializing in such testing.

(8) Any violation of this section by a licensed health care provider shall be a ground for disciplinary action contained in the professional's respective licensing chapter.

(9) Except as provided in subsection (6)(d) of this section, insurers and others participating in activities related to the insurance application and underwriting process shall be exempt from this section.

(10) The cabinet shall develop a program standards consistent with the provisions of this section for counseling and testing persons for the human immunodeficiency virus."

Floor Amendment No. 7 to **SB 183**, by Representative Gregory:

Amend printed GA copy of **SB 183** on page 9, between lines 23 and 24, to insert the following:

"***(10) If a person's blood or breath alcohol test shows a blood alcohol concentration of less than ten hundredths percent (.10%), or if a person's blood alcohol concentration was not properly tested or otherwise not determined for a reason other than refusal to submit to the test, and if the trier of the facts determines that the person was under the influence of alcohol while operating or being in the physical control of a motor vehicle, the defendant shall be subject to the same penalties as specified in subsection (7) of this section.***"

Floor Title Amendment to **SB 233**, by Representative Mason:

Amend printed GA copy of **SB 233** by amending the title to read, "***An Act relating to communicable diseases.***"

Floor Amendment No. 1 to **SB 233**, by Representative Mason:

Amend printed GA copy of **SB 233** on page 3, after line 12, by inserting the following new section:

"SECTION 3. A NEW SECTION OF KRS CHAPTER 207 IS CREATED TO READ AS FOLLOWS:

Any person infected with the human immunodeficiency virus shall have every protection made available to handicapped persons under KRS 207.120 to 207.240 and Section 504, Public Law No. 93-112, the Rehabilitation Act of 1973."

Floor Amendment No. 1 to the House Committee Substitute to **SB 317**, by Representative Arnold:

Amend printed GA copy of **SB 317/HCS** on page 28, line 24, by adding thereafter the following:

"Section 9. KRS 109.120 is amended to read as follows:

(1) The board may adopt ***administrative*** [~~such rules and~~] regulations as are necessary to carry out the purposes for which the waste management district was created and necessary for the adequate management of solid waste in a manner adequate to protect the public health [~~and consistent with such rules and regulations as may be promulgated by the department~~].

(2) Notwithstanding the provisions of other state laws, the General Assembly intends that the authority to regulate the management of solid waste shall be shared by the state and waste management districts. The General Assembly acknowledges that waste management district officials have a greater awareness of local conditions which could render state solid waste management administrative regulations inappropriate or inadequate. Therefore, the board of a waste management district may adopt administrative regulations which are more stringent than administrative regulations of the cabinet or may adopt administrative regulations in areas of solid waste management in which the cabinet has not adopted administrative regulations.

SECTION 10. A NEW SECTION OF KRS CHAPTER 109 IS CREATED TO READ AS FOLLOWS:

(1) A county or a waste management district shall, to the maximum extent practicable, implement measures to reduce or recycle solid waste in accordance with standards developed by the cabinet.

(2) A county or a waste management district may direct that certain classes or types of materials be recycled and require segregation and removal of identified materials or substances from waste streams prior to disposal of the waste.

SECTION 11. A NEW SECTION OF KRS CHAPTER 109 IS CREATED TO READ AS FOLLOWS:

(1) A waste management district may limit or prohibit disposal within the district of solid waste generated outside of the district on terms and conditions as are deemed necessary to protect the public health and environmental quality within the district.

(2) The district may reject an application for a new solid waste incinerator or solid waste landfill or expansion of an existing solid waste incinerator or landfill within the waste management district upon determining that:

(a) The application does not meet the standards established by the district pursuant to KRS 109.120;

(b) Approval of the application will result in dedication of land area within the district to solid waste disposal beyond that which is necessary to provide for proper disposal of the solid waste generated within the waste management district;

(c) The application is inconsistent with the solid waste management plan adopted by the county or waste management district; or

(d) The district determines that the past performance in this or related waste management fields by the applicant, or persons owning or controlling or owned or controlled by the applicant, indicates a pattern of performance incompatible with assuring protection of the public health, safety, and environment of the district.

(3) The waste management district shall issue a written letter of approval to an applicant for a new or expanded solid waste incinerator or landfill if the requirements of subsection (2) of this section have been met.

(4) A waste management district may enter into agreements with one (1) or more other waste management districts for the management of solid wastes and may approve disposal of waste generated outside of the district at facilities located in the district on terms and conditions deemed necessary to protect public health and the environment within the district.

(5) The waste management district shall be deemed the solid waste planning area for the purposes of this chapter and KRS 224.887, and the district board shall be responsible for the development, revision and implementation of solid waste management plans for the planning area.

(6) The waste management district shall provide for reasonable public notice of all meetings and requests for a written letter of approval. The waste management district shall be subject to the Kentucky Open Records Law found at KRS 61.870 to 61.884 and the Kentucky Open Meetings Act found at KRS 61.805 to 61.850.

(7) Each waste management district shall develop and submit, as a component of the solid waste management plan required under KRS 224.888, a specific plan for assuring that adequate capacity for solid waste management, including waste recycling, reduction, treatment and disposal, will be developed when needed to meet the solid waste management needs of the district identified under KRS 224.888 for five (5), ten (10) and twenty (20) years in the future, including specific steps to be taken to assure proper management of solid waste generated within the district. If an existing waste management district fails to modify the solid waste management plan to conform to the requirements of this subsection within a one (1) year period after enactment of this Act, or fails to implement the plan, the provisions of Section 4 of this Act shall not apply thereafter with respect to that district until the time compliance is attained. Waste management districts created after the date of enactment of this Act shall comply with the requirements of this Act within one (1) year after formation of the district.

SECTION 12. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

(1) If a permit applicant for a new or expanded solid waste incinerator or landfill or for a modification to an existing solid waste incinerator or landfill seeks to locate the facility within a waste management district, the cabinet shall not issue the permit until the applicant first applies to the waste management district for a written letter of approval, and submits to the cabinet a written letter of approval issued by the district. The cabinet shall not approve any modification to an existing solid waste incinerator or landfill permit including, but not limited to, changes in ownership and the addition of new waste streams and waste sources, until the waste management district has considered and approved the modifications.

(2) When the cabinet issues a permit for a facility for which a written letter of approval has been obtained, the conditions of the cabinet permit shall incorporate the conditions of the written letter. In addition, the cabinet shall incorporate into its permit the applicable regulations of the district and shall enforce the district regulations as conditions of the permit.

Section 13. KRS 109.042 is amended to read as follows:

(1) A county or urban-county government may employ an enforcement representative to ensure compliance with applicable administrative regulations of the cabinet relating to construction and operation of solid waste landfills. The local government representative shall possess at least minimum qualifications required of representatives of the cabinet performing similar functions. ***The cabinet shall establish minimum standards for the educational background and experience of local inspectors.***

(2) The cabinet shall promulgate administrative regulations for local government inspection of solid waste landfills and enforcement procedures. The administrative regulations shall include but not be limited to, requiring local enforcement representatives to report violations of state solid waste landfill laws and administrative regulations immediately to the cabinet and requiring the cabinet to respond to the report within seventy-two (72) hours of its receipt.

(3) A county or urban-county government which elects to implement a local inspection and enforcement program for solid waste landfills ***may*** [~~shall~~] finance the program from the license fees provided for in KRS 68.178.

Section 14. If any provision of Sections 9 through 13 of this Act or the application of Sections 9 through 13 of this Act to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of Sections 9 through 13 of the Act which can be given effect without the invalid provision or application, and to this end the provisions of Sections 9 through 13 of this Act are severable.

Section 15. Whereas, the need for proper control and review of solid waste facilities is a present need and the siting and modification of waste facilities is increasingly affecting communities across the Commonwealth, an emergency is declared to exist, and this Act shall become effective upon its passage and approval by the Governor."; and

on page 28, line 25, by renumbering "Section 9." to read "Section 16."

Floor Amendment No. 2 to **SB 89**, by Representative Moberly:

Amend printed GA copy of **SB 89** on page 20, after line 3, by inserting:

"Section 11. WHEREAS, the General Assembly recognizes the need to insure the proper consideration of environmental values and factors during state decision-making to prevent or minimize development impacts on the environment; and

WHEREAS, interaction and coordination between state agencies for reviewing environmental impacts of state-initiated siting and development activities and projects receiving economic incentives does not formally exist; and

WHEREAS, a working committee of the Legislative Research Commission on Kentucky's government created by Senate Concurrent Resolution 83 recommended that environmental protection be given priority in any considerations involving the expenditure of state economic development funds; and

WHEREAS, state agencies need to properly review and assess the environmental effects of their proposed or pending actions to insure all development projects are carried out in the best and most environmentally sound manner;

NOW, THEREFORE,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Legislative Research Commission shall form a task force to study the environmental impacts of state development actions and develop recommendations to establish a process to insure adequate review and assessment of state development activities in order to prevent or minimize damage to the environment and public health and safety.

Section 2. The Legislative Research Commission shall appoint the chairman, who shall be a member of the Interim Joint Committee on Agriculture and Natural Resources, a member of the Interim Joint Committee on Economic Development and Tourism, a member of the Interim Joint Committee on Transportation, two (2) additional members of the General Assembly, a representative of the Kentucky Chamber of Commerce, a representative of the Kentucky Association of Professional Engineers, a representative of the Kentucky Conservation Committee, a representative of Kentuckians for the Commonwealth, a representative of the Kentucky Council of Area Development Districts, a representative of the Kentucky Chapter of the American Planning Association, a representative of the Kentucky Transportation Center, a representative of the Kentucky Academy of Sciences, and three (3) members at large with expertise in environmental policy and programs.

Section 3. The task force, in reviewing state development activities, policies, programs, and economic incentives in Kentucky as they relate to environmental protection, shall hold hearings and take testimony from persons interested in these matters and document all findings. The task force shall research state development activities and procedures and receive information and the assistance of various state agencies as requested.

Section 4. The task force shall issue a report with its findings and recommendations on insuring proper consideration of environmental values during state decision-making to the Legislative Research Commission by September 1, 1991.

Section 5. Staff services to be utilized in operation of the task force are estimated to cost ten thousand dollars ($10,000). These staff services shall be provided from the regular Commission budget and are subject to the limitations and other research responsibilities of the Commission."

Adjournment

Representative Stumbo moved that the House adjourn until 2:00 p.m., Tuesday, March 27, 1990.

The motion that the House adjourn until 2:00 p.m., Tuesday, March 27, 1990 was adopted by voice vote.

TUESDAY, MARCH 27, 1990

FIFTY-FIFTH LEGISLATIVE DAY

The House was called to order by Speaker Blandford.

Prayer by Father Theodore Keller, Church of the Good Shepherd, Frankfort.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present.

Representative McElroy moved that the reading of the Journal of March 26, 1990 be dispensed with and the same approved. Agreed.

Report on Enrolled Bills

The Committee on Enrollment reported **SB 3, SB 4, SB 17, SB 41, SB 70, SB 90, SB 92, SB 95, SB 108, SB 125, SB 132, SB 144, SB 148, SB 178, SB 180, SB 181, SB 186, SB 199, SB 200 SB 224, SB 237, SB 240, SB 249, SB 256, SB 257, SB 269, SB 271, SB 275, SB 280, SB 289, SB 290, SB 297, SB 298, SB 304, SB 305, SB 309, SB 311, SB 313, SB 314, SB 315, SB 319, SB 320, SB 331, SB 355, SB 391, SB 403, SB 405, SCR 1, SCR 3, SCR 11, SJR 13, SJR 44, SCR 55, SCR 71, SCR 72, SCR 74, SCR 91, SJR 92, SJR 93, SCR 97, SCR 105, SCR 109** and **SJR 110** had been examined and found correctly enrolled. Said Bills and Resolutions read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 2:05 p.m.)

Senate Message

Announcing passage of **HB 272** with Senate Amendment, **HB 369** with Senate Amendments, **HB 446** with Senate Amendments, **HB 521** with Senate Amendment, **HB 536** with Senate Amendment, **HB 578** with Senate Amendments, **HB 653** with Senate Amendment, **HB 683** with Senate Amendment, **HB 802** with Senate Amendments, **SCR 100, HB 19, HB 274, HB 275, HB 277, HB 278, HB 279, HB 280, HB 281, HB 282, HB 284, HB 319, HB 400, HB 428, HB 554, HB 570, HB 634, HB 718, HB 752, HB 753, HB 778, HB 816, HB 828, HB 840, HB 938, HCR 50, HJR 124** and **HCR 129.**

HB 158 returned with the following message: The Senate has passed **HB 158** by way of Committee Substitute and respectfully requests that this Honorable Body concur with the Committee Substitute.

HB 261 returned with the following message: The Senate has passed **HB 261** by way of Committee Substitute and respectfully requests that this Honorable Body concur with the Committee Substitute.

HB 353 returned with the following message: The Senate has passed **HB 353** by way of Committee Substitute and respectfully requests that this Honorable Body concur with the Committee Substitute.

HB 407 returned with the following message: The Senate has passed **HB 407** by way of Committee Substitute and respectfully requests that this Honorable Body concur with the Committee Substitute.

Reference of Bills and Resolutions

The Clerk reported the Committee on Committees has referred the following Bill:

Appropriations and Revenue: **HB 709**

Report of Committees

The Committee on Cities reported **SCR 133** with Committee Amendment attached thereto, with the expression of opinion that the same should pass. Read at length for the first time and ordered placed in the Calendar.

SCR 133, A CONCURRENT RESOLUTION directing the Legislative Research Commission to create a task force to study the potential amendment of the Open Records Act.

WHEREAS, the enactment of the Kentucky Open Records Act in 1976 intended to provide all citizens of the Commonwealth access, at nominal cost, to records documenting government activities; and

WHEREAS, since the enactment of the Open Records Act, advances in computer technology and data management have transformed the way government provides services, blurring the distinction between traditional records that can be read unaided, and machine readable codes used by computers to manipulate these records; and

WHEREAS, these advances were not foreseen at the time of enactment, have not been addressed subsequently, and now jeopardize the security of, and financial investment in, government electronic records systems, which are subject to inspection and copying in toto as provided by the Open Records Act; and

WHEREAS, the legislature recognizes that the Commonwealth's citizens, expect certain information, which, while essential to government operations, should not be disclosed to the detriment of the privacy interests of individuals or to the vital interests and operations of the Commonwealth; and

WHEREAS, the legislature is desirous of striking a reasonable balance between these interests;

NOW, THEREFORE,

Be it resolved by the Senate of the General Assembly of the Commonwealth of Kentucky, the House of Representatives concurring therein:

Section 1. The Legislative Research Commission is directed to create a task force to study the potential impact of amending KRS 61.870 ***et seq.***, known as the Kentucky Open Records Act, and to make recommendations regarding these impacts. The task force's study shall include, but not be limited to: the amendment of the Freedom of Information Act by the One Hundred First and One Hundred Second sessions of the United States Congress; open records legislation enacted and subsequently amended in other states; open records legislation introduced in the 1990 Regular Session of the Kentucky General Assembly; the impact of proposed amendments on Kentucky's Public Records Management Program; the impact of proposed amendments on public agencies utilizing electronic records systems; the applicability of copyright protection to computer software and databases developed by public agencies; and the impact of proposed amendments on the public's ability to access records documenting government activity.

Section 2. The task force shall consist of eleven (11) members selected as follows:

(1) The chairman of the Special LRC Subcommittee on a Statewide Information System;

(2) The chairman of the Kentucky Information Systems Commission or his designee;

(3) The state librarian or his designee;

(4) The Attorney General or his designee;

(5) Two (2) representatives of the Kentucky Press Association;

(6) The following who will be appointed by the co-chairmen of the Legislative Research Commission:

(a) Two (2) members from the Senate;

(b) Three (3) members from the House of Representatives.

Section 3. The chairman of the task force shall be designated by the co-chairmen of the Legislative Research Commission.

Section 4. The task force shall report the findings and recommendations of its study to the Legislative Research Commission by August 1, 1991.

Section 5. Staff services to be utilized in completing this study are estimated to cost ten thousand dollars ($10,000). These staff services shall be provided from the regular commission budget and are subject to the limitations and other research responsibilities of the Commission.

The Committee Amendment No. 1 to **SCR 133** is as follows:

Amend printed copy of GA copy of **SCR 133** on page 3, line 10, before the semicolon ";", by inserting the following:

"***, one (1) of whom is employed by a daily newspaper and one (1) of whom is employed by a weekly newspaper***".

Calendar

SB 99, **SB 168**, **SB 375**, **SB 388** and **SB 408** taken from the Calendar and ordered read at length for the second time. Representative Stumbo moved that they be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Representative J. Harper moved that the rules be suspended to allow floor privileges to Dr. Thomas D. Clark for the purpose of addressing the House. Agreed.

Dr. Thomas D. Clark briefly addressed the House.

Orders of the Day

SB 206, with Committee Substitute and Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Worthington moved the adoption of Committee Substitute to **SB 206**. Agreed.

Representative Worthington moved that **SB 206**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 58, Nays 32. (See March 27, 1990 roll call on **SB 206** - Appendix.)

SB 206, by way of Committee Substitute, was passed.

Representative Worthington moved the adoption of the Committee Title Amendment to **SB 206**. Agreed; and the title was agreed to.

Representative Worthington moved that the vote by which **SB 206**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 228, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lear moved the adoption of Floor Amendment No. 1 to **SB 228**. Agreed.

Representative Lear moved that **SB 228**, as amended, be passed.

On the roll call the vote was: Yeas 92, Nays 1. (See March 27, 1990 roll call on **SB 228** - Appendix.)

SB 228, as amended, was passed and the title agreed to.

Representative Lear moved that the vote by which **SB 228**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 230 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved that **SB 230** be passed.

On the roll call the vote was: Yeas 92, Nays 1. (See March 27, 1990 roll call on **SB 230** - Appendix.)

SB 230 was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **SB 230** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 103 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative T. Jones moved that **SB 103** be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 27, 1990 roll call on **SB 103** - Appendix.)

SB 103 was passed and the title agreed to.

Representative T. Jones moved that the vote by which **SB 103** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 242 with Floor Amendment attached thereto taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **SB 242** be passed.

On the roll call the vote was: Yeas 88, Nays 3. (See March 27, 1990 roll call on **SB 242** - Appendix.)

SB 242 was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 242** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 82, with Committee Amendment and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lewis moved that **SB 82** be passed.

Representative B. Smith moved the adoption of Committee Amendment No. 1 to **SB 82**. Agreed.

Representative Long moved the adoption of Floor Amendment No. 2 to **SB 82**. Agreed.

Representative Overstreet moved the adoption of Floor Amendment No. 3 to **SB 82**. Agreed.

Representative Lewis moved that **SB 82**, as amended, be passed.

On the roll call the vote was: Yeas 99, Nays 0. (See March 27, 1990 roll call on **SB 82** - Appendix.)

SB 82, as amended, was passed.

Representative Lewis moved the adoption of Floor Title Amendment to **SB 82**. Agreed; and the title was agreed to.

Representative Lewis moved that the vote by which **SB 82**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 89, with Committee Substitute and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Morris moved the adoption of Committee Substitute to **SB 89**. Agreed.

Representative Stumbo moved that **SB 89**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 27, 1990 roll call on **SB 89** - Appendix.)

SB 89, by way of Committee Substitute, was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 89**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 350 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lear moved that **SB 350** be passed.

On the roll call the vote was: Yeas 46, Nays 46. (See March 27, 1990 roll call on **SB 350** - Appendix.)

SB 350 was defeated.

Representative B. Richardson moved that the vote by which **SB 350** was defeated be reconsidered and said motion be placed on the table. Agreed.

SB 226, with Committee Amendments and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hourigan moved the adoption of Floor Amendment No. 1 to **SB 226**. Agreed.

Representative Hancock moved the adoption of Committee Amendment No. 1 to **SB 226**. Agreed.

Representative Hancock moved the adoption of Committee Amendment No. 2 to **SB 226**. Agreed.

Representative Hancock moved the adoption of Committee Amendment No. 3 to **SB 226**. Agreed.

Representative Hancock moved the adoption of Committee Amendment No. 6 to **SB 226**. Agreed.

Representative Donnermeyer moved the adoption of Floor Amendment No. 2 to **SB 226**.

On the roll call the vote was yeas 4—Deskins, Donnermeyer, Mason, McBee. Nays 71—Adkins, Allen, Altman, Ark, Arnold, Barrows, Bentley, Blandford, Blevins, Callahan, Casebier, Castleman, L. Clark, P. Clark, Clarke, Cline, Crupper, Curd, Curtsinger, Cyrus, Farrow, Ford, Freibert, Geveden, Gray, Gregory, Hancock, J. Harper, K. Harper, Hourigan, Jensen, Johnson, A. Jones, T. Jones, Kerr, Layman, Lear, LeMaster, Lewis, Lile, Little, Long, Lyne, Mack, Maggard, McElroy Moberly, Morris, Mullinix, Napier, Nelson, Nett, Noe, O'Brien, Preston, Pritchett, Rapier, Reinhardt, Richards, B. Richardson, Ridley, Riner, Scorsone, B. Smith, Stokes, Stumbo, Todd, Turner, Walker, Ward, Yates.

Floor Amendment No. 2 to **SB 226** was rejected.

Representative Worthington moved the adoption of Committee Amendment No. 4 to **SB 226**.

On the roll call the vote was yeas 31—Ballard, Blevins, Brown, Bruce, Callahan, Curtsinger, Cyrus, Deskins, Donnermeyer, Ford, Geveden, Jackson, Keith, Kerr, Lear, Lefevers, McBee, McElry, Moberly, Morris, Mullinix, Noland, Priddy, Rapier, Reinhardt, Riner, R. Smith, Todd, Ward, Worthington, Zimmerman. Nays 50—Ackerson, Adkins, Allen, Altman, Ark, Barrows, Bentley, Bronger, Burch, Butler, Casebier, Castleman, L. Clark, Clarke, Cline, Crupper, Curd, Farrow, Freibert, Gedling, Gray, Gregory, Hancock, J. Harper, K. Harper, Heleringer, Hourigan, Johnson, A. Jones, T. Jones, Layman, Lile, Long, Lyne, Mack, Maggard, Mason, Napier, Nett, Northup, Preston, Pritchett, B. Richardson, Scorsone, B. Smith, Stokes, Stumbo, Turner, Walker, Yates.

Committee Amendment No. 4 to **SB 226** was rejected.

Representative Worthington moved the adoption of Committee Amendment No. 5 to **SB 226**. Rejected.

Representative Hancock moved that **SB 226**, as amended, be passed.

On the roll call the vote was: Yeas 98, Nays 0. (See March 27, 1990 roll call on **SB 226** - Appendix.)

SB 226, as amended, was passed and the title agreed to.

Representative Hancock moved that the vote by which **SB 226**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 96, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Morris moved the adoption of Committee Amendment No. 1 to **SB 96**.

On the roll call the vote was 49 yeas—Ackerson, Adkins, Altman, Bentley, Blandford, Blevins, Bronger, Castleman, L. Clark, P. Clark, Cline, Curd, Curtsinger, Cyrus, Donnermeyer, Ford, Freibert, Geveden, Gray, Gregory, Hatcher, Jensen, Johnson A. Jones, T. Jones, Kerr, Lear, Lefevers, LeMaster, Little, Maggard, Mason, McBee, McElroy, Morris, Mullinix, Napier, Nelson, Noe, Priddy, Richards, Ridley, Sheehan, B. Smith, Stokes, Stumbo, Todd, Ward, Zimmerman. Nays 21—Allen, Ark, Butler, Callahan, Crupper, Deskins, Farrow, Gedling, Hancock, K. Harper, Hourigan, Jackson, Layman, Lyne, Moberly, Overstreet, Pritchett, Reinhardt, Riner, Siler, Turner.

Committee Amendment No. 1 to **SB 96** was adopted.

Representative Stumbo moved that **SB 96**, as amended, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 27, 1990 roll call on **SB 96** - Appendix.)

SB 96, as amended, was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 96**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 321 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative LeMaster moved that **SB 321** be passed.

On the roll call the vote was: Yeas 88, Nays 0. (See March 27, 1990 roll call on **SB 321** - Appendix.)

SB 321 was passed and the title agreed to.

Representative LeMaster moved that the vote by which **SB 321** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 233, with Committee Amendments and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Mason moved the adoption of Committee Amendment No. 1 to **SB 233**. Agreed.

Representative Mason moved the adoption of Committee Amendment No. 2 to **SB 233**. Agreed.

Representative Priddy moved that **SB 233**, as amended, be passed.

Representative Mason moved the adoption of Floor Amendment No. 1 to **SB 233**. Rejected.

On the roll call the vote was: Yeas 97, Nays 1. (See March 27, 1990 roll call on **SB 233** - Appendix.)

SB 233, as amended, was passed.

Representative Priddy moved the adoption of Floor Title Amendment to **SB 233**. Agreed; and the title was agreed to.

Representative Priddy moved that the vote by which **SB 233**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 332 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved that **SB 332** be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 27, 1990 roll call on **SB 332** - Appendix.)

SB 332 was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **SB 332** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 158 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Blevins moved that **SB 158** be passed.

On the roll call the vote was: Yeas 53, Nays 37. (See March 27, 1990 roll call on **SB 158** - Appendix.)

SB 158 was passed and the title agreed to.

Representative Blevins moved that the vote by which **SB 158** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 310, with Committee Amendment and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hancock moved the adoption of Committee Amendment No. 1 to **SB 310**. Agreed.

Representative Hancock moved that **SB 310**, as amended, be passed.

Representative P. Richardson moved the adoption of Floor Amendment No. 1 to **SB 310**.

Representative Barrows inquired whether Floor Amendment No. 1 was germane to **SB 310**.

The Speaker ruled that Floor Amendment No. 1 was not germane to **SB 310**.

On the roll call the vote was: Yeas 37, Nays 37. (See March 27, 1990 roll call on **SB 310** - Appendix.)

SB 310, as amended, was defeated.

Representative Turner moved that the vote by which **SB 310**, as amended, was defeated be reconsidered and said motion be placed on the table. Agreed.

SB 171, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Johnson moved the adoption of Committee Substitute to **SB 171**. Agreed.

Representative Johnson moved that **SB 171**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 27, 1990 roll call on **SB 171** - Appendix.)

SB 171, by way of Committee Substitute, was passed and the title agreed to.

Representative Johnson moved that the vote by which **SB 171**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 306 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lemaster moved that **SB 306** be passed.

Representative LeMaster moved that **SB 306** be laid on the Clerk's Desk. Agreed.

SB 316 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Ward moved that **SB 316** be passed.

On the roll call the vote was: Yeas 82, Nays 9. (See March 27, 1990 roll call on **SB 316** - Appendix.)

SB 316 was passed and the title agreed to.

Representative Ward moved that the vote by which **SB 316** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 329 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that **SB 329** be passed.

On the roll call the vote was: Yeas 79, Nays 12. (See March 27, 1990 roll call on **SB 329** - Appendix.)

SB 329 was passed and the title agreed to.

Representative Stumbo moved that the vote by which **SB 329** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 334 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative T. Jones moved that **SB 334** be passed.

On the roll call the vote was: Yeas 80, Nays 10. (See March 27, 1990 roll call on **SB 334** - Appendix.)

SB 334 was passed and the title agreed to.

Representative T. Jones moved that the vote by which **SB 334** was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message

SB 72 returned with the following message: The Senate has concurred in House Floor Amendment No. 2 to **SB 72** but refused to concur in House Floor Amendment No. 3 to **SB 72** and respectfully returns it with the request that this Honorable Body recede from the House Floor Amendment No. 3.

SB 176 returned with the following message: The Senate has overridden the Governor's veto on **SB 176** and would like to be informed of this Honorable Body's veto standing on **SB 176**.

SB 190 returned with the following message: The Senate has refused to concur in House Floor Amendment No. 2 to **SB 190** and respectfully returns it with the request that this Honorable Body recede from the House Floor Amendment No. 2 to **SB 190**.

Report on Enrolled Bills

The Committee on Enrollment reported **SB 91**, **SB 97**, **SB 112**, **SB 145**, **SB 146**, **SB 169** and **SB 218** had been examined and found correctly enrolled. Said Bills read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 4:09 p.m.)

Orders of the Day (Continued)

SJR 85, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Little moved the adoption of Floor Amendment No. 1 to **SJR 85**. Agreed.

Representative Little moved that **SJR 85**, as amended, be passed.

On the roll call the vote was: Yeas 86, Nays 0. (See March 27, 1990 roll call on **SJR 85** - Appendix.)

SJR 85, as amended, was passed.

Representative Little moved the adoption of Floor Title Amendment to **SJR 85**. Agreed; and the title was agreed to.

Representative Little moved that the vote by which **SJR 85**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 333 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Cyrus moved that **SB 333** be passed.

On the roll call the vote was: Yeas 86, Nays 0. (See March 27, 1990 roll call on **SB 333** - Appendix.)

SB 333 was passed and the title agreed to.

Representative Cyrus moved that the vote by which **SB 333** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 30, with Committee Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Burch moved the adoption of Committee Amendment No. 2 to **SB 30**. Agreed.

Representative Burch moved that **SB 30**, as amended, be passed.

On the roll call the vote was: Yeas 89, Nays 1. (See March 27, 1990 roll call on **SB 30** - Appendix.)

SB 30, as amended, was passed and the title agreed to.

Representative Burch moved that the vote by which **SB 30**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 274, with Committee Substitute and Committee Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Brown moved the adoption of Committee Substitute to **SB 274**. Agreed.

Representative Brown moved that **SB 274**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 89, Nays 3. (See March 27, 1990 roll call on **SB 274** - Appendix.)

SB 274, by way of Committee Substitute, was passed and the title agreed to.

Representative Brown moved that the vote by which **SB 274**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 93 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Geveden moved that **SB 93** be passed.

On the roll call the vote was: Yeas 90, Nays 1. (See March 27, 1990 roll call on **SB 93** - Appendix.)

SB 93 was passed and the title agreed to.

Representative Geveden moved that the vote by which **SB 93** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 317, with Committee Substitute and Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Arnold moved that Floor Amendment No. 1 to **SB 317** be withdrawn. Agreed.

Representative Brown moved the adoption of Committee Substitute to **SB 317**. Agreed.

Representative Brown moved that **SB 317**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 95, Nays 2. (See March 27, 1990 roll call on **SB 317** - Appendix.)

SB 317, by way of Committee Substitute, was passed and the title agreed to.

Representative Brown moved that the vote by which **SB 317**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 246, with Committee Substitute, Committee Amendments and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Lear moved the adoption of Committee Substitute to **SB 246**. Agreed.

Representative Johnson moved the adoption of Committee Amendment No. 1 to **SB 246**. Agreed.

Representative Lear moved the adoption of Floor Amendment No. 1 to **SB 246**. Agreed.

Representative Mason moved the adoption of Floor Amendment No.2 to **SB 246**. Agreed.

Representative Lear moved that **SB 246**, by way of Committee Substitute as amended, be passed.

On the roll call the vote was: Yeas 98, Nays 1. (See March 27, 1990 roll call on **SB 246** - Appendix.)

SB 246, by way of Committee Substitute as amended, was passed.

Representative Lear moved the adoption of Committee Title Amendment to **SB 246**. Agreed.

Representative Lear moved that the vote by which **SB 246**, by way of Committee Substitute as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 19, HB 274, HB 275, HB 277, HB 278, HB 279, HB 280, HB 281, HB 282, HB 284, HB 319, HB 400, HB 428, HB 554, HB 570, HB 634, HB 718, HB 752, HB 753, HB 778, HB 816, HB 828, HB 840, HB 938, HCR 50, HJR 124** and **HCR 129** had been examined and found correctly enrolled. Said Bills and Resolutions read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 4:32 p.m.)

Orders of the Day (Continued)

Representative Johnson moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 246, by Representatives Johnson, Blandford and McElroy: A RESOLUTION adjourning the House of Representatives in loving memory of Leonard Allen Pate.

Representative Johnson moved the adoption of the following **HR 246**:

HR 246, A RESOLUTION adjourning the House of Representatives in loving memory of Leonard Allen Pate.

WHEREAS, Leonard Allen Pate, a native of Owensboro, Kentucky, was born on October 28, 1950, and departed this life on March 8, 1990; and

WHEREAS, Leonard Allen Pate was the son of Carrie Leonard Pate and P. J. Pate; and

WHEREAS, Leonard Allen Pate was an electrician specialist at the time of his death, having worked for Alcoa Aluminum for eighteen years in Hatfield, Indiana; and

WHEREAS, Leonard Allen Pate, on February 12, 1990 was critically injured when a welding machine electrical panel exploded; and

WHEREAS, this tragic accident points out again the need for continued vigilance in maintaining safety in the workplace; and

WHEREAS, Leonard Allen Pate was the loving husband of Connie Bruner Pate, and the adored brother of Carol Pate Palmore and Robin Pate; and

WHEREAS, all who knew and admired Leonard Allen Pate will grieve over their loss, and join his family and friends who mourn his passing;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does hereby express its most profound sense of sorrow upon the passing of Leonard Allen Pate, and extends to his family its most heartfelt sympathy.

Section 2. That when the House of Representatives adjourns this day, Tuesday, March 27, 1990, it does so in loving memory of Leonard Allen Pate.

Section 3. That the Clerk of the House is directed to transmit copies of this resolution to Mrs. Connie Bruner Pate, P. O. Box 102, Hatfield, Indiana 47617; Mr. and Mrs. P. J. Pate, 3611 Comanche Drive, Owensboro, Kentucky 42301; Miss Robin Pate, 3611 Comanche Drive, Owensboro, Kentucky 42031; and to Ms. Carol Pate Palmore, 2310 Peaks Mill Road, Frankfort, Kentucky 40601.

HR 246 was adopted by voice vote.

Representative Johnson moved that a call of the roll be taken to show co-sponsors of **HR 246**. Agreed.

On the roll call the vote was yeas 92—Ackerson, Adkins, Allen, Altman, Ark, Ballard, Barrows, Bentley, Blandford, Blevins, Bronger, Brown, Bruce, Burch, Butler, Callahan, Casebier, Castleman, L. Clark, P. Clark, Clarke, Crupper, Curd, Curtsinger, Cyrus, Deskins, Donnermeyer, Farrow, Ford, Freibert, Gedling, Geveden, Gray, Hancock, J. Harper, K. Harper, Hatcher, Heleringer, Hourigan, Jackson, Jensen, Johnson, A. Jones, T. Jones, Keith, Kerr, Layman, Lear, Lefevers, LeMaster, Lewis, Lile, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Morris, Napier, Nelson, Noe, Noland, Overstreet, Preston, Priddy, Pritchett, Rapier, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Riner, Scorsone, Sheehan, Siler, B. Smith, R. Smith, Stokes, Strong, Stumbo, Todd, Turner, Ward, White, Worthington, Yates, Zimmerman. Nays 0.

SB 396, with Committee Substitute attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Geveden moved the adoption of Committee Substitute to **SB 396**. Agreed.

Representative Geveden moved that **SB 396**, by way of Committee Substitute, be passed.

On the roll call the vote was: Yeas 82, Nays 2. (See March 27, 1990 roll call on **SB 396** - Appendix.)

SB 396, by way of Committee Substitute, was passed and the title agreed to.

Representative Geveden moved that the vote by which **SB 396**, by way of Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 30, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 30** is as follows:

Amend printed copy of **HB 30** on page 3, line 23, after the word "*printing*" by inserting:

"***. The recycled material content shall be established by administrative regulations and at a minimum shall be equal to the recycled material content established by***" and by deleting "***as set by***"; and

On line 25, after the word "***guidelines***" by inserting: "***promulgated***" and by deleting "***established***"; and

On page 4, line 18, after the word "*in*" by inserting:"***subsections (1) and***" and by deleting "***subsection***"; and

On page 5, line 23, after the word "FOLLOWS:" by inserting:

"***Every county, city, school district and special district may purchase goods, supplies, equipment, material and printing which meet the United State Environmental Protection Agency procurement guidelines for minimum recycled material content through the central stores branch of the Division of Purchases in the Finance and Administration Cabinet. Counties, cities, school districts and special districts which purchase goods, supplies, equipment, material and printing which meet the United States Environmental Protection Agency procurement guidelines for minimum recycled material content shall receive a fifty percent (50%) reduction in any administrative fee the central purchasing agency is authorized to charge.***" and by deleting all the text on lines 24, 25, and 26; and

On page 6, lines 1 through 11, by deleting all the text thereon.

Representative Brown moved that the House concur in Senate Amendment No. 1 to **HB 30**. Agreed.

Representative Brown moved that **HB 30**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 27, 1990 roll call on **HB 30** - Appendix.)

HB 30, as amended by the Senate, was passed and the title agreed to.

Representative Brown moved that the vote by which **HB 30**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 32, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 32** is as follows:

Amend printed copy of **HB 32** on page 9, line 17, after the word "***fires***" by inserting:

"SECTION 12. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

Accumulations of waste tires used for an agricultural purpose shall not be subject to this Act.

SECTION 13. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

Any person making retail sales of new motor vehicle tires, who has contracted for the lawful disposal of waste tires, may apply to the cabinet for an exemption from the requirements of section (2) of this Act. The cabinet shall grant the exemption if the contract satisfies the intent of this Act." and on line 18, by renumbering "SECTION 12" as "SECTION 14".

Representative Brown moved that the House concur in Senate Amendment No. 1 to **HB 32**. Agreed.

Representative Brown moved that **HB 32**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 54, Nays 35. (See March 27, 1990 roll call on **HB 32** - Appendix.)

HB 32, as amended by the Senate, was passed and the title agreed to.

Representative Brown moved that the vote by which **HB 32**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message

Announcing passage of **HB 36** with Senate Amendments, **HB 80** with Senate Amendment, **HJR 68** with Senate Amendment, **HB 3**, **HB 576**, **HB 590**, **HB 663**, **HB 676**, **HB 723**, **HB 731**, **HB 741**, **HB 747**, **HB 771**, **HB 801** and **HCR 22**.

Orders of the Day (Continued)

SB 364 taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative A. Jones moved that **SB 364** be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 27, 1990 roll call on **SB 364** - Appendix.)

SB 364 was passed and the title agreed to.

Representative A. Jones moved that the vote by which **SB 364** was passed be reconsidered and said motion be placed on the table. Agreed.

HB 194, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 194** is as follows:

Amend printed copy of **HB 194** on page 4, line 18, after the word "***means***" by inserting: "***a regulated substance that is present as a non-aqueous phase liquid***" and by deleting "***petroleum or petroleum***"; and

On lines 19, 20, and 21, by deleting all the text thereon; and

On page 7, line 18, after the word "***to***" by inserting: "***petroleum***" and by deleting "***the storage of regulated substances in***"; and

On line 22, after the word "***installations;***" by deleting "***or***"; and

On line 24, after the date "***July 15, 1990***" by inserting: "***; or (c) Any local restrictions or conditions imposed pursuant to KRS Chapter 100***"; and

On page 11, line 25, after the word "***meet***" by inserting:

"***financial assurance requirements and corrective action requirements of Sections 7(2) and 7(4) of this Act. If the unobligated balance in the fund is not adequate to meet the requirements of this paragraph, the commission shall obligate funds necessary to meet these requirements***" and by deleting "***federal financial responsibility requirements***"; and

On page 21, line 6, after the word "***fees***" by inserting: "***in the amount of thirty dollars ($30) per tank***"; and

On line 10, after the word "***program.***" by deleting "***The cabinet may promulgate administrative***"; and

On lines 11, 12, 13, and 14, by deleting all the text thereon.

The Senate Amendment No. 2 to **HB 194** is as follows:

Amend printed copy of **HB 194** on page 14, line 15, after the word "***cabinet.***" by inserting:

"***(5) Within six (6) months from the effective date of this Act, the state fire marshall shall promulgate administrative regulations which require any person or organization who installs, repairs, closes, or removes an underground storage tank for a petroleum storage tank owner or operator to demonstrate financial capability, including the maintenance of pollution liability insurance, and technical competency and proficiency.***"

The Senate Amendment No. 3 to **HB 194** is as follows:

Amend printed copy of **HB 194** on page 21, line 3, after the word "***Act.***" by inserting the following new subsection:

"***(7) The Revenue Cabinet shall refund the fee imposed by Section 9(1) of this Act to any person who paid the fee provided they are entitled to a refund of motor fuel tax under KRS 138.344 to KRS 138.355 and to any person who paid the fee on transactions exempted under Section 9(2) of this Act.***"

Representative Brown moved that the House concur in Senate Amendment No. 1 to **HB 194**. Agreed.

Representative Brown moved that the House concur in Senate Amendment No. 2 to **HB 194**. Agreed.

Representative Brown moved that the House concur in Senate Amendment No. 3 to **HB 194**. Agreed.

Representative Brown moved that **HB 194**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 95, Nays 0. (See March 27, 1990 roll call on **HB 194** - Appendix.)

HB 194, as amended by the Senate, was passed and the title agreed to.

Representative Brown moved that the vote by which **HB 194**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 356, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved the adoption of Floor Amendment No. 1 to **SB 356**. Agreed.

Representative B. Richardson moved that **SB 356**, as amended, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 27, 1990 roll call on **SB 356** - Appendix.)

SB 356, as amended, was passed.

Representative B. Richardson moved the adoption of Floor Title Amendment to **SB 356**. Agreed; and the title was agreed to.

Representative B. Richardson moved that the vote by which **SB 356**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 459, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 2 to **HB 459** is as follows:

Amend printed copy of **HB 459** on page 1, line 16, by deleting the word "***actual***" following the word "***the***"; and

On page 1, line 20, by deleting the word "***federal***" and by inserting in lieu thereof "***state***"; and

On page 1, beginning on line 21 and ending on line 3 of page 2, by deleting the following:

"***or the rate paid to members of the Kentucky General Assembly, whichever is greater. The employee shall be paid for each mile from his usual residence to the examination site on a round trip basis***; and

On page 2, line 4, by deleting the word "***actual***"; and

On line 5, after the word "***meals***" by deleting the word "***and***" and by inserting a "***,***" in lieu thereof and after the word "***lodging***" by adding the following "***, parking and toll charges***"; and

On line 6, after the period by adding the following sentence:

"***The amounts prepaid or reimbursed by the requesting party, as required herein, shall be the same as and in accordance with state travel regulations and standards promulgated and established pursuant to KRS Chapter 18A.***"

Representative Deskins moved that the House concur in Senate Floor Amendment No. 2 to **HB 459**. Agreed.

Representative Deskins moved that **HB 459**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 27, 1990 roll call on **HB 459** - Appendix.)

HB 459, as amended by the Senate, was passed and the title agreed to.

Representative Deskins moved that the vote by which **HB 459**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 560, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 560** is as follows:

Amend printed copy of **HB 560** on page 30, after line 15, by adding a Section 15 to read as follows:

"Section 15. KRS 100.211 is amended to read as follows:

(1) A proposal for a zoning map amendment may originate with the planning commission of the unit, with any fiscal court or legislative body which is a member of the unit, or with an owner of the property in question. Regardless of the origin of the proposed amendment, it shall be referred to the planning commission before adoption. The planning commission shall then hold at least one (1) public hearing after notice as required by this chapter and make findings of fact and a recommendation of approval or disapproval of the proposed map amendment to the various legislative bodies or fiscal courts involved. ***The findings of fact and recommendation shall include a summary of the evidence and testimony presented by the proponents and opponents of the proposed amendment.*** A tie vote shall be subject to further consideration by the planning commission for a period not to exceed thirty (30) days, at the end of which if the tie has not been broken, the application shall be forwarded to the fiscal court or legislative body without a recommendation of approval or disapproval. It shall take a majority of the entire legislative body or fiscal court to override the recommendation of the planning commission and it shall take a majority of the entire legislative body or fiscal court to adopt a zoning map amendment whenever the planning commission forwards the application to the fiscal court or legislative body without a recommendation of approval or disapproval due to a tie vote. Unless a majority of the entire legislative body or fiscal court votes to override the planning commission's recommendation, such recommendation shall become final and effective and if a recommendation of approval was made by the planning commission, the ordinance of the fiscal court or legislative body adopting the zoning map amendment shall be deemed to have passed by operation of law.

(2) A proposal to amend the text of any zoning regulation which must be voted upon by the legislative body or fiscal court may originate with the planning commission of the unit or with any fiscal court or legislative body which is a member of the unit. Regardless of the origin of the proposed amendment, it shall be referred to the planning commission before adoption. The planning commission shall hold at least one (1) public hearing after notice as required by KRS Chapter 424 and make a recommendation as to the text of the amendment and whether the amendment shall be approved or disapproved and shall state the reasons for its recommendation. In the case of a proposed amendment originating with a legislative body or fiscal court, the planning commission shall make its recommendation within sixty (60) days of the date of its receipt of the proposed amendment. It shall take an affirmative vote of a majority of the fiscal court or legislative body to adopt the proposed amendment.

(3) Procedures prescribed in KRS 100.207 applicable to the publication of notice also shall apply to any proposed amendment to a zoning regulation text or map; provided that:

(a) Any published notice shall include the street address of the property in question, or if one is not available or practicable due to the number of addresses involved, a geographic description sufficient to locate and identify the property, and the names of two (2) streets on either side of the property which intersect the street on which the property is located; and

(b) When the property in question is located at the intersection of two (2) streets, the notice shall designate the intersection by name of both streets rather than name the two (2) streets on either side of the property.

(4) When a property owner proposes to amend the zoning map of any planning unit other than a planning unit containing a city of the first class, the provisions of KRS 100.212 shall apply in addition to the requirements and procedures prescribed in subsection (3) of this section.

(5) When a property owner proposes to amend the zoning map of any planning unit comprising any portion of a county containing a city of the first class, the provisions of KRS 100.214 shall apply in addition to the requirements and procedures prescribed in subsection (3) of this section.

(6) In addition to the public notice requirements prescribed in subsection (3) of this section, when the planning commission, fiscal court or legislative body of any planning unit originates a proposal to amend the zoning map of that unit, notice of the public hearing before the planning commission, fiscal court or legislative body shall be given at least thirty (30) days in advance of the hearing by first class mail to an owner of every parcel of property the classification of which is proposed to be changed. Records by the property valuation administrator may be relied upon to determine the identity and address of said owner.

(7) The fiscal court or legislative body shall take final action upon a proposed zoning map amendment within ninety (90) days of the date upon which the planning commission takes its final action upon such proposal."

The Senate Amendment No. 2 to **HB 560** is as follows:

Amend printed copy of **HB 560** on page 30, after line 15, by adding a Section 15 to read as follows:

"Section 15. KRS 100.177 is amended to read as follows:

The legislative bodies in the planning unit may appropriate out of general revenues for the expenses and accommodations necessary for the work of the commission. Any planning commission shall have the right to receive, hold, and spend funds which it may legally receive from any and every source both in and out of the Commonwealth of Kentucky, including the United States government, for the purpose of carrying out the provisions of this chapter. All bylaws shall describe the method for administration of funds, and an annual audit shall be performed of all receipts, expenditures, and funds on hand by the auditor of public accounts or an independent certified public accountant. The report of every audit, including financial statements, shall be kept in the same manner prescribed in this chapter for other records. ***Every independently budgeted planning commission shall annually publish a financial statement, pursuant to the requirements set forth in KRS Chapter 424.***"

Representative Lear moved that the House concur in Senate Amendment No. 1 to **HB 560**. Agreed.

Representative Lear moved that the House concur in Senate Amendment No. 2 to **HB 560**. Agreed.

Representative Lear moved that **HB 560**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 64, Nays 26. (See March 27, 1990 roll call on **HB 560** - Appendix.)

HB 560, as amended by the Senate, was passed and the title agreed to.

Representative Lear moved that the vote by which **HB 560**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 608, with Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Title Amendment to **HB 608** is as follows:

Amend printed copy of **HB 608** on page 1, title line, by amending the title to read as follows:

"AN ACT relating to the Public Service Commission."

The Senate Floor Amendment No. 1 to **HB 608** is as follows:

Amend printed copy of **HB 608** on page 1, after line 17, add the following new section:

"SECTION 3. A NEW SECTION OF KRS CHAPTER 278 IS CREATED TO READ AS FOLLOWS:

Any entity receiving public funds from the Commonwealth of Kentucky, or any political subdivision thereof, for the purpose of offsetting at least fifty percent (50%) of its operational expenses shall not be entitled to preferential retail rates for services provided by utilities subject to the provisions of KRS Chapter 278."

Representative Mullinix moved that the House concur in Senate Floor Amendment No. 1 to **HB 608**. Agreed.

Representative Mullinix moved that the House concur in Senate Floor Title Amendment to **HB 608**. Agreed; and the title was agreed to.

Representative Mullinix moved that **HB 608**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 91, Nays 2. (See March 27, 1990 roll call on **HB 608** - Appendix.)

HB 608, as amended by the Senate, was passed.

Representative Mullinix moved that the vote by which **HB 608** as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 495, with Senate Committee Substitute and Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 495** is as follows:

HB 495, AN ACT relating to retirement.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 61.592 is amended to read as follows:

(1) "Hazardous position" means any position whose principal duties involve active law enforcement, (including the position of probation and parole officer), active fire suppression or prevention, or other positions, including but not limited to pilots of the Transportation Cabinet, with duties that require frequent exposure to a high degree of danger or peril and also require a high degree of physical conditioning.

(2) Each employer may request hazardous duty coverage for those positions as defined in subsection (1) of this section***, but a county shall request hazardous duty coverage for its full-time paid firefighters; this requirement shall not apply to any political subdivision, other than a county, notwithstanding the definition of county contained in KRS 78.510(3)***. Upon request each employer shall certify to the board in the manner prescribed by the board, the names of all employees deemed by the employer to be working in a hazardous position as defined in subsection (1) of this section. The certification of the employer shall bear the approval of the agent or agency responsible for the budget of the department or county indicating that the required employer contributions have been provided for in the budget of the employing department or county. The board shall determine whether the employees whose names have been certified by the employer are working in positions meeting the definition of a hazardous position as provided by subsection (1) of this section.

(3) (a) An employee determined by the board to be working in a hazardous position in accordance with subsection (2) of this section shall contribute for each pay period for which he receives compensation, seven percent (7%) of his creditable compensation;

(b) Each employer shall pay employer contributions based on the creditable compensation of the employees determined by the board to be working in a hazardous position at the employer contribution rate as determined by the board. ***The*** [~~Such~~] rate will be determined by actuarial methods consistent with the provisions of KRS 61.565;

(c) In the event the employer participated in the system prior to electing hazardous duty coverage, then said employer may pay to the system an additional lump sum payment in order that the nonhazardous service be credited as hazardous service. Payments made by the employer under this subsection shall be deposited to the retirement allowance account of the proper retirement system and these funds shall not be considered accumulated contributions of the individual members. Should the employer elect not to make the additional payment, then the employee may make the lump sum payment in his own behalf. Payments made by the employee under this subsection shall not be picked up, as described in KRS 61.560(4), by the employer. If neither the employer nor employee makes the payment, the service prior to hazardous coverage shall remain nonhazardous.

(4) The normal retirement age, retirement allowance and other benefits, eligibility requirements, rights and responsibilities of a member in a hazardous position, as prescribed by subsections (1), (2) and (3) of this section, and the responsibilities, rights and requirements of his employer shall be as prescribed for a member and employer participating in the State Police Retirement System as provided for by KRS 16.510 to 16.652, except the mandatory retirement provisions of KRS 16.576(1) and the maximum employment age in KRS 16.520(2) shall not be applicable.

(5) Any person employed in a hazardous position after July 1, 1972 shall be required to undergo a thorough medical examination by a licensed physician, and a copy of the medical report of the physician shall be retained on file by the employee's department or county and made available to the board upon request.

(6) In the event of doubt regarding the benefits payable to a hazardous position employee under this section, the board shall determine the benefits payable under KRS 61.515 to 61.705 or 78.520 to 78.852 or 16.510 to 16.652.

Section 2. KRS 61.552 is amended to read as follows:

(1) Any employe participating in one (1) of the state administered retirement systems or an employe of a parted employer whose employment has previously been terminated and who has been refunded his accumulated contributions, thereby losing service credit, may regain such credit by paying to the system from which he received the refund or refunds the amount or amounts refunded with interest at a rate determined by the board of the respective retirement system, provided, however, the provisions of KRS 161.470 must be met in order to regain such credit in the teachers' retirement system and provided further, that KRS 21.460 shall govern with respect to regaining credit in the judicial retirement plan or legislators' retirement plan. Such payment, including interest as determined by the board, shall be deposited to the member's contribution account and considered as accumulated contributions of the individual member. Such payments shall not be picked up, as described in KRS 61.560(4), by the employer.

(2) Any employe participating in one (1) of the state administered retirement systems who did not elect membership in the county employes retirement system, as provided in subsection (2) of KRS 78.540, may obtain credit in the county employes retirement system for prior service and for current service by paying to the county employes retirement system a delayed contribution payment for the service he would have received

had he elected membership. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment shall be by lump sum except that the employe may pay by increments. The minimum increment payment shall be for a full year of service unless there is a fraction remaining after all full years have been paid for.

(3) Any employe participating in one (1) of the state administered retirement systems who did not elect membership in the Kentucky employes retirement system, as provided in subsection (2) of KRS 61.525, may obtain credit in the Kentucky employes retirement system for prior service and for current service by paying to the system a delayed contribution payment for the service he would have received had he elected membership. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment shall be by lump sum except that the employe may pay by increments. The minimum increment payment shall be for a full year of service unless there is a fraction remaining after all full years have been paid for.

(4) An employe may obtain credit in the Kentucky employes retirement system for current service between July 1, 1956, and the effective date of participation of his department by paying to the system a delayed contribution payment for the service he would have received had his department participated on July 1, 1956. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment shall be by lump sum except that the employe may pay by increments. The minimum increment payment shall be for a full year of service unless there is a fraction remaining after all full years have been paid for. Effective August 1, 1988, each employe of the Kentucky racing commission who was employed by the racing commission on the date that agency first participated in the Kentucky employes retirement system, whether or not the employe was eligible to participate in the retirement system on that date, shall receive current service credit for all employment with the racing commission from July 1, 1956, to the date the employe first began participating in the retirement system. The cost of the service credit shall be paid at the time of each member's retirement by the racing commission and shall be credited to the retirement allowance account.

(5) An employe who is or was an employe of a county participating in the county employes retirement system which did not participate in the system effective July 1, 1958, may obtain credit in the county employes retirement system for current service between July 1, 1958, and the effective date of participation of his county by paying to the county employes retirement system a delayed contribution payment for the service he would have received had his county participated on July 1, 1958. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment shall be by lump sum except that the employe may pay by increments. The minimum increment payment shall be for a full year of service unless there is a fraction remaining after all full years have been paid for.

(6) Effective August 1, 1988, service credit obtained under subsections (1) to (5), (7) to (11), (13) and (14) of this section shall be disallowed and the recontribution of refund, including interest as determined by the board, and the delayed contribution payment, if any, shall be paid to the member, upon request, if the member does not obtain for service performed six (6) months current service credit in one (1) of the state administered retirement systems or as an employe of a parted employer. The service requirement shall be waived if the member dies or becomes disabled as provided for by KRS 61.600.

(7) Any employe participating in one (1) of the state administered retirement systems who has obtained for service performed six (6) months' current service credit in one (1) of the retirement systems administered by the Kentucky retirement systems, who formerly worked for a state university in a position which would have qualified as a regular full-time position had the university been a participating department, and who did not have the option to be covered at the university by an advance funded retirement program in which he could vest during his period of employment, or did not participate in a retirement system which can be consolidated with other accounts pursuant to KRS 61.680(2), may obtain credit in the county employes retirement system, the Kentucky employes retirement system or the state police retirement system for prior and current service by paying either retirement system a delayed contribution payment for the service he would have received had his period of university employment been covered by the county employes, Kentucky employes retirement system or state police retirement system. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer.

(8) (a) Effective August 1, 1980, any county participating in the county employes retirement system may purchase current service, between July 1, 1958 and participation date of the county, for present employes of the county who have obtained coverage under KRS 78.540(2);

(b) Effective July 1, 1973, any department participating in the Kentucky employes retirement system may purchase current service between July 1, 1956, and participation date of the department, for present employes of the department who were employes on the participation date of the department and elected coverage under KRS 61.525(2);

(c) Cost of the service credit purchased under this subsection shall be determined by computing the discounted value of the additional service credit based on an actuarial formula recommended by the board's consulting actuary and approved by the board. A department shall make payment for such service credit within the same fiscal year in which the option is elected. The county shall establish a payment schedule subject to approval by the board for payment of such service credit. The maximum period allowed in a payment schedule shall be ten (10) years with interest at the rate actuarially assumed by the board; however, a shorter period is desirable and the board may approve any schedule provided it is not longer than a ten (10) year period;

(d) If a county or department elects the provisions of this subsection, any present employe who would be eligible to receive service credit under the provisions of this subsection and has purchased service credit under subsection (4) or (5) of this section shall have his payment for such service credit refunded with interest at the rate paid under KRS 61.575 or 78.640;

(e) Any payments made by a county or department under this subsection shall be deposited to the retirement allowance account of the proper retirement system and these funds shall not be considered accumulated contributions of the individual members.

(9) Interest paid by a member of the Kentucky employes retirement system, county employes retirement system, or state police retirement system under this section or other similar statutes under KRS 16.510 to 16.652, 61.515 to 61.705 or 78.520 to 78.852 prior to June 19, 1976, shall be credited to the individual member's contribution account in the appropriate retirement system and considered as accumulated contributions of the member.

(10) Members who served as assistants to officers and employes of the general assembly who were unable to acquire service under KRS 61.510(20) may purchase credit for such service performed after January 1, 1960, provided the service purchased when added to other accumulated service will total at least forty-eight (48) months. Service credit under this section shall be obtained by the payment of a delayed contribution which shall not be picked up by the employer as described in KRS 61.560(4).

(11) Effective August 1, 1988, any employe participating in one (1) of the state administered retirement systems may purchase service credit for seasonal, emergency, or temporary employment or part-time employment averaging one hundred (100) or more hours of work per month on an annual or fiscal year basis. The cost will be determined by computing the member and employer contributions for the period of time involved plus interest compounded annually at the current actuarial rate, which shall not be picked up by the employer as described in KRS 61.560(4).

(12) A retired member, who is contributing to one (1) of the state administered retirement programs and purchases service credit under this section in the system or systems from which he is retired, will have his retirement allowance recomputed:

(a) Upon termination from employment, if the member is contributing to the same system or systems from which he was retired; or

(b) Upon completion of six (6) months' service credit as required under subsection (6) of this section, if the member is contributing to a system other than the system or systems from which he is retired.

(13) Any employe participating in one (1) of the state administered retirement systems may obtain credit for prior or current service for any period of approved educational leave by paying to the respective retirement system a delayed contribution payment. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer, and shall be deposited to the individual member's account.

(14) Any employe participating in one (1) of the state administered retirement systems may obtain credit for prior or current service for any period of approved maternity leave granted prior to January 1, 1972, or for any period of approved sick leave without pay, by paying to the respective retirement system a delayed contribution payment. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer, and shall be deposited to the individual member's account.

(15) Any employe participating in one (1) of the retirement systems administered by Kentucky retirement systems may purchase service credit under any of the provisions of KRS 16.510 to 16.652, 61.515 to 61.705 or 78.520 to 78.852 by making installment payments in lieu of a lump sum payment.

(a) The cost of the service shall be computed in the same manner as for a lump sum payment which shall be the principal; and interest, at the actuarial rate in effect at the time the member elects to make the purchase compounded annually, shall be added for the the period that the installments are to be made. Multiple service purchases may be combined under a single installment purchase; however, no employe may make more than one (1) installment purchase at the same time. The employe may elect to stop the installment payments by notifying the retirement system; or may have the installment purchase recalculated to add one (1) or more additional service purchases or may pay by lump sum the remaining principal.

(b) Twelve (12) consecutive monthly installment payments will be made for each one thousand dollars ($1,000) or any part thereof of the total cost, except that the total number of installments shall not be less than twelve (12) and shall not exceed sixty (60).

(c) The employe shall pay the installments by payroll deduction each pay period. Upon notification by the retirement system, the employer shall report the installment payments separate from regular employe contributions on the forms or by the computer format specified by the board. The payments made under this subsection shall be considered accumulated contributions of the member and shall not be picked up by the employer pursuant to KRS 61.560(4) and no employer contributions shall be paid on the installments.

(d) The retirement system shall determine how much of the total cost represents payment for one (1) month of the service to be purchased and shall credit one (1) month of service to the member's account each time this amount has been paid. The first service credited shall represent the first calendar month of the service to be purchased and each succeeding month of service credit shall represent the succeeding months of that service.

(e) If the employe dies, retires, terminates employment or does not continue employment in a position required to participate in the retirement system, the member, or in the case of death, the beneficiary, shall have thirty (30) days to pay the remaining principal of the purchase by lump sum. If the member or beneficiary does not pay the remaining cost, the retirement system shall refund to the member or the beneficiary the payment, payments or portion of a payment that does not represent a full month of service purchased.

(f) If the employer does not report installment payments on an employe for sixty (60) days, the installment purchase shall cease and the retirement system shall refund to the employe the payment, payments or portion of a payment that does not represent a full month of service purchased.

(g) If payments have ceased under subsection (15)(e) or (f) of this section and the member later becomes a participating employe in one (1) of the three (3) systems administered by Kentucky retirement systems, the employe may complete the original installment purchase by lump sum or installment payments. If the employe elects to renew the installment purchase, the cost of the remaining service shall be recalculated in accordance with paragraph (a) of this subsection. If the original installment purchase was for multiple service purchases, the employe may not separate those purchases under a new installment purchase.

(h) Any employee participating in one (1) of the retirement systems administered by Kentucky Retirement Systems may purchase service credit under any of the provisions of KRS 16.510 to 16.652, 61.515 to 61.705 or 78.520 to 78.852 by transferring funds directly from a retirement plan maintained by his employer which is a qualified plan pursuant to Section 401(a) of the Internal Revenue Code or by a rollover of funds from the plan pursuant to the rules specified in Section 402(a)(5) of the Internal Revenue Code and the Kentucky Retirement Systems shall accept the transfer or rollover. The amount shall be credited to the individual member's contribution account in the appropriate retirement system and shall be considered accumulated contributions of the member.

Section 3. KRS 61.552 is amended to read as follows:

(1) Any employee participating in one (1) of the state administered retirement systems or an employee of a parted employer whose employment has previously been terminated and who has been refunded his accumulated contributions, thereby losing service credit, may regain such credit by paying to the system from which he received the refund or refunds the amount or amounts refunded with interest at a rate determined by the board of the respective retirement system, provided, however, the provisions of KRS 161.470 must be met in order to regain such credit in the teachers' retirement system and provided further, that KRS 21.460 shall govern with respect to regaining credit in the judicial retirement plan or legislators' retirement plan. Such payment, including interest as determined by the board, shall be deposited to the member's contribution account and considered as accumulated contributions of the individual member. Such payments shall not be picked up, as described in KRS 61.560(4), by the employer.

(2) Any employee participating in one (1) of the state administered retirement systems who did not elect membership in the county employees retirement system, as provided in subsection (2) of KRS 78.540, may obtain credit in the county employees retirement system for prior service and for current service by paying to the county employees retirement system a delayed contribution payment for the service he would have received had he elected membership. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment shall be by lump sum except that the employee may pay by increments. The minimum increment payment shall be for a full year of service unless there is a fraction remaining after all full years have been paid for.

(3) Any employee participating in one (1) of the state administered retirement systems who did not elect membership in the Kentucky employees retirement system, as provided in subsection (2) of KRS 61.525, may obtain credit in the Kentucky employees retirement system for prior service and for current service by paying

to the system a delayed contribution payment for the service he would have received had he elected membership. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment shall be by lump sum except that the employee may pay by increments. The minimum increment payment shall be for a full year of service unless there is a fraction remaining after all full years have been paid for.

(4) An employee may obtain credit in the Kentucky employees retirement system for current service between July 1, 1956, and the effective date of participation of his department by paying to the system a delayed contribution payment for the service he would have received had his department participated on July 1, 1956. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment shall be by lump sum except that the employee may pay by increments. The minimum increment payment shall be for a full year of service unless there is a fraction remaining after all full years have been paid for. Effective August 1, 1988, each employee of the Kentucky racing commission who was employed by the racing commission on the date that agency first participated in the Kentucky employees retirement system, whether or not the employee was eligible to participate in the retirement system on that date, shall receive current service credit for all employment with the racing commission from July 1, 1956, to the date the employee first began participating in the retirement system. The cost of the service credit shall be paid at the time of each member's retirement by the racing commission and shall be credited to the retirement allowance account.

(5) An employee who is or was an employee of a county participating in the county employees retirement system which did not participate in the system effective July 1, 1958, may obtain credit in the county employees retirement system for current service between July 1, 1958, and the effective date of participation of his county by paying to the county employees retirement system a delayed contribution payment for the service he would have received had his county participated on July 1, 1958. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer. Payment shall be by lump sum except that the employee may pay by increments. The minimum increment payment shall be for a full year of service unless there is a fraction remaining after all full years have been paid for.

(6) Effective August 1, 1988, service credit obtained under subsections (1) to (5), ***(8)***[~~(7)~~] to (12)[~~(11)~~], ***(14)***[~~(13)~~] ***and (15)***[~~(14)~~] of this section shall be disallowed and the recontribution of refund, including interest as determined by the board ***or other***[~~, and the delayed contribution~~] payment, if any, shall be paid to the member, upon request, if the member does not obtain for service performed six (6) months current service credit in one (1) of the state administered retirement systems or as an employee of a parted employer. The service requirement shall be waived if the member dies or becomes disabled as provided for by KRS 61.600.

(7) ***The member shall not receive benefit of service for the same period of time in another public defined benefit retirement fund.***

(8) Any employee participating in one (1) of the state administered retirement systems who has obtained for service performed six (6) months' current service credit in one (1) of the retirement systems administered by the Kentucky retirement systems, who formerly worked for a state university in a position which would have qualified as a regular full-time position had the university been a participating department, and who did not have the option to be covered at the university by an advance funded retirement program in which he could vest during his period of employment, or did not participate in a retirement system which can be consolidated with other accounts pursuant to KRS 61.680(2), may obtain credit in the county employees retirement system, the Kentucky employees retirement system or the state police retirement system for prior and current service by paying either retirement system a delayed contribution payment for the service he would have received had his period of university employment been covered by the county employes, Kentucky employees retirement system or state police retirement system. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer.

(9)[~~(8)~~] (a) Effective August 1, 1980, any county participating in the county employees retirement system may purchase current service, between July 1, 1958 and participation date of the county, for present employees of the county who have obtained coverage under KRS 78.540(2);

(b) Effective July 1, 1973, any department participating in the Kentucky employees retirement system may purchase current service between July 1, 1956, and participation date of the department, for present employees of the department who were employees on the participation date of the department and elected coverage under KRS 61.525(2);

(c) Cost of the service credit purchased under this subsection shall be determined by computing the discounted value of the additional service credit based on an actuarial formula recommended by the board's consulting actuary and approved by the board. A department shall make payment for such service credit within the same fiscal year in which the option is elected. The county shall establish a payment schedule subject to approval by the board for payment of such service credit. The maximum period allowed in a payment schedule shall be ten (10) years with interest at the rate actuarially assumed by the board; however, a shorter period is desirable and the board may approve any schedule provided it is not longer than a ten (10) year period;

(d) If a county or department elects the provisions of this subsection, any present employee who would be eligible to receive service credit under the provisions of this subsection and has purchased service credit under subsection (4) or (5) of this section shall have his payment for such service credit refunded with interest at the rate paid under KRS 61.575 or 78.640;

(e) Any payments made by a county or department under this subsection shall be deposited to the retirement allowance account of the proper retirement system and these funds shall not be considered accumulated contributions of the individual members.

(10)[~~(9)~~] Interest paid by a member of the Kentucky employees retirement system, county employees retirement system, or state police retirement system under this section or other similar statutes under KRS 16.510 to 16.652, 61.515 to 61.705 or 78.520 to 78.852 prior to June 19, 1976, shall be credited to the individual member's contribution account in the appropriate retirement system and considered as accumulated contributions of the member.

(11)[~~(10)~~] Members who served as assistants to officers and employees of the general assembly who were unable to acquire service under KRS 61.510(20) may purchase credit for such service performed after January 1, 1960, provided the service purchased when added to other accumulated service will total at least forty-eight (48) months. Service credit under this section shall be obtained by the payment of a delayed contribution which shall not be picked up by the employer as described in KRS 61.560(4).

(12)[~~(11)~~] Effective August 1, 1988, any employee participating in one (1) of the state administered retirement systems may purchase service credit for seasonal, emergency, or temporary employment or part-time employment averaging one hundred (100) or more hours of work per month on an annual or fiscal year basis. ***If the average number of hours of work is less than one hundred (100) per month, the member shall be allowed credit only for those months he receives creditable compensation for one hundred (100) hours of work.*** The cost will be determined by computing the member and employer contributions for the period of time involved plus interest compounded annually at the current actuarial rate, which shall not be picked up by the employer as described in KRS 61.560(4).

(13)[~~(12)~~] A retired member, who is contributing to one (1) of the state administered retirement programs and purchases service credit under this section in the system or systems from which he is retired, will have his retirement allowance recomputed:

(a) Upon termination from employment, if the member is contributing to the same system or systems from which he was retired; or

(b) Upon completion of six (6) months' service credit as required under subsection (6) of this section, if the member is contributing to a system other than the system or systems from which he is retired.

(14)[~~(13)~~] Any employee participating in one (1) of the state administered retirement systems may obtain credit for prior or current service for any period of approved educational leave by paying to the respective retirement system a delayed contribution payment. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer, and shall be deposited to the individual member's account.

(15)[~~(14)~~] Any employee participating in one (1) of the state administered retirement systems may obtain credit for prior or current service for any period of approved maternity leave granted prior to January 1, 1972, or for any period of approved sick leave without pay, by paying to the respective retirement system a delayed contribution payment. The delayed contribution payment shall not be picked up, as described in KRS 61.560(4), by the employer, and shall be deposited to the individual member's account.

(16)[~~(15)~~] Any employee participating in one (1) of the retirement systems administered by Kentucky retirement systems may purchase service credit under any of the provisions of KRS 16.510 to 16.652, 61.515 to 61.705 or 78.520 to 78.852 by making installment payments in lieu of a lump sum payment.

(a) The cost of the service shall be computed in the same manner as for a lump sum payment which shall be the principal; and interest, at the actuarial rate in effect at the time the member elects to make the purchase compounded annually, shall be added for the the period that the installments are to be made. Multiple service purchases may be combined under a single installment purchase; however, no employee may make more than one (1) installment purchase at the same time. The employee may elect to stop the installment payments by notifying the retirement system; or may have the installment purchase recalculated to add one (1) or more additional service purchases or may pay by lump sum the remaining principal.

(b) Twelve (12) consecutive monthly installment payments will be made for each one thousand dollars ($1,000) or any part thereof of the total cost, except that the total number of installments shall not be less than twelve (12) and shall not exceed sixty (60).

(c) The employee shall pay the installments by payroll deduction each pay period. Upon notification by the retirement system, the employer shall report the installment payments separate from regular employee contributions on the forms or by the computer format specified by the board. The payments made under this subsection shall be considered accumulated contributions of the member and shall not be picked up by the employer pursuant to KRS 61.560(4) and no employer contributions shall be paid on the installments.

(d) The retirement system shall determine how much of the total cost represents payment for one (1) month of the service to be purchased and shall credit one (1) month of service to the member's account each time this amount has been paid. The first service credited shall represent the first calendar month of the service to be purchased and each succeeding month of service credit shall represent the succeeding months of that service.

(e) If the employee dies, retires, terminates employment or does not continue employment in a position required to participate in the retirement system, the member, or in the case of death, the beneficiary, shall have thirty (30) days to pay the remaining principal of the purchase by lump sum. If the member or beneficiary does not pay the remaining cost, the retirement system shall refund to the member or the beneficiary the payment, payments or portion of a payment that does not represent a full month of service purchased.

(f) If the employer does not report installment payments on an employee for sixty (60) days, the installment purchase shall cease and the retirement system shall refund to the employee the payment, payments or portion of a payment that does not represent a full month of service purchased.

(g) If payments have ceased under subsection (15)(e) or (f) of this section and the member later becomes a participating employee in one (1) of the three (3) systems administered by Kentucky retirement systems, the employee may complete the ***adjusted*** original installment purchase by lump sum or installment payments. If the employee elects to renew the installment purchase, the cost of the remaining service shall be recalculated in accordance with paragraph (a) of this subsection. If the original installment purchase was for multiple service purchases, the employee may not separate those purchases under a new installment purchase.

Section 4. KRS 16.645 is amended to read as follows:

The following subjects shall be administered in the same manner subject to the same limitations and requirements as provided for the Kentucky employees retirement system as follows:

(1) Cessation of membership, as provided for by KRS 61.535;

(2) Medical examiners ***and hearing procedures***, as provided for by KRS 61.665;

(3) Actuarial bases, as provided for by KRS 61.670;

(4) Duties of the employer, as provided for by KRS 61.675;

(5) Exemption of benefits of the system for taxation, as provided for by KRS 61.690;

(6) Retirement allowance increase, as provided for by KRS 61.691;

(7) Calculation of retirement allowance, as provided for by KRS 61.595(3) and (4);

(8) Beneficiaries to be designated by member, change, rights, as provided for by KRS 61.542;

(9) Year of service credit, as provided for by KRS 61.545;

(10) Refund of contributions, death after retirement, as provided by KRS 61.630;

(11) Custodian of fund, payments made, when, as provided for by KRS 61.660;

(12) Credit for service prior to membership date, as provided for by KRS 61.526;

(13) Transfer of dormant accounts, as provided for by KRS 61.626;

(14) Member's account, confidential, as provided for by KRS 61.661;

(15) Cessation of membership, loss of benefits, as provided for by KRS 61.550;

(16) Correction of errors in records, as provided for by KRS 61.685;

(17) Maximum disability benefit, as provided for by KRS 61.607;

(18) Retirement application procedure, effective retirement date, as provided for by KRS 61.590;

(19) Employer contributions, as provided for by KRS 61.565;

(20) Reinstatement of lost service credit, as provided for by KRS 61.552;

(21) Reciprocal arrangement between systems, as provided by KRS 61.680;

(22) Refund of contributions, conditions, as provided by KRS 61.625;

(23) Hospital and medical insurance plan, as provided by KRS 61.702;

(24) Death benefit, as provided by KRS 61.705;

(25) Disability retirement allowance, reduction, discontinuance, as provided by KRS 61.615;

(26) Service credit, armed forces, as provided by KRS 61.555; and

(27) Reinstated employe, contributions on creditable compensation, as provided for by KRS 61.569.

Section 5. KRS 61.600 is amended to read as follows:

(1) An employee with sixty (60) months of service, twelve (12) months of which shall be current service, may retire at any time before his normal retirement date on account of disability upon written notification to the board. Application for disability benefits shall be made within twelve (12) months of his last paid day of employment. Upon the examination by licensed physicians, it shall be determined that the employe, since his last day of paid employment, has been mentally or physically incapacitated to perform his job or jobs of like duties from which he received his last paid employment and that the disability did not pre-exist at the time of ***membership in the system*** [~~initial employment~~] or ***upon*** re-employment, except in case where a disabled recipient has returned to work on a trial basis and is a result of bodily injury, mental illness or disease and that the incapacity is deemed to be permanent.

(2) A disability shall be deemed to be permanent if that disability is expected to result in death or can be expected to last for a continuous period of not less than twelve (12) months from the employe's last day of paid employment. For the purposes of determining permanence under this section, the board's medical examiners shall use the medical criteria under the social security disability program.

(3) Employees who have previously qualified for disability retirement and have had benefits discontinued shall be re-evaluated under the criteria of subsection (2) of this section.

Section 6. KRS 61.665 is amended to read as follows:

(1) The board shall employ at least three (3) physicians, practicing in the state and not members of the system, upon such terms and conditions as it may prescribe, whose duty it shall be to pass upon all medical examinations required under KRS 61.510 to 61.705, 16.505 to 16.652 and 78.510 to 78.852 [~~or by the board~~], and to investigate all health or medical statements and certificates made by or in behalf of any person in connection with the payment of money to such person under KRS 61.510 to 61.705, 16.505 to 16.652 and 78.510 to 78.852, and shall report in writing to the board ***the*** [~~his~~] conclusions and recommendations upon all matters referred to ***them*** [~~him~~].

(2) (a) Each employee requesting disability retirement shall furnish the retirement office with the names and addresses of two (2) or more physicians who have the necessary information to report the employe's physical and mental condition. The employee shall also submit a ***complete*** description of the job ***and duties*** from which he received his last pay;

(b) The employer shall submit a ***complete*** description of the job ***and duties*** for which the employee was last paid;

(c) The board shall prescribe forms upon which medical evidence shall be recorded. The forms shall be sent to the employe's physicians with the request that the documents be filed with the board;

(d) The cost of a medical examination shall be paid by the employe. The physicians shall be paid a reasonable amount by the retirement system for the filing of the medical report with the retirement office;

(e) The board shall select a medical examiner ***to*** [~~who shall~~] evaluate the medical evidence submitted by the employe's physician. The examiner shall recommend that disability retirement be approved, or that disability retirement be denied. If the medical examiner recommends denial of disability benefits, the board shall submit the member's application to two (2) additional medical examiners. Both of the additional medical examiners must recommend approval of disability benefits to overturn the original recommendation. ***Recommendations by the examiners shall be submitted to the board for approval***;

(f) If the medical examiners recommend that the employee be approved for disability retirement, the general manager shall [~~proceed to~~] make retirement payments in accordance with the retirement plan selected by the employe;

(g) If the medical examiners recommend that the employee be denied disability retirement, the general manager shall notify [~~the board and~~] the employee of this recommendation. The employee shall have ***sixty (60)*** [~~one hundred twenty (120)~~] days to submit additional medical information to the ***retirement office*** [~~initial reviewer~~] or to appeal his denial for disability benefits by ***requesting a formal hearing.*** [~~one (1) of the following means:~~] ***An extension of time may be granted by the board for a medical examiner to evaluate additional medical information. The extensions of time shall not be for more than sixty (60) days for any one extension, and no more than three (3) extensions shall be granted. The cumulative extension of time shall not exceed one hundred twenty (120) days. The extension of time shall end upon request of a formal hearing***;

[~~1. The employee may request a hearing before the disability appeal committee which shall consist of the initial medical examiner, legal counsel and a medical examiner who has not previously denied the application. The employee may be accompanied at this hearing by his own legal counsel and spouse or other individual to present a fifteen (15) minute appeal. After the employee has presented his appeal, the appeal committee may request such information as it deems necessary and shall notify the employee in writing of its final decision; or~~

~~2. The employee may file suit in the Franklin Circuit Court. No new or additional evidence shall be introduced in the Franklin Circuit Court, and the court shall hear the case upon the record as attested;~~]

(h) The medical examiners shall be paid a reasonable amount by the retirement system for each case evaluated.

(i) Notwithstanding the foregoing provisions of this section, the board is hereby authorized to pay for one (1) or more medical examinations requested by the examiners for the purpose of providing medical information deemed necessary by the examiners. The board may direct that a specialist be sought.

(3) ***Any person aggrieved by an order or determination of the system may request that a hearing be conducted by the system. The right to demand a hearing shall be limited to a period of sixty (60) days after the requester has had notice, as described in subsection (6) of this section, of the system's determination. If any extensions of time are granted by the board, they shall be as provided for in KRS 61.665(2)(g).***

(a) Any person whose disability benefits have been reduced, discontinued or denied pursuant to subsection (2)(g) of this section or KRS 61.615(1) may request a de novo formal hearing with the system. The right to demand a hearing shall be limited to a period of sixty (60) days after the requester has had notice, as described in subsection (6) of this section, of the system's determination. The request shall be filed with the general manager, at the system's central office in Frankfort. The request for a hearing shall include a short and plain statement why the reduction, discontinuance or denial of disability benefits is being contested. The request shall not operate as a stay of any reduction, discontinuance or denial of benefits.

(b) Failure of the member to request a formal hearing within the period of time specified shall preclude the member from proceeding any further with his cause of action, unless upon resubmitting his request, he can prove to the board a substantial change in his condition. This paragraph shall not limit the member's right to appeal to a court.

(c) Upon request pursuant to subsection (2)(g) of this section, the system shall schedule a hearing to be held not more than sixty (60) days after the notice of demand for a hearing has been received by the system unless an extension is granted by the hearing officer for good cause shown. The hearing officer may recommend a favorable determination based upon the preponderance of evidence available prior to the hearing. If the recommended favorable action is approved, the hearing shall be canceled. The hearing officer shall not extend the time for a hearing beyond a total of 120 days. The notice of hearing shall be served in accordance with subsection (6) of this section and shall include a statement of the time, place, and nature of the hearing.

(d) The system may require the member requesting the formal hearing to submit to one or more medical or psychological examinations. Notice of the time and place of such an examination shall be mailed to the member or his legal representative. The system shall be responsible for the cost of the examination.

(e) All formal hearings shall be de novo as to all issues of fact and law, provided that those findings previously adjudicated by a final order of the system following a formal hearing shall be binding against any party or parties to subsequent formal hearings. Any party to a hearing may be represented by counsel, make oral or written argument, offer testimony, orally or by deposition, cross-examine witnesses, introduce direct testimony from a physician or other expert approved by the hearing officer through a written report, or take any combination of such actions. The system or the member may compel the production of documents

by the issuance of subpoenas. Witness testimony may be given by deposition in lieu of personal appearance. An impartial hearing officer appointed and paid by the board shall preside at the hearing, shall keep order, and shall conduct the hearing in accordance with reasonable administrative practice. Oaths and affirmations shall be administered by the hearing officer or court reporter. The hearing officer shall permit any party to represent himself. Failure to appear without good cause or failure to comply with any pre-hearing or interlocutory order of the hearing officer shall be grounds for a default.

(f) Irrelevant, immaterial, or unduly repititious evidence shall be excluded. When necessary to ascertain facts not reasonably susceptible of proof under judicial rules of evidence, evidence not admissible thereunder may be admitted, except where precluded by statute, if it is of a type commonly relied upon by reasonable and prudent persons in the conduct of their affairs. Hearing officers shall give effect to the rules of privilege recognized by law. Objections may be made and shall be noted in the record. Subject to these requirements, when a hearing will be expedited and the interests of the parties will not be prejudiced substantially, any part of the evidence may be received in written form. Upon request, parties shall be given an opportunity to compare the copy with the original. A party may conduct cross-examinations required for a full and true disclosure of the facts. Notice may be taken of generally recognized technical or scientific facts within the system's specialized knowledge. Parties shall be notified either before or during the hearing, or by reference in preliminary reports or otherwise, of the material noticed, including any staff memoranda or data, and they shall be afforded an opportunity to contest the material so noticed. The system's experience, technical competence, and specialized knowledge may be utilized in the evaluation of the evidence.

(g) Each formal hearing shall be recorded, and a transcript made available on the motion of any party or by order of the hearing officer. Unless otherwise agreed, the party requesting the transcript shall provide payment for the original, and all others desiring copies shall pay the cost thereof. When certified as a true and correct copy of the testimony by the system, the transcript shall constitute the official transcript of the evidence.

(h) The hearing officer shall make a determination after hearing and based on a preponderance of the evidence appearing in the record as a whole. The hearing officer shall prepare findings of fact and conclusions of law and may recommend an approval or a reduction, discontinuance or denial of disability benefits pursuant to subsection (2)(g) of this section or KRS 61.615(1).

(i) The hearing officer shall, within thirty (30) days of the close of the formal hearing make a report and a recommended order to the board. The report and recommended order shall contain the appropriate findings of fact and conclusions of law. If the board finds upon written request of the hearing officer that additional time is needed, then the board may grant a reasonable extension. The hearing officer shall mail, postage prepaid, a copy of his report and recommended order to all parties. The parties may file within seven (7) days of mailing of the hearing officer's report and recommended order exceptions to the report and recommended order. There shall be no other or further submissions.

(j) The board shall consider the report and recommended order and any exceptions filed and pass upon the case within a reasonable time in accordance with the policies and procedures established by the board. The board may remand the matter to the hearing officer, adopt the report and recommend order of the hearing officer as the system's final order, or issue their own final order.

(k) The system shall mail the final decision of the board to the member or his legal representative. If any extension of time is granted by the board for a hearing officer to complete his report, the system shall notify the member or his legal representative at the time of the granting of the extension.

(l) The board shall not grant extensions of time to the hearing officer for more than thirty (30) days for any one (1) extension, and no more than two (2) such extensions shall be granted.

(m) A final order for the board shall be based on substantial evidence appearing in the record as a whole and shall set forth the decision of the board and the facts and law upon which the decision is based.

(n) A final order of the board which alters or amends its decision recommended pursuant to KRS 61.665(2)(g) shall relate back and take effect on the date of the recommendation.

(o) There shall be no ex-parte communications between the parties or representatives of the parties and the hearing officer regarding a particular member.

(p) Formal hearings shall be held at the system's office in Frankfort unless another location is determined by the hearing officer.

(q) All requests for a hearing pursuant to this section shall be made in writing.

(4) The board may establish an appeals committee whose members shall be appointed by the chairman and who shall have the authority to act upon the recommendations and reports of the hearing officer pursuant to this section on behalf of the board.

(5) Any person aggrieved by a final order of the system may seek judicial review after all administrative appeals have been exhausted by filing suit in the Franklin circuit court within thirty (30) days after the requester receives notice, as described in subsectin (6) of this section, of the system's determination. No new or additional evidence shall be introduced in that proceeding and the court shall hear the case upon the record as attested.

(6) Any notice or order reducing, discontinuing or denying disability benefits shall be served by one of the following methods:

(a) The system may place a copy of the document to be served in an envelope, and address the envelope to the member to be served at the address of the member existing in the system files or at the address set forth in written instructions furnished by the member or his legal representative. The system shall affix adequate postage and place the sealed envelope in the United States mail as certified mail return receipt requested. The system shall forthwith enter the fact of mailing in the record and make an entry when the return receipt is received. If the envelope is returned with an endorsement showing failure of delivery, that fact shall be entered in the record. The system shall file the return receipt or returned envelope in the record. Service by certified mail is complete upon delivery of the envelope. The return receipt shall be proof of the time, place and manner of service.

(b) The system may cause the document, with necessary copies, to be transferred for service to any person authorized by the board or by any statute or rule to deliver them, who shall serve the documents, and the return endorsed thereon shall be proof of the time and manner of service.

(c) The methods of service specified by this statute shall be supplemental to and shall be accepted as an alternative to any other method of service specified by other applicable law.

(7) The board, pursuant to its policy and procedures, may refer an employee determined by it to be disabled to the Kentucky Office of Vocational Rehabilitation for evaluation and, if appropriate, retraining.

(a) The cost of the evaluation and retraining shall be paid by the board in accordance with the policies and procedures established by the board.

(b) The member shall perform all acts that are necessary to enroll in and satisfy the requirements of Vocational Rehabilitation as prescribed by the board. This shall include the exchange of confidential information between Kentucky Retirement Systems and the Kentucky Office of Vocational Rehabilitation as necessary to conduct the rehabilitation process. Failure of the member to cooperate with the board or Vocational Rehabilitation may result in his disability allowance being discontinued, reduced or denied until the member complies with the agency requests. If the refusal continues for one (1) year, all his rights to any further disability allowance shall cease. [~~Notwithstanding the foregoing provisions of this section the board is hereby authorized to pay for one (1) or more medical examinations requested by the examiners for the purpose of providing medical information deemed necessary by the examiners.~~]

Section 7. KRS 78.545 is amended to read as follows:

The following matters shall be administered in the same manner subject to the same limitations and requirements as provided for the Kentucky employees retirement system as follows:

(1) Cessation of membership, conditions, as provided for by KRS 61.535;

(2) Statement of member and employer, as provided for by KRS 61.540;

(3) Beneficiary to be designated by member, change, rights, as provided for by KRS 61.542;

(4) Service credit determination, as provided for by KRS 61.545;

(5) Cessation of membership, loss of benefits, as provided for by KRS 61.550;

(6) Service credit, armed forces, as provided for by KRS 61.555;

(7) Normal and early retirement eligibility requirements, as provided for by KRS 61.559;

(8) Retirement allowance increases as provided for by KRS 61.691;

(9) Retirement application procedure, effective retirement date, as provided for by KRS 61.590;

(10) Disability retirement, conditions, as provided for by KRS 61.600;

(11) Disability retirement, allowance, as provided for by KRS 61.605;

(12) Medical examination after disability retirement, as provided for by KRS 61.610;

(13) Disability retirement allowance, reduction, as provided for by KRS 61.615;

(14) Determination of retirement allowance, as provided for by KRS 61.595;

(15) Refund of contributions, conditions, as provided for by KRS 61.625;

(16) Refund of contributions, death after retirement, as provided for by KRS 61.630;

(17) Optional retirement plans, as provided for by KRS 61.635;

(18) Suspension of retirement payments on re-employment, reinstatement, as provided for by KRS 61.637;

(19) Death before retirement, beneficiary's options, as provided for by KRS 61.640;

(20) Board of trustees, conflict of interest, as provided for by KRS 61.655;

(21) Custodian of funds, payments made, when, as provided for by KRS 61.660;

(22) Medical examiners ***and hearing procedures***, as provided for by KRS 61.665;

(23) Actuarial bases, as provided for by KRS 61.670;

(24) Employer's administrative duties, as provided for by KRS 61.675;

(25) Correction of errors in records, as provided for by KRS 61.685;

(26) Exemptions of retirement allowances, as provided for by KRS 61.690;

(27) Credit for service prior to membership date, as provided for by KRS 61.526;

(28) Creditable compensation of fee officers, as provided for by KRS 61.541;

(29) Transfer of dormant accounts, as provided for by KRS 61.626;

(30) Members' account, confidential, as provided for by KRS 61.661;

(31) Retirement plan for employees determined to be in a hazardous position, as provided for by KRS 61.592;

(32) Maximum disability benefit, as provided for by KRS 61.607;

(33) Consent of employees to deductions and reciprocal arrangement between systems, as provided for by KRS 61.680;

(34) Employer contributions, as provided for by KRS 61.565;

(35) Recontribution and delayed contribution payments, as provided for by KRS 61.552;

(36) Hospital and medical insurance plan, as provided by KRS 61.702;

(37) Death benefit, as provided by KRS 61.705; and

(38) Reinstated employe, contributions on creditable compensation, as provided for by KRS 61.569.

Section 8. KRS 61.592 is amended to read as follows:

(1) "Hazardous position" means any position whose principal duties involve active law enforcement, (including the position of probation and parole officer), active fire suppression or prevention, or other positions, including but not limited to pilots of the transportation cabinet, with duties that require frequent exposure to a high degree of danger or peril and also require a high degree of physical conditioning.

(2) Each employer may request hazardous duty coverage for those positions as defined in subsection (1) of this section. Upon request each employer shall certify to the board in the manner prescribed by the board, the names of all employees [~~deemed by the employer to be~~] working in a hazardous position as defined in subsection (1) of this section ***for which coverage is requested***. The certification of the employer shall bear the approval of the agent or agency responsible for the budget of the department or county indicating that the required employer contributions have been provided for in the budget of the employing department or county. The board shall determine whether the employees whose names have been certified by the employer are working in positions meeting the definition of a hazardous position as provided by subsection (1) of this section.

(3) (a) An employee determined by the board to be working in a hazardous position in accordance with subsection (2) of this section shall contribute for each pay period for which he receives compensation, seven percent (7%) of his creditable compensation;

(b) Each employer shall pay employer contributions based on the creditable compensation of the employees determined by the board to be working in a hazardous position at the employer contribution rate as determined by the board. Such rate will be determined by actuarial methods consistent with the provisions of KRS 61.565;

(c) In the event the employer participated in the system prior to electing hazardous duty coverage, then said employer may pay to the system ***the cost*** [~~an additional lump sum payment~~] in order that the nonhazardous service be credited as hazardous service. ***The employer may make the payment by lump sum or may establish an annual payment schedule subject to approval by the board which shall not be longer than thirty (30) years; however a shorter period is desirable.*** Payments made by the employer under this subsection shall be deposited to the retirement allowance account of the proper retirement system and these funds shall not be considered accumulated contributions of the individual members. Should the employer elect not to make the additional payment, then the employee may make the lump sum payment in his own behalf. Payments made by the employee under this subsection shall not be picked up, as described in KRS 61.560(4), by the employer. If neither the employer nor employee makes the payment, the service prior to hazardous coverage shall remain nonhazardous.

(4) The normal retirement age, retirement allowance and other benefits, eligibility requirements, rights and responsibilities of a member in a hazardous position, as prescribed by subsections (1), (2) and (3) of this section, and the responsibilities, rights and requirements of his employer shall be as prescribed for a member and employer participating in the state police retirement system as provided for by KRS 16.510 to 16.652, except the mandatory retirement provisions of KRS 16.576(1) and the maximum employment age in KRS 16.520(2) shall not be applicable.

(5) Any person employed in a hazardous position after July 1, 1972 shall be required to undergo a thorough medical examination by a licensed physician, and a copy of the medical report of the physician shall be retained on file by the employe's department or county and made available to the board upon request.

(6) In the event of doubt regarding the benefits payable to a hazardous position employee under this section, the board shall determine the benefits payable under KRS 61.515 to 61.705 or 78.520 to 78.852 or 16.510 to 16.652.

Section 9. KRS 61.661 is amended to read as follow:

(1) Each member's account shall be administered in a confidential manner and specific data regarding a member shall not be released for publication unless authorized by the member, however, the board may release member account information to the employer or to other state and federal agencies as it deems necessary or in response to a lawful subpoena or order issued by a court of law. The member's account shall be exempt from the provisions of KRS 171.410 to 171.990.

(2) When a subpoena is served upon any employee of the Kentucky retirement systems, requiring production of any specific data regarding a member, it is sufficient if the employee of the Kentucky retirement systems charged with the responsibility of being custodian of the original delivers within five (5) working days, by certified mail or by personal delivery, legible and durable copies of records, certified by the employee, or an affidavit stating the information required by the subpoena to the person specified in the subpoena.

(3) The certification shall be signed before a notary public by the employee and shall include the full name of the member, the member's social security number and a legend substantially to the following effect: "The records are true and complete reproductions of the original or microfiched records which are housed in the retirement systems office. This certification is given in lieu of his or her personal appearance."

(4) When an affidavit or copies of records are personally delivered, a receipt shall be presented to the person receiving the records for his signature and shall be immediately signed and returned to the person delivering the records. When an affidavit or copies of records are sent via certified mail, the receipt used by the postal authorities shall be sufficient to prove delivery and receipt of the affidavit or copies of records.

(5) When the affidavit or copies of records are delivered to a party for use in deposition, they shall, after termination of the deposition, be delivered personally or by certified mail to the clerk of the court or other body before which the action or proceeding is pending, and it shall be the responsibility of such party or attorney to transmit the receipt obtained to the employee of the Kentucky retirement systems charged with responsibility of being custodian of the original. Upon issuance of a final order terminating the case and after the normal retention period for court records expires, the affidavit or copies of records shall be permanently disposed of by the clerk in a manner that protects the confidentiality of the information contained therein.

(6) Records of the Kentucky retirement systems that are susceptible to photostatic reproduction may be proved as to foundation, identity and authenticity without any preliminary testimony, by use of legible and durable copies, certified in accordance with the provisions of this section.

The Senate Floor Amendment No. 1 to **HB 495** is as follows:

Amend printed copy of **HB 495** on page 47, line 8, by deleting the word "***The***"; and

On page 47, by deleting lines 9 through 11; and

On page 47, line 12, by deleting "***however a shorter period is disirable.***"; and

On page 47, line 8, by inserting after the word "service" and before the "." the following: "***, or the employer may establish a payment schedule for payment of the cost of the hazardous service above that which would be funded within the existing employer contribution rate. The employer may extend the payment schedule to a maximum of thirty (30) years***".

The Senate Floor Amendment No. 2 to **HB 495** is as follows:

Amend printed copy of **HB 495** on page 1, line 12, by deleting the words "***shall request hazardous duty***"; and

On page 1, by deleting lines 13 through 15; and

On page 1, line 16, by deleting "***county contained in KRS 78.510(3)***"; and

On page 1, line 12, by inserting after the word "***county***" the following:

"***, narrowly defined as one of Kentucky's one hundred and twenty (120) counties, the provisions of KRS 78.510(3) notwithstanding, shall request hazardous duty coverage for its full-time paid firefighters***".

Representative Barrows moved that the House concur in Senate Committee Substitute to **HB 495**. Agreed.

Representative Barrows moved that the House concur in Senate Amendment No. 1 to **HB 495**. Agreed.

Representative Barrows moved that the House concur in Senate Amendment No. 2 to **HB 495**. Agreed.

Representative Barrows moved that **HB 495**, by way of Senate Committee Substitute as amended by the Senate, be passed.

On the roll call the vote was: Yeas 87, Nays 0. (See March 27, 1990 roll call on **HB 495** - Appendix.)

HB 495, by way of Senate Committee Substitute as amended by the Senate, was passed and the title agreed to.

Representative Barrows moved that the vote by which **HB 495**, by way of Senate Committee Substitute as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 13, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 13** is as follows:

On page 1, line 19, after "***members***" by inserting "***of each house***".

Representative LeMaster moved that the House concur in Senate Amendment No. 1 to **HB 13**. Agreed.

Representative LeMaster moved that **HB 13**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 27, 1990 roll call on **HB 13** - Appendix.)

HB 13, as amended by the Senate, was passed and the title agreed to.

Representative LeMaster moved that the vote by which **HB 13**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 520, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 520** is as follows:

Amend printed copy of **HB 520** on page 6, line 1, after the word "Commission.", by inserting the following:

"If the support provision of this subsection or the application thereof is determined not to conform with federal law or the regulations promulgated thereunder, the board shall receive administrative and staff support from the Division of Occupations and Professions in the Finance and Administration Cabinet."

The Senate Amendment No. 2 to **HB 520** is as follows:

Amend printed copy of **HB 520** on page 7, after line 20 and before line 21, insert the following:

"(7) (a) Those Transportation Cabinet employees serving as right-of-way agents or supervisors, who actually perform on-site appraisals as part of their job descriptions and who have obtained an appraiser certification under the provisions of Sections 1 through 15 of this Act, shall receive a five percent (5%) salary increase effective January 1 following certification. Those right-of-way agents or supervisors who received certification prior to January 1, 1991, shall receive the salary increase effective January 1, 1991.

(b) The salary increases provided for in subsection (a) of this section shall be made within existing Transportation Cabinet appropriations."

The Senate Amendment No. 3 to **HB 520** is as follows:

Amend printed copy of **HB 520** on page 14, line 13, after the word "*practice.*" by inserting the following: ***"If allowed by federal regulations, the board shall adopt administrative regulations regarding voluntary licensing of real estate appraisers and certification of real estate appraisers."***

Representative B. Smith moved that the House concur in Senate Amendment No. 1 to **HB 520**. Agreed.

Representative B. Smith moved that the House concur in Senate Amendment No. 2 to **HB 520**. Agreed.

Representative B. Smith moved that the House concur in Senate Amendment No. 3 to **HB 520**. Agreed.

Representative B. Smith moved that **HB 520**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 27, 1990 roll call on **HB 520** - Appendix.)

HB 520, as amended by the Senate, was passed and the title agreed to.

Representative B. Smith moved that the vote by which **HB 520**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 537, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 1 to **HB 537** is as follows:

Amend printed copy of **HB 537** on page 2, after line 19, by inserting the following:

"Section 2. KRS 376.275 is amended to read as follows:

(1) When a motor vehicle has been involuntarily towed or transported pursuant to order of police, other public authority, or private person or business for any reason or when said vehicle has been stolen or misappropriated and its removal from the public ways has been ordered by police, other public authority, or by private person or business, or in any other situation where a motor vehicle has been involuntarily towed or transported by order of police, other authority, or by private person or business, the police, other authority, private person or business shall attempt to ascertain from the transportation cabinet the identity of the registered owner of the motor vehicle or lessor of a motor carrier as defined in KRS Chapter 281 and within ten (10) business days of the removal shall, by certified mail, attempt to notify the registered owner at the address of record of the make, model, license number and vehicle identification number of the vehicle and of the location of the vehicle, and the requirements for securing the release of said motor vehicle.

(2) In the event that a vehicle described in subsection (1) of this section is placed in a garage or other storage facility, the owner of said facility shall attempt to provide the notice provided in subsection (1) of this section, by certified mail, to the registered owner at the address of record of the motor vehicle or lessor of a motor carrier as defined in KRS Chapter 281 within ten (10) business days of recovery of, or taking possession of the motor vehicle. Said notice shall contain the information as to the make, model, license number and vehicle identification number of the vehicle, the location of the vehicle and the amount of reasonable charges due on said vehicle. When the owner of such facility fails to provide notice as provided herein, the motor vehicle storage facility shall forfeit all storage fees accrued after ten (10) business days from the date of tow. This subsection shall not apply to a garage or storage facility owned or operated by a government entity.

(3) Any person engaged in the business of storing or towing motor vehicles, who has substantially complied with the aforementioned requirements of this section, shall have a lien on the motor vehicle, for the reasonable or agreed charges for storing or towing the vehicle, as long as it remains in his possession. If after a period of sixty (60) days the reasonable or agreed charges for storing or towing a motor vehicle have not been paid, the motor vehicle may be sold to pay the charges after the owner has been notified by certified mail ten (10) days prior to the time and place of the sale. Should the proceeds of the sale of any vehicle pursuant to this section be insufficient to satisfy accrued charges for towing, transporting, and/or storage, said sale and collection of proceeds shall not constitute a waiver or release of responsibility for payment of unpaid towing, transporting, and/or storage charges by the owner or responsible casualty insurer of said vehicle. ***Any proceeds, which result from the sale of a vehicle according to this subsection, which are over the amount of the towing and storage charges required by storage or towing lien holders shall be forwarded to the holder of any prior recorded lien in existence. When all notification requirements of this section have been met and after the response time has lapsed with no communication from the owner, title of the motor vehicle, free from any prior lien shall be issued to the storage or towing facility owner.*** [~~This lien shall be subject to prior recorded liens.~~]

(4) The provisions of this section shall not apply when a local government causes a vehicle to be towed pursuant to KRS 82.605 to 82.640 or if state government causes a vehicle to be towed.

Representative Walker moved that the House concur in Senate Amendment No. 1 to **HB 537**. Rejected.

HB 601, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 601** is as follows:

Amend printed copy of **HB 601** on page 3, lines 15 through 26, by deleting them in their entirety; and

By deleting pages 4, 5, and 6 in their entirety; and

On page 7, lines 1 through 19, by deleting them in their entirety; and

Renumbering the subsequent sections accordingly.

Representative A. Jones moved that the House concur in Senate Amendment No. 1 to **HB 601**. Agreed.

Representative A. Jones moved that **HB 601**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 67, Nays 19. (See March 27, 1990 roll call on **HB 601** - Appendix.)

HB 601, as amended by the Senate, was passed and the title agreed to.

Representative Stumbo moved that the vote by which **HB 601**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 579, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 579** is as follows:

Amend printed copy of **HB 579** on page 1, line 3, by placing brackets and striking through the following: "thirty-one and one-half cents (31-1/2)" and inserting in lieu thereof "***twenty cents (20)***";

On page 5, lines 1 though 21, by bracketing and striking through lines 1 through 21 in their entirety;

and renumbering subsequent subsections to conform.

Representative Clarke moved that the House concur in Senate Amendment No. 1 to **HB 579**.

On the roll call the vote was yeas 10—Ark, Clarke, Hancock, T. Jones, Lear, Long, Noe, Northup, Rapier, Scorsone. Nays—Adkins, Allen, Altman, Arnold, Ballard, Bentley, Blevins, Bronger, Bruce, Burch, Butler, Casebier, Castleman, L. Clark, P. Clark, Cline, Crupper, Curd, Curtsinger, Cyrus, Donnermeyer, Farrow, Ford, Freibert, Gedling, Geveden, Gray, Gregory, J. Harper, K. Harper, Hatcher, Heleringer, Hourigan, Jackson, Jensen, A. Jones, Keith, Kerr, Layman, Lefevers, Lewis, Lile, Little, Lyne, Mack, Maggard, Mason, McBee, Moberly, Morris, Mullinix, Napier, Nelson, Nett, Noland, O'Brien, Overstreet, Priddy, Pritchett, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Riner, Siler, B. Smith, R. Smith, Strong, Stumbo, Todd, Turner, Walker, Ward, Worthington, Yates, Zimmerman.

The motion that the House concur in Senate Amendment No. 1 to **HB 579** was rejected.

HB 538, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 538** is as follows:

Amend printed copy of **HB 538** on page 4, after line 23 and before line 24, add the following:

"Stephen L. Metts
% Carter Caves State Resort Park
Olive Hill, Kentucky 41164 $1,682.50".

Representative Clarke moved that the House refuse to concur in Senate Amendment No. 1 to **HB 538**. Agreed.

HB 15, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 15** is as follows:

Amend printed copy of **HB 15** on page 7, line 11, after "***thirty-fourth***" by inserting "***(134th)***";

And on page 12, line 24, after "***in***" by deleting "***this section***" and by inserting in lieu thereof "***Section 3 of this Act***".

Representative Callahan moved that the House concur in Senate Amendment No. 1 to **HB 15**. Agreed.

Representative Callahan moved that **HB 15**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 67, Nays 22. (See March 27, 1990 roll call on **HB 15** - Appendix.)

HB 15, as amended by the Senate, was passed and the title agreed to.

Representative Callahan moved that the vote by which **HB 15**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 779, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 779** is as follows:

Amend printed copy of **HB 779** on page 12, line 7, after the word "***engaged***" by deleting: "***in or is***"; and

On line 8, before the word "***in***" by deleting "***about to engage***.

The Senate Amendment No. 2 to **HB 779** is as follows:

Amend printed copy of **HB 779** on page 12, line 11, before the word "***Circuit***" by deleting: "***Franklin***" and after the word "***Court***" by inserting: "***of the county wherein the said acts or practices are alleged to have occurred***"

Representative Lyne moved that the House concur in Senate Amendment No. 1 to **HB 779**. Agreed.

Representative Lyne moved that the House concur in Senate Amendment No. 2 to **HB 779**. Agreed.

Representative Lyne moved that **HB 779**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 94, Nays 1. (See March 27, 1990 roll call on **HB 779** - Appendix.)

HB 779, as amended by the Senate, was passed and the title agreed to.

Representative Lyne moved that the vote by which **HB 779**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 68, with House Committee Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Morris moved that the House refuse to recede in House Committee Amendment No. 3 to **SB 68**. Agreed.

Motions, Petitions and Communications

Representative Stumbo moved that **HB 287**, **HB 803** and **HB 308** be recommitted to the Committee on Business Organizations and Professions. Agreed.

Representative Stumbo moved that the vote by which **SB 310** was defeated be reconsidered and placed in the Orders of the Day, March 28, 1990.

On the roll call the vote was yeas 53—Adkins, Ark, Arnold, Ballard, Bentley, Blandford, Blevins, Bronger, Brown, Bruce, Burch, L. Clark, Clarke, Cyrus, Deskins, Donnermeyer, Farrow, Geveden, Gray, Gregory, Hancock, K. Harper, A. Jones, T. Jones, Kerr, Lear, LeMaster, Lewis, Little, Long, Lyne, Mack, Maggard, Mason, McBee, Moberly, Morris, Nelson, Nett, Noe, O'Brien, Overstreet, Priddy, Pritchett, Rapier, Richards, Ridley, B. Smith, R. Smith, Stumbo, Ward, Worthington, Yates. Nays 24—Ackerson, Allen, Altman, Casebier, Castleman, Curd, Curtsinger, Ford, Freibert, Heleringer, Jensen, Layman, Lefevers, Mullinix, Noland, Northup, Reinhardt, Siler, Stokes, Strong, Todd, Turner, Walker, Zimmerman.

The motion that **SB 310** be reconsidered and placed in the Orders of the Day, March 28, 1990 was adopted.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 576**, **HB 590**, **HB 663**, **HB 676**, **HB 723**, **HB 731**, **HB 747**, **HB 771**, **HB 801** and **HCR 22** had been examined and found correctly enrolled. Said Bills and Resolution read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 5:30 p.m.)

Representative Stumbo moved that the vote on **SB 30** be reconsidered and placed in the Orders of the Day, March 28, 1990. Agreed.

Representative Stumbo moved that the vote on **HB 601** be reconsidered and placed in the Orders of the Day, March 28, 1990. Agreed.

Representative B. Richardson moved that the vote by which **SB 350** was defeated be reconsidered and placed in the Orders of the Day. Agreed.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **SB 68**: Representative Bronger, Chairman; Representatives Heleringer, A. Jones, Morris, B. Richardson, Geveden.

Representative Barrows moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 243, by Representative Barrows: A RESOLUTION honoring the Woodford County High School wrestling team.

Representative Barrows moved the adoption of the following **HR 243**:

HR 243, A RESOLUTION honoring the Woodford County High School wrestling team.

WHEREAS, the Woodford County High School Yellowjackets wrestling team has a proud tradition and has won more state titles than any other high school wrestling team; and

WHEREAS, Coaches Rusty Parks and Joe Carr led their team to 19 wins and only one loss in dual meets this season; and

WHEREAS, the Yellowjackets wrestling team won their district title for the seventh straight year and the regional title for the sixth straight year; and

WHEREAS, at the Individual State Championships they placed third in the competition;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body applauds the accomplishments of the Woodford County High School Yellowjackets wrestling team and congratulates them on their excellent season.

Section 2. That the House of Representatives recognizes the leadership of Coaches Rusty Parks and Joe Carr who have instilled in their teams a winning tradition.

Section 3. That the Clerk of the House of Representatives be directed to send copies of this resolution to Coaches Rusty Parks and Joe Carr at Woodford County High School, Frankfort Street, Versailles, Kentucky 40383.

HR 243 was adopted by voice vote.

HR 250, by Representatives Ridley and Ballard: A RESOLUTION honoring the memory of Judge Hanson Slaton.

Representative Ridley moved the adoption of the following **HR 250**:

HR 250, A RESOLUTION honoring the memory of Judge Hanson Slaton.

WHEREAS, Hanson Slaton departed these earthly bounds on March 21, 1990 after a courageous battle against multiple health problems; and

WHEREAS, Hanson Slaton was one of Hopkins County's finest citizens who dedicated most of his life to making Hopkins County a better place to live; and

WHEREAS, Hanson Slaton was born in White Plains on April 18, 1927 and was the son of the late Clyde and Addie Woodson Walker Slaton; and

WHEREAS, although he suffered from tuberculosis and other ailments from a very early age, he never faltered in his determination to serve the people who placed their faith in him to govern them; and

WHEREAS, the love and encouragement of his adored wife, Betty, was his guiding light and inspiration in his decision to make his career in the service of the people of Hopkins County; and

WHEREAS, Hanson Slaton became sheriff at the age of 28, elected into the office by a 10-1 margin; and

WHEREAS, Hanson Slaton served as Hopkins County Judge/Executive for 28 years; and

WHEREAS, he stepped down from his elected position only at the point that his health prevented him from being fully available to his constituents and interfered with his goal to serve the people of Hopkins County; and

WHEREAS, Hanson Slaton moved Hopkins County forward with his progressive approach to government operations and his commitment to cooperation between the county and city governments for the ultimate benefit of the residents of Hopkins County and the City of Madisonville; and

WHEREAS, Hanson Slaton has been duly credited with the characteristics of a noble gentleman, a worthy advocate of his constituents, an effective government leader and a man whose conduct both publicly and privately was of the highest order; and

WHEREAS, Judge Slaton was a member of the United Methodist Church, the Lions Club, the Rizpah Shrine, Scottish Rite and the Historical Society; and

WHEREAS, he served as a member of the board of directors for the Trover Clinic Foundation, the Hopkins County Health Department and the Peoples Bank; and

WHEREAS, he is survived by his wife, Betty Callis Slaton, his sister, Ada Mauk, his brother, Clyde Slaton, Jr., and a number of nieces and nephews;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body honors the life and accomplishments of Judge Hanson Slaton.

Section 2. That the House of Representatives mourns this tremendous loss to Hopkins County and to advocates of good government statewide.

Section 3. That the House extends to the family and friends of Judge Hanson Slaton its most heartfelt sympathy and God's blessing of comfort in this time of loss.

Section 4. That the House of Representatives adjourns this day, March 27, 1990, in loving memory of Judge Hanson Slaton and in appreciation and recognition of his many contributions to the people and government of Hopkins County.

Section 5. That the Clerk of the House dispatch copies of this resolution to Mrs. Betty Slaton, Madisonville, Kentucky and to Representatives Dorsey Ridley and Eddie Ballard.

HR 250 was adopted by voice vote.

Representative Stumbo moved that when the House adjourns, it do so by voice vote. Agreed.

Representative Stumbo moved that when the House adjourns, it do so until 12 Noon, Wednesday, March 28, 1990. Agreed.

Representative J. Harper moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 245, by Representative J. Harper: A RESOLUTION encouraging United Airlines to select as its maintenance hub, Louisville's Standiford Field.

Representative J. Harper moved the adoption of the following **HR 245**:

HR 245, A RESOLUTION encouraging United Airlines to select as its maintenance hub, Louisville's Standiford Field.

WHEREAS, recent news reports indicate that Louisville's Standiford Field is among seventy (70) proposed sites as the maintenance hub for United Airlines; and

WHEREAS, Louisville's Standiford Field is situated in the heartland of America, readily accessible to the nation's air terminals; and

WHEREAS, Louisville's Standiford Field currently is under going major expansion and improvements which will significantly improve the accessibility and efficiency of the airport, and greatly enhance its desirability and marketability as a site for airline hub operations; and

WHEREAS, the selection of Louisville's Standiford Field by United Parcel Service as UPS' world hub for air cargo, making Standiford the eighth largest air cargo facility in the world, attests to the viability of Standiford Field as an airline operations hub location;

WHEREAS, United Airlines has requested development proposals from 15 states, including Kentucky, as potential sites for the airlines' maintenance hub operations; and

WHEREAS, United Airlines has indicated that it could spend $500 million on its maintenance base and hire between 5000 and 7000 employees;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the economic development agencies of the Commonwealth of Kentucky hereby are directed to fully cooperate with officials of Louisville's Standiford Field, the City of Louisville and Jefferson County in promoting Standiford Field as the site for United Airlines maintenance base operations.

Section 2. That the House of Representatives notify in writing officials of United Airlines of the House's endorsement of Standiford Field as the site for United Airlines' maintenance base; and that the House further notify United Airlines of the House's commitment to support state and local economic development officials in their efforts to attract United Airlines to Kentucky; and that the House of Representatives extends its welcome to Kentucky to United Airlines.

Section 3. That the House of Representatives send copies of this resolution to officials at Louisville's Standiford Field, Louisville Mayor Jerry Abramson, Jefferson County Judge Executive David Armstrong, Governor Wallace G. Wilkinson, Gene Royalty, Secretary for the Cabinet for Economic Development, and officials of United Airlines, Chicago, Illinois.

HR 245 was adopted by voice vote.

Representative P. Richardson moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative P. Richardson moved the adoption of the following Legislative Citation No. 82. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Don Burkhead, Conkwright Junior High School, Teacher of the Month, as a dedicated and inspirational educator, Don Burkhead is devoted to the scholastic attainment and academic development of Kentucky students. Through your commitment to your students, many young Kentuckians have gained a broader education, a greater appreciation of life and a brighter future.

This prestigious body joins Representative Paul W. Richardson in congratulating you on being named as a finalist for the 1989-90 Clark County Teacher of the Year.

Representative Castlelman moved the adoption of the following **HR 235**:

HR 235, A RESOLUTION adjourning the House of Representatives in loving memory of Clint B. Goodman.

With deepest respect, we pay homage and tribute to the memory of Clint B. Goodman.

WHEREAS, Clint B. Goodman, a native of Hohenwald, Tennessee, was born June 28, 1918, and departed this life March 17, 1990; and

WHEREAS, Clint B. Goodman was the loving son of Hass and Martha Tatum Goodman; and

WHEREAS, Clint B. Goodman served his country with distinction during World War II; and

WHEREAS, Clint B. Goodman was president of the C. B. Goodman and Sons Lumber Company, Inc., of Hickory, Kentucky, for forty-three years; and

WHEREAS, Clint B. Goodman was a member of the Spring Creek Church of Christ; and

WHEREAS, Clint B. Goodman was the devoted husband of Alida Grover Goodman; the loving father of three sons, Clinton W. Goodman; Michael G. Goodman; and Anthony W. Goodman; and the loving father of one daughter, Judy Goodman Lyles; and

WHEREAS, all who knew and admired Clint B. Goodman will grieve over their loss, and join his family and friends who mourn his passing;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does hereby express its most profound sense of sorrow upon the passing of Clint B. Goodman, and does extend to his family its most heartfelt sympathy.

Section 2. That when the House of Representatives adjourns this day, Tuesday, March 27, 1990, it does so in loving memory of Clint B. Goodman.

Section 3. That the Clerk of the House of Representatives is directed to transmit copies of this resolution to Mrs. Alida Grover Goodman, Route 2, P. O. Box 149, Hickory, Kentucky 42051; to Mr. Clinton W. Goodman, Route 2, Hickory, Kentucky 42051; to Mr. Michael G. Goodman, Route 2, Hickory, Kentucky 42051; to Mr. Anthony W. Goodman, Route 2, Hickory, Kentucky 42051; and to Mrs. Judy Goodman Lyles, Route 1, Symsonia, Kentucky 42082.

HR 235 was adopted by voice vote.

Representative Barrows moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 252, by Representative Barrows: A RESOLUTION honoring the Jessamine County High School basketball team.

Representative Barrows moved the adoption of the following **HR 252**:

HR 252, A RESOLUTION honoring the Jessamine County High School basketball team.

WHEREAS, the Colts of Jessamine County made their first ever appearance in the Sweet Sixteen State High School basketball tournament; and

WHEREAS, Jessamine County was not supposed to get to the Sweet Sixteen because of the powerful Lexington teams in its region; and

WHEREAS, Coach Julian Cunningham guided his team to the championship of the 42nd District; and

WHEREAS, Coach Julian Cunningham saw his team overcome Henry Clay in the semifinals and go on to win the 11th Region crown; and

WHEREAS, according to the Chinese lunar calendar, it is the Year of the Horse, which surely helped the Colts defeat Paducah Tilghman in the first round of the Sweet Sixteen; and

WHEREAS, the Colts were defeated in the quarter finals and finished the season at 25 wins and 6 losses;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this esteemed body congratulates Coach Julian Cunningham; Assistant Coaches Tim Peterson, Glen Smith, and Steve Anderson; and the Colt basketball team for their excellent season and salutes them for achieving the Sweet Sixteen.

Section 1. That the Clerk of the House of Representatives is directed to send copies of this Resolution to Tom Walters, Principal of Jessamine County High School, Route 4, Nicholasville, Kentucky 40358, for distribution to Superintendent Lois Adams, Coach Julian Cunningham, and his assistant coaches and players.

HR 252 was adopted by voice vote.

Representative Geveden moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 247, by Representative Geveden: A RESOLUTION adjourning the House of Representatives in memory and honor of Joseph Willard "Mutt" Carroll.

Representative Geveden moved the adoption of the following **HR 247**:

HR 247, A RESOLUTION adjourning the House of Representatives in memory and honor of Joseph Willard "Mutt", Carroll.

WHEREAS, we join the family and friends of Joseph Willard "Mutt" Carroll to mourn his recent passing and to pay homage and tribute to an outstanding Kentuckian; and

WHEREAS, Joseph Willard "Mutt" Carroll was born, at Maxon Mills, Kentucky on January 25, 1915, the son of Flora Edwards and Osman Larn Carroll; and

WHEREAS, Joseph Willard "Mutt" Carroll is a first cousin of Governor James Edwards the former governor of South Carolina, and is the uncle of Governor Julian M. Carroll, a former governor of this great Commonwealth; and

WHEREAS, Joseph Willard "Mutt" Carroll was a 1933 graduate of Heath High School and a 1937 graduate of Murray State Teachers College; and

WHEREAS, Joseph Willard "Mutt" Carroll was a teacher and basketball coach at Heath High School, Ballard Memorial High School and at Paducah Community College; and

WHEREAS, Joseph Willard "Mutt" Carroll was a member of the then Murray State Teachers College basketball team which during his tenure won 72 games and lost 9 games and "Mutt" Carroll was captain of the Murray State Teachers College basketball team which won the 1937 Southern Intercollegiate Athletic Association basketball championship and "Mutt" Carroll was chosen first string all Southern Intercollegiate Athletic Association player and all Kentucky Intercollegiate Athletic Conference player, and at the time of his graduation from Murray State Teachers College was named the school's most outstanding basketball player ever; and

WHEREAS, Joseph Willard "Mutt" Carroll was an agent of the Kentucky Farm Bureau for 30 years until his retirement in 1980 and was director of the Field Services Division of the Kentucky Farm Bureau for 13 years and for those 13 years Kentucky lead the Southern Farm Bureau Association in memberships to the Farm Bureau; and

WHEREAS, Joseph Willard "Mutt" Carroll was a noted after dinner speaker, who had a great talent for telling stories and jokes, and "Mutt" Carroll was liked by all who had the opportunity to meet him;

WHEREAS, Joseph Willard "Mutt" Carroll was a member of the McKendree Methodist Church of West Paducah; and

WHEREAS, Joseph Willard "Mutt" Carroll served his country during World War II as a member of the United States Army's 84th Reconnaissance Division; and

WHEREAS, Joseph Willard "Mutt" Carroll was an avid hunter, fisherman, golfer and outdoorsman; and

WHEREAS, Joseph Willard "Mutt" Carroll was loved by his family and friends, especially by his wife, two children and seven grandchildren who will miss him very much;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives does hereby express its sorrow for the loss of such a grand individual.

Section 2. That when the House of Representatives of the General Assembly of the Commonwealth of Kentucky does adjourn this day, it does so in the memory and honor of Joseph Willard "Mutt" Carroll.

Section 3. That the Clerk of the House of Representatives is directed to transmit a copy of this resolution to Mrs. Dorothy Carroll, 4210 Norbourne Blvd., Louisville, Kentucky, 40207; Carole Ann Tilford, 8865 Ogden Landing Road, West Paducah, Kentucky, 42086; and Joseph Willard Carroll, Jr., Route 1, Box 53, Kuttawa, Kentucky, 42055.

HR 247 was adopted by voice vote.

Representative Mason moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 249, by Representatives Mason, Hatcher, Preston, Mack, Gray, Moberly and Blevins: A RESOLUTION recognizing the Kentucky School for the Blind and adjourning in its honor.

Representative Mason moved the adoption of the following **HR 249**:

HR 249, A RESOLUTION recognizing the Kentucky School for the Blind and adjourning in its honor.

WHEREAS, the Kentucky School for the Blind was established on February 5, 1842, by an act of the Kentucky General Assembly; and

WHEREAS, the first Superintendent of the Kentucky School for the Blind was Bryce M. Patten who served from 1852-1871; and

WHEREAS, the Kentucky School for the Blind serves 126 students from approximately 65 school districts; and

WHEREAS, the Kentucky School for the Blind accepts into its program school age children who reside in Kentucky and have a visual impairment after correction and who need specialized instructional materials, aids, and techniques such as those offered by the Kentucky School for the Blind in order to succeed in an educational program; and

WHEREAS, the school offers educational opportunities for those children in Kentucky grades kindergarten through twelve; and

WHEREAS, special materials, equipment, and methods utilizing school alternative skills are essential elements in the education program and include orientation and mobility, daily living skills, braille, use of technical aids, communication skills, and pre-vocational skills which enable blind students to function independently; and

WHEREAS, additional services are offered by the school in its Outreach program to provide materials and consultative service to students in the local educational agencies; and

WHEREAS, a group of students from the Kentucky School for the Blind traveled to Frankfort on this date to participate in the legislative process as guests of the Kentucky General Assembly;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body recognizes and applauds the accomplishments of the Kentucky School for the Blind on behalf of sight impaired children in the Commonwealth.

Section 2. That the House of Representatives welcomes the students who are visiting the General Assembly on this date and extends its best wishes for an enjoyable and memorable experience in Frankfort.

Section 3. That when the House adjourns this day it does so in honor of the Kentucky School for the Blind and the students in attendance on this day.

Section 4. That the Clerk of the House is directed to transmit a copy of this Resolution to the Kentucky Department for the Blind and have the Resolution to be transposed into braille and then forwarded to the Kentucky School for the Blind, Frankfort Road, Louisville, Kentucky.

HR 249 was adopted by voice vote.

Representative Blevins moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 248, by Representatives Blevins, Noe, Scorsone, T. Jones, Mason, Long, Burch, Adkins, R. Smith and Moberly: A RESOLUTION recognizing and honoring Kentucky Youth Art Month.

Representative Blevins moved the adoption of the following **HR 248**:

HR 248, A RESOLUTION recognizing and honoring Kentucky Youth Art Month.

WHEREAS, March is Kentucky Youth Art Month; and

WHEREAS, this month, across this great Commonwealth, observances are being held to increase public awareness of the importance of art education; and

WHEREAS, art develops understanding heritage, self-esteem, and a sense of pride in expression; and

WHEREAS, basic to education, art encourages creative problem-solving and critical thinking that extends to all areas of life; and

WHEREAS, the Kentucky Art Education Association, the Art and Craft Material Institute, the Council for Art Education, and the Dixon Ticonderoga Company are sponsoring Kentucky Youth Art Month; and

WHEREAS, throughout this month of March, Kentucky schools are hosting art exhibitions and juried art shows, as well as sponsoring various community activities; and

WHEREAS, this month, the State Capitol, Annex Corridor, Capital Plaza Tower, and State Board Room and Lobby are displaying splendid student art work from throughout our Commonwealth; and

WHEREAS, this honorable body is pleased to acknowledge the vital importance of recognizing and sharing artistic excellence and thereby promoting creative expression;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body recognizes and salutes Kentucky Youth Art Month.

Section 2. That the Clerk of the House transmit a copy of this Resolution to the Kentucky Art Education Association, Art and Craft Materials Institute, the Council for Art Education, and the Dixon Ticonderoga Company.

HR 248 was adopted by voice vote.

Representative McBee moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative McBee moved the adoption of the following Legislative Citation No. 80. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes with deep compassion the loss of Donnie Kirkpatrick.

Donnie Kirkpatrick, a volunteer assistant Burlington fire chief, was dedicated and committed to helping others. His untimely death at the age of forty-two has brought deep sorrow to all who knew him. Kentucky mourns his passing, for he was a valued citizen and a dedicated servant.

This prestigious body joins Representative Bill McBee in extending our deepest sympathy to the family of Donnie Kirkpatrick, his wife Judy and children, Traci and Brad.

Representative Richards moved that the rules be suspended to act upon a Resolution. Agreed.

Representative Richards moved the adoption of the following **HR 140**:

HR 140, A RESOLUTION recommending against the passage of the United States Senate Bill 1630 regarding the Clean Air Act reauthorization.

WHEREAS, the United States Congress is reauthorizing the Clean Air Act; and

WHEREAS, the Kentucky General Assembly supports responsible Congressional action to improve further the nation's air quality by adoption of legislation including among other things tighter automobile tail pipe standards; and

WHEREAS, today's new cars eliminate 96 percent of the hydrocarbons, 96 percent of the carbon monoxide, and 76 percent of the nitrogen oxides that come out of the tail pipe compared with uncontrolled cars; and

WHEREAS, the biggest further reduction in auto emissions will come as new cars replace older cars on the road, reducing auto tail pipe emissions by 38 to 50 percent; and

WHEREAS, the United States Senate is considering a bill, Senate Bill 1630, that federal government technology experts say is not feasible and too costly and would improve air quality, even if feasible, by only about 2 percent more than a less costly House proposal; and

WHEREAS, Senate Bill 1630 also contains carbon dioxide standards which would require the equivalent of 40 mpg fuel economy standards resulting in sharply reduced vehicle size, function, and severely restricted consumer choice; and

WHEREAS, carbon dioxide is not a health-related criteria pollutant and reduction of carbon dioxide emissions is therefore a matter of energy policy and economic growth; and

WHEREAS, enactment of Senate Bill 1630 would needlessly raise consumer costs and eliminate hundreds of thousands of jobs throughout the United States;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives of the General Assembly of the Commonwealth of Kentucky believes the United States Congress should remember that continued progress already is guaranteed from normal vehicle replacement.

Section 2. That national goals should be set that are achievable and no more stringent than the plan proposed by the Subcommittee on Health and the Environment of the United States House of Representatives.

Section 3. That in addition, standards for the reduction of carbon dioxide emissions should not be included as part of the Clean Air Act reauthorization.

Section 4. That the Clerk of the House send a copy of this resolution to the members of the Kentucky Congressional Delegation.

HR 140 was adopted by voice vote.

Representative Crupper moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 251, by Representatives Crupper and Farrow: A RESOLUTION in support of the National Womens' Memorial at Arlington Cemetery.

Representative Crupper moved the adoption of the following **HR 251**:

HR 251, A RESOLUTION in support of the National Womens' Memorial at Arlington Cemetery.

WHEREAS, the month of March, 1990, has been designated National Womens' History month; and

WHEREAS, the United States Congress has authorized the Women in Military Service for America Memorial Foundation, Inc. (WIMSA) to raise funds by contributions from the private sector for the erection of a National Memorial at Arlington Cemetery in Arlington, Virginia; and

WHEREAS, the Commonwealth of Kentucky has answered the call of duty to its country by the enlistment of 12,300 women, excluding those now on active duty or in Reserves;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body salutes the Women in Military Service for America Memorial Foundation, Inc., and extends to those women its best wishes for a successful campaign.

Section 2. That this honorable body urges its members to continue the support of the National Womens' Memorial by contacting their local news media and constituents in their respective House of Representatives Districts for the purpose of generating support and monetary contributions for this most worthy cause.

Section 3. That this honorable body recognizes the importance of a National Womens' Memorial at Arlington Cemetery, and urges all women veterns that are citizens of the Commonwealth of Kentucky to register their service records for the National Registry which will be a part of this Memorial.

Section 4. That the Clerk of the House of Representatives is hereby directed to transmit a copy of this resolution to Mrs. Maxie S. Brewsaugh, P.O. Box 5, Corinth, Kentucky 41010.

HR 251 was adopted by voice vote.

Representative Worthington moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative Worthington moved the adoption of the following Legislative Citation No. 83. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and congratulates Mrs. Ellora Hinton of Fleming County, on the celebration of your 100th birthday on April 4, 1990. This great occasion will be recognized as a very important and special day for you and your family. To reach the age of one hundred is a blessed privilege and distinct honor.

This prestigious body joins Representative Pete Worthington in congratulating Mrs. Ellora Hinton on this significant and noteworthy occasion, your "One Hundredth Birthday". We extend to you our best wishes for many years of good health and happiness.

Representative Keith moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Keith moved that he be recorded as voting "nay" on **SB 310**. Agreed.

Representative Keith moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Keith moved that his vote be changed from "nay" to "yea" on **SB 158**. Agreed.

Representative Donnermeyer moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Donnermeyer moved that his vote be changed from "yea" to "nay" on House Floor Amendment No. 2 to **SB 226** and "nay" to "yea" on **SB 246**. Agreed.

Representative Zimmerman moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Zimmerman moved that his vote be changed from "nay" to "yea" on **SB 316**. Agreed.

Representative Stokes moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Stokes moved that her vote be changed from "nay" to "yea" on **SB 316**. Agreed.

Announcements

The Clerk announced the filing of the following Floor Amendments:

Floor Title Amendment to **SB 312**, by Representative Lewis:

Amend printed copy of GA copy of **SB 312** by amending the title to read as follows:

"AN ACT relating to education".

Floor Amendment No. 1 to **SB 312**, by Representative Lewis:

Amend printed copy of GA copy of **SB 312** on page 2, after line 17 by adding the following:

"Section 2. KRS 161.155 is amended to read as follows:

(1) As used in this section:

(a) "Teacher" shall mean any person for whom certification is required as a basis of employment in the common schools of the state;

(b) "Employee" shall mean any person, other than a teacher, employed in the public schools, whether on a full or part-time basis;

(c) "Immediate family" shall mean the teacher's spouse, children including stepchildren, parents and spouse's parents, grandparents and spouse's grandparents, without reference to the location or residence of said relative, and any other blood relative who resides in the teacher's home; and

(d) "Sick [-]leave bank" shall mean an aggregation of sick [-]leave days contributed by teachers for use by teachers who have exhausted all sick leave and other available paid leave days.

(2) Each district board of education shall allow to each teacher in its common school system not less than ten (10) days of sick leave during each school year, without deduction of salary. Sick leave shall be granted to a teacher if he presents a personal affidavit or a certificate of a physician stating that the teacher was ill or that the teacher was absent for the purpose of attending to a member of his immediate family

who was ill. The ten (10) days of sick leave herein granted may be taken by a teacher on any ten (10) days of the school year and shall be granted in addition to accumulated sick leave days that have been credited to the teacher under the provisions of subsection (3) of this section.

(3) Days of sick leave not taken by a teacher during any school year shall accumulate without limitation and be credited to that teacher. Accumulated sick leave may be taken in any school year. Any district board of education may, in its discretion, allow teachers in its common school system sick leave in excess of the number of days prescribed in this section and may allow school district employees and teachers to use up to three (3) days' sick leave per school year for emergency leave pursuant to KRS 161.152(3). Any accumulated sick [-]leave days credited to a teacher shall remain so credited in the event he transfers his place of employment from one (1) school district to another within the state or to the Kentucky Department of Education ***or transfers from the Department of Education to a school district*** after June 30, 1985.

(4) Accumulated days of sick leave shall be granted to a teacher, if prior to the opening day of the school year, an affidavit or a certificate of a physician is presented to the district board of education, stating that the teacher is unable to commence his duties on the opening day of the school year, but will be able to assume his duties within a period of time that the board determines to be reasonable.

(5) Any school employee may repurchase previously used sick [-]leave days with the concurrence of the local school board by paying to the district an amount equal to the total of all costs associated with the used sick leave.

(6) A district board of education may adopt a plan for a sick [-]leave bank. ***The*** [~~Such~~] plan may include limitations upon the number of days a teacher may annually contribute to the bank and limitations upon the number of days a teacher may annually draw from the bank. Only those teachers who contribute to the bank may draw upon the bank. Days contributed will be deducted from the days available to the contributing teacher. The sick [-]leave bank shall be administered in accordance with a policy adopted by the board of education.

(7) A teacher may use up to thirty (30) days of sick leave following the adoption of a child or children.

(8) After July 1, 1982, a district board of education may compensate, at the time of retirement, an employee or a teacher for each unused sick [-]leave day. The rate of compensation for each unused sick [-]leave day shall be based on a percentage of the daily salary rate calculated from the employee's or teacher's last annual salary, not to exceed thirty percent (30%). Payment for unused sick [-]leave days shall be incorporated into the annual salary of the final year of service; provided that the member makes the regular retirement contribution for members on the sick [-]leave payment. The accumulation of ***these*** [~~such~~] days includes unused sick [-]leave days held by the employee or teacher at the time of implementation of ***the*** [~~such a~~] program.

(9) Any statute to the contrary notwithstanding, employees ***and teachers*** who transferred from the Department of Education to a school district, from a school district to the Department of Education, or from one (1) school district to another school district after July 15, 1981, shall receive credit for any unused sick leave to which the employee ***or teacher*** was entitled on the date of transfer. ***This*** [~~Such~~] credit shall be for the purposes set forth in KRS 161.155***(8)***[~~(7)~~].".

Floor Amendment No. 2 to **SB 312**, by Representative Worthington:

Amend printed copy of GA copy of **SB 312** on page 2, after line 17, by adding the following:

"Section 2. KRS 6.515 is amended to read as follows:

(1) Service credit in the legislators' retirement plan can be acquired only by service as a legislator after July 1, 1980 while a member of the plan, or by transfer of credit as provided in KRS 6.505***, or by transfer of military service credit pursuant to subsection (2) of this section.***

(2) Any active member of the Legislators' Retirement Plan who has purchased military service credit in the Kentucky Employees' Retirement System or the County Employees' Retirement System may transfer that credit to the Legislators' Retirement Plan. When the active member requests that his military service credit be transferred, the Kentucky Employees' Retirement System or the County Employees' Retirement System shall pay to the legislators' retirement fund the full amount which the member paid for his military service credit, plus interest compounded annually from the date the payment was made to the Kentucky Employees' Retirement System or the County Employees' Retirement System until the credit was transferred to the legislators' retirement fund at the assumed actuarial interest rate or rates of the Kentucky Employees' Retirement System or the County Employees' Retirement System in effect during that period.

(3) If spouses both serve in the general assembly, but not simultaneously, they may combine their service credit in the legislators' retirement plan for all purposes of that plan into a single account, and may jointly designate to whom the service retirement allowance shall be paid. The designation shall not be changed once it is made. Assuming equal service credit, the benefits paid, pursuant to this section, to a legislator and his or her spouse who also served as a legislator shall not exceed the benefits that the same legislator and his or her spouse would receive if the spouse had not served as a legislator.

(4)[~~(3)~~] In the event of divorce, rights to benefits shall be considered marital property subject to the provisions of KRS 403.190.

(5)[~~(4)~~] A former legislator whose spouse currently serves in the general assembly and who received a refund of contributions pursuant to KRS 21.460 may repurchase service credit which he or she previously had by repaying the amount refunded with interest at six percent (6%) per annum, and such service credit shall become part of the single account authorized by subsection (2) of this section."

Floor Amendment No. 3 to **SB 312**, by Representative Deskins:

Amend printed copy of GA copy of **SB 312** on page 2, line 17, by adding thereafter the following:

"Section 2. KRS 6.515 IS REPEALED, REENACTED AND AMENDED TO READ AS FOLLOWS:

(1) Service credit in the legislators' retirement plan can be acquired only by service as a legislator after July 1, 1980 while a member of the plan, or by transfer of credit as provided in KRS 6.505, ***or by purchase of military service credit pursuant to subsection (2) of this section, or by transfer of credit as provided in subsection (5) of this section.***

(2) ***(a) Any active member of the Legislators' Retirement Plan who has at least five (5) years of service credit in the Legislators' Retirement Plan, or his beneficiary acting in his place if the member dies prior to retirement, shall receive service credit for a maximum of four (4) years for his period of service in the armed forces of the United States, if his discharge therefrom is honorable and he has not been credited with the service by any other retirement system administered by the Commonwealth of Kentucky, by paying the retirement system fifty percent (50%) of the actuarial cost of the service as determined by the board of trustees, based on assumptions used in the most recent biennial evaluation. The service credit shall be awarded and the cost shall be determined in conformity with the rate which applies to the legislator in question pursuant to KRS 6.520. Service credit awarded pursuant to this subsection shall be equivalent, for all purposes of the Legislators' Retirement Plan, to other service credit earned in the plan.***

(b) The beneficiary may purchase military service credit only at one (1) time by lump sum payment for the amount of service he wishes to purchase, and the payment shall be made within thirty (30) days of the death of the active member. The member may purchase all of his military service credit at one (1) time, or in increments of no less than one (1) year, unless there is a fraction remaining after all full years have been paid for. Payment of the total or the increment may be made by lump sum or by monthly installments through payroll deduction. If the member chooses to pay by installment, the cost of the service credit shall be computed in the same manner as for a lump sum payment, which shall be the principal. Interest, at the annual actuarial rate in effect at the time each payment is made, shall be added to each monthly payment at the rate of one-twelfth (1/12) of the annual interest rate applied to the declining principal amount. Installment purchases shall be for no less than twelve (12) nor more than sixty (60) months. If the member leaves office before completing his installment payments, he may satisfy his contract by a lump sum payment of the remaining principal amount, but no further installment payments shall be accepted thereafter. In this case, the member shall be credited with the military service credit for which he has paid, in years or months but no fraction less than a full month, and any payment remaining after credit for full months has been awarded shall be returned to the member.

(c) The payments made under this section shall be considered accumulated contributions of the member and shall not be picked up by the employer pursuant to KRS 6.505(2).

(3) If spouses both serve in the general assembly, but not simultaneously, they may combine their service credit in the legislators' retirement plan for all purposes of that plan into a single account, and may jointly designate to whom the service retirement allowance shall be paid. The designation shall not be changed once it is made. Assuming equal service credit, the benefits paid, pursuant to this section, to a legislator and his or her spouse who also served as a legislator shall not exceed the benefits that the same legislator and his or her spouse would receive if the spouse had not served as a legislator.

(4) [~~(3)~~] In the event of divorce, rights to benefits shall be considered marital property subject to the provisions of KRS 403.190.

(5)[~~(4)~~] A former legislator whose spouse currently serves in the general assembly and who received a refund of contributions pursuant to KRS 21.460 may repurchase service credit which he or she previously had by repaying the amount refunded with interest at six percent (6%) per annum, and such service credit shall become part of the single account authorized by subsection (2) of this section.

(6) A member who has qualified for benefits pursuant to KRS 6.525(1) may, until July 1, 1991, transfer to the Legislators Retirement Plan up to ten (10) years of service credit which he has earned in the County Employees' Retirement System. If the member elects to transfer his County Employees' Retirement System service credit, that system shall transfer to the legislators retirement fund an amount equal to the employee's and employer's contributions attributable to that credit, together with interest on the contributions from the date made to date of transfer at the actuarially assumed interest rate of the County Employees' Retirement System in effect at the time the contributions were made, compounded annually at that same interest rate. The member shall be entitled to the transferred service credit, at the rate at which he qualifies pursuant to KRS 6.520, when he pays the total difference between the amount of the funds transferred by the County Employees' Retirement System and the cost of the credit to the Legislators Retirement Plan, as determined by the actuary for the Legislators Retirement Plan. The payments made under this subsection shall be considered accumulated contributions of the member and shall not be picked up by the employer pursuant to KRS 6.505(2).".

Floor Title Amendment No. 2 to **SB 35**, by Representative Richards:

Amend printed copy of GA copy of **SB 35** by deleting "employees" and inserting in lieu thereof "government".

Floor Amendment No. 3 to **SB 35**, by Representative Hancock:

Amend printed copy of GA copy of **SB 35** on page 4, after line 6, by adding the following:

"Section 3. KRS 61.546 is amended to read as follows:

(1) Any member of the Kentucky Employees Retirement System or the State Police Retirement System whose retirement date is July 14, 1984, or thereafter, shall receive credit for unused sick leave accrued while contributing to the retirement system from which the retirement benefit is to be paid in accordance with this section.

(2) Upon the member's notification of retirement as prescribed in KRS 16.576 or 61.590, the employer shall certify the retiring member's unused, accumulated sick leave balance to the board of trustees of the Kentucky Retirement Systems. The member's sick leave balance, expressed in days, shall be divided by the average number of working days per month in the state service and rounded to the nearest number of whole months. The member's sick leave balance, expressed in months, shall be added to his service credit for the purpose of determining his annual retirement allowance under KRS 16.510 to 16.652 or KRS 61.510 to 61.705 and for the purpose of determining whether the member is eligible to receive a retirement allowance under KRS 16.510 to 16.652 or KRS 61.510 to 61.705. Accumulated sick leave in excess of six (6) months shall be added to the member's service credit***, and the last participating Kentucky Employees Retirement Systems employer shall pay*** [~~if the member pays~~] to the retirement system the value of the additional service credit based on the formula adopted by the board. All of a state policeman's sick leave balance, expressed in months, shall be added to his service credit for the purposes of determining his annual retirement allowance and whether the member is eligible to receive a retirement allowance under KRS 16.510 to 16.652.

(3) The provisions of this section shall not apply to a participating agency whose employees are not employed by the Commonwealth until the agency certifies to the board that a sick leave program has been formally adopted and is universally administered within the agency.

Section 4. KRS 161.155 is amended to read as follows:

(1) As used in this section:

(a) "Teacher" shall mean any person for whom certification is required as a basis of employment in the common schools of the state;

(b) "Employee" shall mean any person, other than a teacher, employed in the public schools, whether on a full or part-time basis;

(c) "Immediate family" shall mean the teacher's spouse, children including stepchildren, parents and spouse's parents, grandparents and spouse's grandparents, without reference to the location or residence of said relative, and any other blood relative who resides in the teacher's home; and

(d) "Sick [-]leave bank" shall mean an aggregation of sick [-]leave days contributed by teachers for use by teachers who have exhausted all sick leave and other available paid leave days.

(2) Each district board of education shall allow to each teacher in its common school system not less than ten (10) days of sick leave during each school year, without deduction of salary. Sick leave shall be granted to a teacher if he presents a personal affidavit or a certificate of a physician stating that the teacher was ill or that the teacher was absent for the purpose of attending to a member of his immediate family

who was ill. The ten (10) days of sick leave herein granted may be taken by a teacher on any ten (10) days of the school year and shall be granted in addition to accumulated sick leave days that have been credited to the teacher under the provisions of subsection (3) of this section.

(3) Days of sick leave not taken by a teacher during any school year shall accumulate without limitation and be credited to that teacher. Accumulated sick leave may be taken in any school year. Any district board of education may, in its discretion, allow teachers in its common school system sick leave in excess of the number of days prescribed in this section and may allow school district employees and teachers to use up to three (3) days' sick leave per school year for emergency leave pursuant to KRS 161.152(3). Any accumulated sick [-]leave days credited to a teacher shall remain so credited in the event he transfers his place of employment from one (1) school district to another within the state or to the Kentucky Department of Education ***or transfers from the Department of Education to a school district*** after June 30, 1985.

(4) Accumulated days of sick leave shall be granted to a teacher, if prior to the opening day of the school year, an affidavit or a certificate of a physician is presented to the district board of education, stating that the teacher is unable to commence his duties on the opening day of the school year, but will be able to assume his duties within a period of time that the board determines to be reasonable.

(5) Any school employee may repurchase previously used sick [-]leave days with the concurrence of the local school board by paying to the district an amount equal to the total of all costs associated with the used sick leave.

(6) A district board of education may adopt a plan for a sick [-]leave bank. ***The*** [~~Such~~] plan may include limitations upon the number of days a teacher may annually contribute to the bank and limitations upon the number of days a teacher may annually draw from the bank. Only those teachers who contribute to the bank may draw upon the bank. Days contributed will be deducted from the days available to the contributing teacher. The sick [-]leave bank shall be administered in accordance with a policy adopted by the board of education.

(7) A teacher may use up to thirty (30) days of sick leave following the adoption of a child or children.

(8) After July 1, 1982, a district board of education may compensate, at the time of retirement, an employee or a teacher for each unused sick [-]leave day. The rate of compensation for each unused sick [-]leave day shall be based on a percentage of the daily salary rate calculated from the employee's or teacher's last annual salary, not to exceed thirty percent (30%). Payment for unused sick [-]leave days shall be incorporated into the annual salary of the final year of service; provided that the member makes the regular retirement contribution for members on the sick [-]leave payment. The accumulation of ***these*** [~~such~~] days includes unused sick [-]leave days held by the employee or teacher at the time of implementation of ***the*** [~~such a~~] program.

(9) Any statute to the contrary notwithstanding, employees ***and teachers*** who transferred from the Department of Education to a school district, from a school district to the Department of Education, or from one (1) school district to another school district after July 15, 1981, shall receive credit for any unused sick leave to which the employee ***or teacher*** was entitled on the date of transfer. ***This*** [~~Such~~] credit shall be for the purposes set forth in KRS 161.155***(8)***[~~(7)~~].

Section 5. KRS 161.623 is amended to read as follows:

(1) Effective July 1, 1982, and thereafter, a district board of education or other employer of members of the teachers' retirement system may compensate, at the time of retirement for service, an active teacher for unused sick-leave days in accordance with this section.

(2) Upon the member's application for service retirement, the employer shall certify the retiring member's unused accumulated sick-leave balance to the board of trustees of the Kentucky teachers' retirement system. The member's sick-leave balance, expressed in days, shall be divided by one hundred eighty-five (185) days to determine the amount of service credit that may be considered for addition to the member's retirement account[~~. A maximum of one-half (1/2) year of credit may be added to a member's service credit~~] for the purpose of determining the retirement allowance under KRS 161.620. Such sick-leave credit shall not be used for the purpose of determining whether the member is eligible to receive a retirement allowance under KRS 161.600.

(3) The board shall compute the cost to the retirement system of the sick-leave credit for each retiring member and shall bill the last employer of the retiring member for such cost. The employer shall pay the cost of such service credit to the retirement system within fifteen (15) days after receiving notification of the cost from the board.

(4) Retiring members who receive service credit under this section shall not be eligible to receive compensation for accrued sick leave under KRS 161.155(8) or any other statutory provision.

(5) Employer participation is optional and the employer may opt to purchase less service credit than the member is eligible to receive provided the same percentage of reduction is made applicable to all retiring members of the employer during a school fiscal year.

(6) The board of trustees shall formulate and adopt necessary rules and regulations for the administration of the foregoing provisions."

Floor Amendment No. 4 to **SB 35**, by Representative Hancock:

Amend printed copy of GA copy of **SB 35** on page 4, below line 6, to add the following:

"Section 3. KRS 18A.250 is amended to read as follows:

(1) Subject to the approval of the board of trustees of the Kentucky state public employes deferred compensation system, the department of personnel shall establish and maintain a deferred compensation plan for the employes of the state of Kentucky. Participation in such plan shall be by a specific written agreement between such employes and the state and shall provide for the deferral of such amount of compensation as requested by the employe. Participating employes must authorize that such deductions be made from their wages for the purpose of participation in such program. Amounts so deducted shall be deposited in the state treasury to the credit of the trust fund.

(2) The board is directed to develop and obtain, for the benefit of employes, a qualified employe plan that includes a qualified cash or deferred arrangement as described in Section 401(K)(2) of the Internal Revenue Code. ***The board is directed to develop a program for participants to borrow from their account or accounts in the plan.*** The plan shall be in addition to other plans offered by the board, and shall be offered to employes upon receipt of appropriate approval of the internal revenue service or on January 1, 1985, whichever occurs later."

Floor Amendment No. 5 to **SB 35**, by Representative Cyrus:

Amend printed copy of GA copy of **SB 35** on page 4, below line 6, by adding the following:

"SECTION 3. A NEW SECTION OF KRS CHAPTER 18A IS CREATED TO READ AS FOLLOWS:

(1) All federally funded time-limited employees of the Executive Department of Government shall be tested for the positions they currently occupy. Those employees scoring at least seventy (70) on their tests shall be appointed to the classified service on or before January 16, 1991.

(2) Employees grandfathered into the classified service under the provisions of subsection (1) of this section shall serve an initial probationary period, and shall continue to receive the same rate of pay they were receiving prior to their appointments to the classified service. These employees shall not be eligible for a probationary increase upon the completion of the probationary period.

(3) Upon the effective date of this Act, the department shall cease to hire persons to fill federally funded time-limited positions.

(4) Effective upon the close of business January 15, 1991, all federally funded time-limited positions shall be abolished, and shall not be replaced by any other type of classification, irrespective of its title, except as provided in subsection (2) of this section.

SECTION 4. A NEW SECTION OF KRS CHAPTER 18A IS CREATED TO READ AS FOLLOWS:

(1) The provisions of KRS 18A.113 to 18A.1132 to the contrary notwithstanding, if a position in the classified service is funded by a time-limited grant, or through a contract with a public or private entity, and the funds are reduced or eliminated, only those employees whose positions are wholly or partially funded by these funds shall be subject to layoff.

(2) Prior to the layoff provided for in subsection (1) of this section, the appointing authority shall submit a lay-off plan to the commissioner and the secretary of the Finance and Administration Cabinet for approval. This plan shall provide for the layoff of nonstatus employees before employees with status. For purposes of layoff under this section, "probationary employee" does not include an employee with status serving a promotional probation.

(3) If two (2) or more employees subject to layoff in a lay-off plan submitted pursuant to the provisions of subsection (2) of this section have the same qualifications, the employee with less seniority shall be laid off first.

(4) An employee who is laid off under this section shall be placed on a reemployment register for the class of position from which he was laid off and for any class for which he is qualified. He shall have

the right to test for any class of position for which he is qualified to take an examination. If he passes the examination, he shall be placed on the register for the class.

(5) For a period of five (5) years, employees laid-off under this section shall be hired before any applicant or eligible except another laid-off employee with greater seniority who is already on the register.

(6) For a period of five (5) years, an employee laid-off under this section shall not be removed from any register unless he:

(a) Notifies the department in writing that he no longer desires consideration for a position on a register;

(b) Declines two (2) written offers of appointment to a position of the same classification and salary, and located in the same county, as the position from which he was laid off;

(c) Without good cause, fails to report for an interview after he has been notified in writing at least ten (10) calendar days prior to the date of the interview;

(d) Is unqualified for appointment;

(e) Is unable to perform the duties of the class;

(f) Has made a false statement of a material fact in his application;

(g) Has used or attempted to use political influence or bribery to secure an advantage in connection with his placement on the register;

(h) Has been convicted of a felony within the preceding five (5) years and his civil rights have not been restored or he has not been pardoned by the Governor;

(i) Has been convicted of a job related misdemeanor, except that the convictions for violations of traffic regulations shall not constitute grounds for disqualification;

(j) Cannot be located by postal authorities at the last address provided by him; or

(k) Has otherwise willfully violated the provisions of this chapter.

(7) When the department is notified by an appointing authority that an employee laid-off under this section has accepted a bona fide offer of appointment to any position, effective on a specified date, his name shall be removed from the register for all classes for which the maximum salary is the same as or less than that of the class to which he has been appointed.

(8) When an employee laid-off under this section is removed from a register for any reason other than the reason stated in subsection (7) of this section, he shall be notified in writing of the reason or reasons for the removal. This notice shall also inform the employee of his right to appeal to the board under the provisions of KRS 18A.095.

Section 5. KRS 18A.010 is amended to read as follows:

(1) The general purpose of KRS 18A.005 to 18A.200 is to establish for the state a system of personnel administration based on merit principles and scientific methods governing the recruitment, examination, appointment, promotion, transfer, lay-off, removal, discipline, and welfare of its classified employees and other incidents of state employment. All appointments and promotions to positions in the state classified service shall be made solely on the basis of merit and fitness, to be ascertained by competitive examination, except as hereinafter specified. The general assembly finds that this chapter is necessary in order to improve the morale and motivation of state employees and to gain the maximum utilization of human resources in order to provide better service to the citizens of this Commonwealth.

(2) The total number of permanent full-time personnel employed in agencies of the Executive ***Department of Government*** [~~branch~~] shall not exceed ***the number identified in the budget document enacted pursuant to the provisions of KRS Chapters 45 and 48*** [~~thirty-three thousand (33,000)~~].

(3) The provisions of subsection (2) of this section do not apply to employees of the General Assembly, the Legislative Research Commission or the Court of Justice."

Floor Amendment No. 6 to **SB 35**, by Representative Richards:

Amend printed copy of GA copy of **SB 35** on page 1, line 3, by inserting after "***in***" the words "***Sections 1 and 2 of***"; and

On page 4, after line 6, by adding the following:

"SECTION 3. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

Any person shall, while serving as a public official or employee in the executive branch, endeavor to pursue a course of conduct which will not raise suspicion among the people of the Commonwealth that he may be engaged in acts in violation of the trust vested in him by the people. The principles of ethical behavior contained in this Act shall recognize that:

(1) The proper operation of democratic government requires that a public official or employee be independent and impartial; that government policy and decisions be made through the established processes of government; that a public official or employee shall not use public office to obtain private benefits; that a public official or employee shall avoid action which creates the appearance of using public office to obtain a benefit; and that the public must have confidence in the integrity of its government and public officials and employees.

(2) Public office is a public trust. That trust is eroded by actions that appear to place the private interest of a public official or employee above the public good. Sections 3 through 16 of this Act seek to avoid the erosion of public confidence that arises through such conflicts or appearances of conflict. It is the public policy of this state that a public official or employee shall work for the benefit of the people of the state.

(3) Those who hold positions of public trust, and members of their families, also have certain business and financial interests.

(4) Those in government service are often involved in policy decisions that pose a potential conflict or appearance of conflict with some personal financial interest.

(5) Standards of ethical conduct for the executive branch are needed to determine those conflicts of interest which are substantial and material or which, by the nature of the perceived conflict of interest, tend to bring the representatives of government into disrepute.

SECTION 4. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

As used in Sections 3 through 16 of this Act unless the context otherwise requires:

(1) "Business" means any corporation, partnership, sole proprietorship, firm, enterprise, franchise, association, organization, self-employed individual, holding company, joint stock company, receivership, trust or any legal entity through which business is conducted for profit;

(2) "Business with which he is associated" means any business in which the person or a member of the person's immediate family is a director, officer, owner, or employee;

(3) "Close economic association" means any relationship between a public official or employee and another person, as defined in subsection (14) of this section, which involves a mutual interest in a business or economic opportunity or entity;

(4) "Commission" means the state Governmental Ethics Commission;

(5) "Compensation" means any money, thing of value, or economic benefit conferred on or received by any person in return for services rendered or to be rendered, by himself or another;

(6) "Dependent children" means unemancipated children;

(7) "Economic opportunity" means any purchase, sale, lease, contract, option or other transaction or arrangement involving property or services wherein a public official or employee may gain an economic benefit;

(8) "Employee" means major management personnel in the executive branch of state government, including the secretary of the cabinet, the Governor's chief executive officers, cabinet secretaries, commissioners, deputy commissioners, principal assistants, division directors, members of the Parole Board, Board of Tax Appeals, Board of Claims, Public Service Commission, Worker's Compensation Board, the Occupational Safety and Health Review Commission, full-time chief administrative officers of these and other boards and commissions, as well as any other management personnel and public officials with procurement authority. It shall not include boards of trustees or regents of state-supported colleges and universities, but shall include presidents, vice-presidents, provosts, chancellors, vice-chancellors, deans, other executive and management personnel who report directly to the president, and other university personnel with procurement authority;

(9) "Gift" means a payment, loan, subscription, advance, deposit of money, services or anything of value, unless consideration of equal or greater value is received;

(10) "Governmental body" means any agency, program cabinet, department, bureau, division, section, office, commission, council, board, committee, or other organizational unit of the executive branch;

(11) "Immediate family" means spouse and dependent children;

(12) "Income" means any money or thing of value received or to be received as a claim on future services, whether in the form of a fee, salary, expense allowance, forbearance, forgiveness, interest, dividend, royalty, rent, capital gain or any other form of compensation or any combination thereof;

(13) "Official duty" means any responsibility imposed on a public official or employee by virtue of his position in the state service;

(14) "Person" means an individual, business, corporation, union, association, firm, partnership, committee, club, other organization or group of individuals;

(15) "Person with whom the official or employee maintains a close economic association" means a person associated with the official or employee in a partnership, business, or professional service corporation, whether as a partner, officer, employee, associate or otherwise;

(16) "Public official" means an elected official of the executive branch; and

(17) "State agency" means any department, office, commission, board or authority within the executive department, including state-supported colleges and universities.

SECTION 5. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

The provisions contained in Sections 3 through 16 of this Act shall apply, unless otherwise provided in this Act, to the following public officials and employees, their immediate families, and those persons with whom the officials or employees maintain a close economic association:

(1) The Governor;

(2) Lieutenant Governor;

(3) Secretary of State;

(4) Attorney General;

(5) Treasurer;

(6) Commissioner of Agriculture;

(7) Superintendent of Public Instruction;

(8) Auditor of Public Accounts;

(9) Railroad Commissioner;

(10) Candidates for the offices enumerated in (1) to (9);

(11) Employees enumerated in Section 4(8) of this Act.

SECTION 6. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

(1) Each public official and employee covered by Sections 3 through 16 of this Act shall file a statement of financial disclosure for the preceding calendar year with the state Governmental Ethics Commission, which is hereinafter referred to as "commission", on or before January 31 of each year that he holds the position.

(2) The statement of financial disclosure shall be filed on a form prescribed by the commission and shall be signed under penalty of perjury in the second degree as provided in KRS 523.030 by the person required to file the statement. Any public official or employee who fails to file or falsely files a statement shall be guilty of a misdemeanor as provided in Section 14 of this Act.

(3) The statement shall include the following information for the preceding calendar year in regard to the person required to file the statement and the members of his immediate family:

(a) Name and residential and business address of filer;

(b) Title of position or office whereby filing is required;

(c) Any other occupations of filer and spouse during the preceding calendar year;

(d) Positions held by the filer or spouse during the preceding calendar year in any business, partnership or corporation for profit;

(e) Names and addresses of all businesses in which the filer, his spouse, or dependent children has or had an interest of ten thousand dollars ($10,000) at fair market value or five percent (5%) ownership interest or more during the preceding calendar year;

(f) Sources of gross income of the filer or spouse for the preceding calendar year, as well as information concerning the nature of the business, and the form of the income;

(g) Retainers received by the filer or spouse during the preceding calendar year;

(h) Any representation or intervention by the filer or his spouse for any person for compensation before policy-making entities in state government during the preceding calendar year;

(i) All positions of a fiduciary nature in a business;

(j) Information regarding any real property in which there is an interest of ten thousand dollars ($10,000) or more held by the filer, his spouse, or dependent children;

(k) Gifts of money or property with a retail value of more than one thousand dollars ($1,000) to the filer, his spouse or dependent children, except those acquired through inheritance from spouse, parents or grandparents;

(l) Creditors owed more than ten thousand dollars ($10,000), except debts arising from the purchase of consumer goods; and

(m) Amounts of money involved in subsections (f), (g), (k) and (l) shall not be disclosed.

SECTION 7. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

(1) A public official or employee has an interest which is in conflict with the proper discharge of his duties in the public interest and of his responsibilities as prescribed by the Constitution and laws of the Commonwealth, if he has reason to believe or expect that, because of his personal or private interests, he or any member of his immediate family or persons with whom he maintains a close economic association will derive a direct monetary gain or suffer a direct monetary loss as a result of actions taken to discharge his duties as a public official or employee. A personal or private interest may be presumed to exist when a public official or employee:

(a) Has a financial interest by reason of ownership of, control of, or the exercise of power over any interest greater than ten thousand dollars ($10,000) or five percent (5%) of the ownership value of any business as defined in subsection (1) of Section 4 of this Act, which could be affected by decisions made or action taken by virtue of his position; or is an officer, director, agent or owner of such business;

(b) Has or acquires a close economic association with, or is a member of the family of, a person who is, employs or has employed a lobbyist to influence decisions in which the public official or employee must participate; or

(c) Accepts or solicits or agrees to accept a gift, loan, gratuity, discount, favor, service, or economic opportunity of significant value from a person who could be affected by or who has an interest in an enterprise which could be affected by a decision in which the public official or employee must participate, or under circumstances under which it could reasonably be inferred that the purpose of the donor is to influence him in the performance of his official duties. This provision shall likewise apply when such gifts, loans, gratuities, discounts, favors, services, or opportunities are accepted by a member of the public official's or employee's family.

(2) This subsection shall not apply to the following:

(a) A usual and customary loan made in the ordinary course of business by a person or institution authorized by law to engage in the business of making loans;

(b) An occasional nonpecuniary award publicly presented by a nonprofit organization for performance of public service; or

(c) Payment of or reimbursement for actual and necessary expenditure for travel and subsistence for a public official's or employee's personal attendance at a convention or other meeting at which he is scheduled to participate and for which attendance no reimbursement is made by the Commonwealth of Kentucky;

or

(d) Any political contribution, including the purchase of tickets to, or advertisements in journals for, political testimonial dinners, if the contribution is actually used for political purposes and is not given under circumstances from which it could reasonably be inferred that the purpose of the donor is to substantially influence the public official or employee in the performance of his official duties.

(3) A personal or private interest may not exist if any benefit or detriment which accrues to the public official or employee, as a member of a business, profession, occupation or other group, or to a member of his family or business associate is of no greater extent than the benefit which accrues generally to other members of such business, profession, occupation or other group.

SECTION 8. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

(1) No public official or employee shall knowingly use his official position or office to obtain financial benefits for himself, any member of his immediate family, or persons with whom the official or employee maintains a close economic association.

(2) No public official or employee shall knowingly use or attempt to use his official position to secure or create privileges, exemptions, advantages, contracts or treatment for himself or others in derogation of the public interest at large.

(3) No public official or employee, in order to further personal economic interests or those of any other person, shall knowingly disclose or use confidential information acquired in the course of official duties.

(4) No public official or employee shall knowingly act as an officer or agent for the Commonwealth or any agency thereof in the transaction of any business with himself, or with any business, corporation, company, association or firm in which he, his spouse, or members of his family hold any interest.

(5) No public official or employee shall knowingly, himself or by his partners, or through any corporation or any other person for his use or benefit or on his account, undertake, execute, hold or enjoy, in whole or in part, any contract, agreement, sale or purchase made, entered into, awarded or granted by any state agency, unless the contract, agreement, sale, or purchase was made or let after public notice and competitive bidding.

(6) No public official or employee serving as a member of a non-elective governmental body shall be in any manner interested, either directly or indirectly, in his own name, in the name of any member of his family, or in the name of any other person, association, trust, or corporation, in any contract on which he may be required to vote.

(7) (a) No public official or employee shall knowingly accept any benefit or compensation in addition to that received in his official capacity for having exercised official powers or performed official duties.

(b) No public official or employee, or member of his immediate family shall solicit, accept, or agree to accept gifts, loans, gratuities, discounts, favors or services from any person if there is reason to believe that person intends to influence him in the performance of his official duties. This section shall not apply to:

1. Any political contribution, including the purchase of tickets to, or advertisements in journals for, political or testimonial dinners, if such contribution is actually used for political purposes and is not given under circumstances from which it could reasonably be inferred that the purpose of the donor is to substantially influence the official or employee in the performance of his official duties; or

2. A usual and customary loan made in the ordinary course of business.

(8) No present or former public official or employee shall, within six (6) months following termination of his office or employment, accept employment, compensation or other economic benefit from any person, firm, association or corporation that contracts or does business with the state in matters in which he was involved during his tenure. This provision shall not prohibit an individual from returning to the same business, occupation, or profession in which he was involved prior to taking office or beginning his term of employment. The same prohibition shall apply to the former public official's or employee's immediate family and persons with whom he maintains a close economic association. This subsection shall not prohibit the performance of ministerial functions including, but not limited to, tax returns, applications for permits or licenses or filing of incorporation papers.

(9) A public official or employee may accept an honorarium or similar fee or prepaid or reimbursed expenses if either of the following apply:

(a) The honorarium, fee, or expenses is not paid by any person or any representative or association of such persons that is regulated by, doing business with, or seeking to do business with the cabinet, board, commission, authority or other subdivision of state government with which the public official or employee serves; or

(b) The honorarium, fee, or expenses are paid in recognition of demonstrable business or professional interests of the public official or employee apart from his public office, including, but not limited to, conferences, seminars, professional public speaking engagements, and similar events, not under circumstances from which it could be inferred that the purpose of the honorarium, fee, or expenses is to influence the public official or employee in the performance of his official duties.

SECTION 9. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

(1) No individual, corporation or other business entity that holds a personal service contract or other state contract, except one (1) that has been let through competitive bidding, shall make a campaign contribution or invest in a financial venture in which an official has an interest if the official was in a position to take action on the award of the contract. No public official or employee shall solicit campaign contributions from such individual, corporation or business entity in exchange for the prior award of a contract or the promise of a future contract.

(2) No person shall offer or give to a public official or employee, a member of his immediate family, or those with whom he maintains a close economic association a gift to influence the official's exercise of his duties, nor shall any official or employee solicit such a gift.

(3) No person, while engaged in any transaction with the state, or in contemplation thereof, shall accept or offer an economic opportunity for the benefit of any public official or employee, or a member of his family, when the offer or acceptance of such economic opportunity is made with the intent to influence the official conduct of the official or employee.

(4) No person, regulated by or providing goods or services to any governmental body, shall knowingly conspire with any public official or employee to commit any act prohibited by Section 8 of this Act.

SECTION 10. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

(1) The Kentucky Governmental Ethics Commission shall be established.

(2) The commission shall be composed of eight (8) members, not more than five (5) of which shall be members of the same political party nor shall any appointing authority appoint more than three (3) members of the same party. Four (4) members shall be appointed by the Governor, with the remaining four (4) to be appointed by the Lieutenant Governor. Any vacancy occurring in the commission shall be filled within thirty (30) days in the same manner in which that position was originally filled.

(3) Members of the commission shall serve staggered terms of six (6) years. Of the new members appointed as provided in this section, three (3) members shall serve an initial term of two (2) years, two (2) members shall serve an initial term of three (3) years, and one (1) member shall serve an initial term of four (4) years. The remaining two (2) members shall be appointed for terms of six (6) years. Thereafter, all appointments shall be for six (6) years.

(4) The commission shall elect from its membership a chairman and vice-chairman. In the absence of the chairman or in the event of a vacancy in that position, the vice-chairman shall serve as chairman.

(5) Members of the commission shall receive one hundred dollars ($100) for each meeting attended, as well as necessary traveling expenses.

(6) All members shall be electors of the state. No member or employee of the commission shall:

(a) Hold or campaign for any public office;

(b) Have held public office or have been a candidate for public office for a period of four (4) years prior to appointment.

SECTION 11. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

The commission may employ an executive director and any other employees, agents and consultants it considers necessary, and may prescribe their duties, fix their compensation and provide for reimbursement of their expenses within the amount available therefor by appropriation. The commission may also engage outside professional counsel it considers necessary. The commission and its staff may also make use of the services and facilities of the office of the Attorney General or of any other state agency.

SECTION 12. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

The commission shall perform the following functions, powers, and duties:

(1) Promulgate administrative regulations consistent with and intended to carry out the provisions of Sections 3 through 16 of this Act;

(2) Prescribe forms for statements required by Sections 3 through 16 of this Act, and furnish the forms to persons required to file the statements;

(3) Prepare and publish a manual of guidelines setting forth uniform methods of reporting for use by persons required to file under Sections 3 through 16 of this Act;

(4) Accept and file any information voluntarily supplied that exceeds the requirements of Sections 3 through 16 of this Act;

(5) Preserve the disclosure statements filed with it for four (4) years from the date of receipt;

(6) Make statements and reports filed with the commission available for public inspection and copying at a reasonable cost during regular business hours;

(7) Compile and maintain a current index of all statements filed;

(8) Prepare and publish reports as it may deem appropriate;

(9) Audit statements and reports filed with the commission;

(10) On its own initiative or upon request, issue and publish advisory opinions on the requirements of Sections 3 through 16 of this Act for those who wish to use the opinion to guide their own conduct; and

(11) Prepare an annual report to the Governor and the public summarizing the activities of the commission and making any recommendations deemed appropriate.

SECTION 13. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

(1) Upon a complaint signed under penalty of perjury by any person or upon its own motion, the commission shall investigate any alleged violation of Sections 3 through 16 of this Act. All commission proceedings and records relating to an investigation shall be confidential until a final determination is made by the commission. The commission shall notify any person under investigation by the commission of the investigation and of the nature of the alleged violation and shall continue to provide information to the complainant and the accused concerning action taken together with the reasons for the action or non-action.

(2) If, after investigation, the commission finds that probable cause exists for believing the allegations of the complaint, after adequate notice to the accused, it shall conduct a hearing on the matter. The hearing shall be a closed session unless the accused petitions for a public hearing.

(3) The commission shall have the same power to compel the attendance of witnesses and to issue subpoenas as is granted in KRS 6.820.

(4) Any party associated with an investigation by or a hearing before the commission, or any person whose activities are under investigation shall be entitled to be represented by counsel of his own choosing and shall have an opportunity to examine all records to be used at the hearing.

(5) The commission shall keep a record of its investigations, inquiries and proceedings. All records and transcripts of any investigations or inquiries under this section shall be confidential until a final determination is made by the commission.

(6) The commission shall report any finding of misconduct along with such information and documents as it deems appropriate to the Attorney General or other appropriate law enforcement authorities.

SECTION 14. A NEW SECTION OF KRS CHAPTER 12 IS CREATED TO READ AS FOLLOWS:

(1) Any person who violates the provisions of Sections 3 through 16 of this Act shall be guilty of a misdemeanor and, upon conviction, shall forfeit his office and shall be fined not more than five thousand dollars ($5,000) or imprisoned for not more than one (1) year or both.

(2) Any person, providing goods or services to any governmental body, who violates the provisions of Section 9 of this Act shall be guilty of a Class A misdemeanor and, upon conviction, shall forfeit his

contract and be barred from providing goods or services to any governmental body for a period of two (2) years.

(3) Nothing in Sections 3 through 16 of this Act is intended to nor is to be construed as repealing or modifying in any way the provisions of any of the criminal or penal laws of this state but shall be held and construed as ancillary and supplemental thereto.

Section 15. The following KRS sections are repealed:

61.782 Financial Disclosure Review Commission created.

61.784 Membership — Appointment — Terms — Compensation — Executive director.

61.786 Officers subject to review.

61.788 Submission of information by officers — Forms — Questioning by commission — Meetings of commission.

61.790 Information held confidential.

Section 16. For the purposes of carrying out the provisions of Sections 3 through 16 of this Act, the 1990-92 biennial budget appropriation from the general fund to the Financial Disclosure Review Commission for fiscal year 1990-91 and fiscal year 1991-92 shall be transferred to the Governmental Ethics Commission. If the funds appropriated for fiscal year 1990-91 are not completely expended, they shall be carried forward to fiscal year 1991-92."

Floor Amendment No. 7 to **SB 35**, by Representative Riner:

Amend printed copy of GA copy of **SB 35** on Page 1, line 3, by inserting before "***this***" the words "***Section 2 of***"; and

On page 4, after line 6, by inserting the following:

"SECTION 3. A NEW SECTION OF KRS CHAPTER 18A IS CREATED TO READ AS FOLLOWS:

(1) The commissioner of personnel shall promulgate administrative regulations in accordance with KRS Chapter 13A, to implement the provisions of the federal Drug-Free Workplace Act of 1988, Subtitle D of Public Law 100-690, so that the Commonwealth of Kentucky can certify that it has met the requirements designed to promote a drug-free workplace for all state employees.

(2) The commissioner of personnel shall promulgate the administrative regulations referred to in subsection (1) of this section by January 1, 1991.

Section 4. (1) During the 1990-91 interim, the Legislative Research Commission shall conduct a study of the impact of extending the policy established in the federal Drug-Free Workplace Act of 1988 to persons and businesses receiving contracts with or grants from Kentucky state and local governments.

(2) The study required by this section may be conducted by the appropriate existing interim joint committee or task force of the Commission, as determined by the Commission, or it may be conducted by a special task force created by the Commission for purposes of the study. The study shall be completed and a report and recommendations shall be provided to the Commission by November 1, 1991.

(3) Legislative Research Commission staff services to be utilized in completing this study are estimated to cost $15,000. These staff services shall be provided from the regular Commission budget and are subject to the limitations and other research responsibilities of the Commission."

Floor Amendment No. 2 to **SB 310**, by Representative P. Richardson:

Amend printed copy of GA copy of **SB 310** on page 130, after line 23, by inserting:

"SECTION 67. A NEW SECTION OF KRS CHAPTER 41 IS CREATED TO READ AS FOLLOWS:

(1) The provisions of KRS 41.220 notwithstanding, services by the general depository bank of the State Treasury shall be performed in compliance with a contract awarded subsequent to an invitation for sealed bids pursuant to KRS 45A.080 or a request for proposals issued in accordance with competitive negotiation procedures outlined in KRS 45A.085 and administrative regulations promulgated pursuant thereto.

(2) KRS 287.180 shall not be construed to limit the ability or right of any state or nationally chartered bank doing business in this Commonwealth and insured by the Federal Deposit Insurance Corporation from

bidding on and being awarded a contract to perform general depository banking services for the Commonwealth as provided in this section and in KRS Chapter 45A.

(3) Any contract for general depository banking services may provide, in the discretion of the State Treasurer and the Finance and Administration Cabinet, for the transportation of deposits from the State Treasurer's office to the bank by the general depository bank. The cost of transportation provided by the general depository bank when required by the contract shall be added to and paid in the same manner and from the same source as the compensation to the general depository bank for other services rendered under the contract. However, the award of a general depository banking contract shall not authorize the depository bank to establish a branch bank."; and

On page 130, line 24, by deleting "67" and inserting "68" in lieu thereof; and

On page 132, after line 6, by inserting:

"Section 69. Whereas, Section 67 of this Act clarifies laws affecting the Commonwealth's ability to contract for general depository services, and the Commonwealth's current contract for general depository services expires on June 30, 1990, an emergency is declared to exist, and Section 67 of this Act shall become effective upon its passage and approval by the Governor.".

Floor Title Amendment to **SB 281**, by Representative Walker:

Amend printed copy of GA copy of **SB 281** by amending the title to read as follows: "AN ACT relating to clerks".

Floor Title Amendment No. 2 to **SB 281**, by Representative Ackerson:

Amend printed copy of GA copy of **SB 281** to delete the title appearing thereon and inserting in lieu thereof "AN ACT relating to public officials."

Floor Amendment No. 1 to **SB 281**, by Representative Gedling:

Amend printed copy of GA copy of **SB 281** on page 7, after line 25, by adding the following:

"Section 3. The change in fees and commissions resulting from sections 1 and 2 of this Act shall be effective upon the issuance of licenses for the 1991 hunting season.".

Floor Amendment No. 2 to **SB 281**, by Representative Walker:

Amend printed copy of GA copy of **SB 281** on page 7, following line 25, by inserting the following:

"Section 3. KRS 172.110 is amended to read as follows:

(1) The circuit clerk shall be ex officio librarian of the county law library, and he shall see that county and state officials have access to the library at reasonable hours each day except Sunday and holidays. He shall receive a salary of [~~not less than fifty dollars ($50.00) nor more than~~] one hundred dollars ($100) per month for his services as librarian.

(2) He shall keep the library rooms in order, preserve, arrange and index all the books, charts, maps and furniture belonging in the library, and see that no books or other things are taken from the library rooms without a receipt being given therefor.

(3) He shall receipt for all books, maps and furniture placed in the library. The receipts shall be given to the state law librarian and preserved in his office at Frankfort.

(4) He shall take an inventory each December of all the books, maps, charts or other property in the library belonging to the state and report the inventory under oath to the state law librarian before January 1 of the following year."

Floor Amendment No. 3 to **SB 281**, by Representative Ackerson:

Amend printed copy of GA copy of **SB 281** on page 7, below line 25, to insert the following:

"Section 3. KRS 423.010 is amended to read as follows:

(1) The Secretary of State may appoint as many notaries public as he deems necessary, who shall hold office for four (4) years. Any person desiring to be appointed a notary public shall make written application to the Secretary of State. The application shall be approved by the circuit judge, circuit clerk, county judge/executive, county clerk, justice of the peace or a member of the General Assembly of the county of the residence

of the applicant. No officer shall charge or accept any fee for approving the application. A notary public ***shall*** [~~must~~] be eighteen (18) years of age, a resident of the county from which he makes his application, of good moral character and capable of discharging the duties imposed upon him by this chapter, and the endorsement of the officer approving the application shall so state. The Secretary of State, in his certificate of appointment to the applicant, ***shall*** [~~must~~] designate the limits within which the notary is to act. Before a notary acts, he ***shall*** [~~must~~] take an oath before ***any person authorized to administer an oath as set forth in KRS 62.020*** [~~the county judge/executive of his county~~] that he will honestly and diligently discharge the duties of his office. He ***shall*** [~~must~~] in the same court give an obligation with good security for the proper discharge of the duties of his office. Every certificate of a notary public shall state the date of the expiration of his commission. The Secretary of State shall give to each notary appointed a certificate of his appointment under the seal of the Commonwealth of Kentucky in lieu of a commission heretofore required to be issued to ***the*** [~~said~~] notary by the Governor of Kentucky, and receive a fee of ten dollars ($10) for the certificate.

(2) Any notarial act performed by an incumbent notary public who assumed said office in good faith prior to the effective date of this Act, shall not be void or voidable for any deficiency pertaining to said appointment under this Act or prior law.".

Floor Amendment No. 2 to SB 42, by Representative Lear:

Amend printed copy of GA copy of SB 42 on page 36, after line 18,

By inserting the following new sections:

"SECTION 12. A NEW SECTION OF KRS CHAPTER 217 IS CREATED TO READ AS FOLLOWS:

(1) Any manufacturer or wholesaler of drugs shall be required to register with and obtain a license from the Cabinet for Human Resources. The Cabinet for Human Resources may adopt administrative regulations and set reasonable fees relating to the issuance and renewal of licenses. All licenses shall expire on June 30, following the date of issue, unless renewed. All fees shall be deposited in a revolving fund, which is hereby created, to be used by the cabinet in carrying out the provisions of this chapter.

(2) The Cabinet for Human Resources may adopt administrative regulations which permit out-of-state wholesale drug distributors to obtain any license required by this Act on the basis of reciprocity to the extent that an out-of-state wholesale drug distributor possesses a valid license granted by another state pursuant to legal standards comparable to those which shall be met by a wholesale drug distributor of this state, and such other state would extend reciprocal treatment under its laws to a wholesale drug distributor of this state.

(3) The Cabinet for Human Resources shall appoint a Wholesale Drug Distributor Advisory Committee composed of five (5) members, to be selected as follows:

(a) At least one (1) member shall be a pharmacy distributor, but who shall not be an employee of the Cabinet for Human Resources; except that if no pharmacy distributor is available, a representative of wholesale drug distributors may be substituted in addition to those representatives required in paragraph (b);

(b) At least two (2) members shall be representatives of wholesale drug distributors who are not drug manufacturers;

(c) At least one (1) member shall be a representative of drug manufacturers; and

(d) At least one (1) member shall be a consumer who is not affiliated with the drug industry.

In making appointments to the Wholesale Drug Distributor Advisory Committee, the Cabinet for Human Resources shall consider recommendations received from each of the wholesale drug distributors, pharmacy distributors and drug manufacturers, and shall promulgate administrative regulations which provide for solicitation of recommendations.

(4) All administrative regulations promulgated by the Cabinet for Human Resources relating to wholesale drugs shall conform to wholesale drug distributor licensing guidelines formally adopted by the U. S. Food and Drug Administration. Federal regulations shall prevail in the event of a conflict.

(5) Manufacturers and wholesalers shall be required to maintain accurate records of all drugs manufactured, received or sold in the Commonwealth of Kentucky. These records shall be made available to authorized agents of the Cabinet for Human Resources for inspection at reasonable times. The cabinet may require by regulation that manufacturers and wholesalers periodically report to the cabinet all drugs manufactured, received and sold in the Commonwealth of Kentucky. The provisions of this subsection shall not include the distribution of prescription samples by manufacturers.

(6) The Cabinet for Human Resources may suspend or revoke a drug manufacturer or wholesaler license for cause, subject to appeal by the licensee.

Section 13. KRS 217.990 is amended to read as follows:

(1) Any person who violates any of the provisions of KRS 217.350 shall be fined not more than twenty-five dollars ($25.00).

(2) Any person who violates any of the provisions of subsection (2) of KRS 217.390 shall be fined not less than ten dollars ($10.00) nor more than one hundred dollars ($100), or imprisoned for not more than fifty (50) days, or both.

(3) Except as provided in subsections (1) and (2) of this section, any person who violates any of the provisions of KRS 217.280 to 217.390 or who refuses to comply with any lawful order or requirement duly made in writing as provided in KRS 217.380, shall, for the first offense, be fined not less than ten dollars ($10.00) nor more than one hundred dollars ($100), or imprisoned for not more than thirty (30) days, or both, and for any subsequent offense shall be fined not less than fifty dollars ($50.00) nor more than two hundred dollars ($200), or imprisoned for not more than ninety (90) days, or both. Each day after the expiration of the time limit for abating unsanitary conditions and completing improvements to abate such conditions, as ordered under KRS 217.380, shall be a separate offense.

(4) Any person who violates any of the provisions of KRS 217.400 shall be fined not less than ten dollars ($10.00) nor more than one hundred dollars ($100).

(5) Any person who violates any of the provisions of KRS 217.420 to 217.440 shall be fined not less than two hundred dollars ($200) nor more than one thousand dollars ($1,000), or imprisoned in the county jail for not more than one (1) year, or both.

(6) Any person who violates any of the provisions of KRS 217.450 shall be fined one hundred dollars ($100).

(7) Any person who violates any provision of KRS 217.801 shall be fined not less than fifty dollars ($50.00) nor more than five hundred dollars ($500) or imprisoned for not less than thirty (30) days nor more than six (6) months, or both.

(8) Any person who violates any of the provisions of KRS 217.808 to 217.812, or any rule or regulation adopted thereunder, or who operates a vending machine company or vending machine commissary without a permit as prescribed in KRS 217.808 to 217.812, or who fails to comply with any order of the cabinet or of any local health department issued pursuant thereto shall be fined not less than twenty-five dollars ($25.00) nor more than one hundred dollars ($100). Each day of violation or noncompliance shall constitute a separate offense.

(9) Wilful noncompliance with KRS 217.816 shall constitute a violation and shall subject the violator to a fine of not over fifty dollars ($50.00) for the first offense and not over two hundred dollars ($200) for a subsequent offense.

(10) Any person who wilfully fails to comply with the provisions of KRS 217.816 to 217.826***, or who fails to obtain a license as required by Section 12 of this Act, or who willfully submits inaccurate information in violation of the provisions of Section 12 of this Act,*** shall be guilty of a violation and shall be subject to a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500) for each violation.

(11) Any person who violates any of the provisions of KRS 217.177 shall be fined not less than twenty-five dollars ($25.00) nor more than five hundred dollars ($500) or be imprisoned in the county jail for not less than five (5) nor more than thirty (30) days, or both.

(12) Any manufacturer or distributor who dispenses, sells, or otherwise provides to any other person any legend drug in solid dosage form that fails to comply with the requirements of KRS 217.907 to 217.915 shall be fined not less than one hundred dollars ($100) nor more than five hundred dollars ($500) for each offense.

Section 14. The following KRS section is repealed:

315.036 Permit to be acquired by manufacturer or wholesaler — Fee — Records required — Report."

Floor Amendment No. 3 to **SB 42**, by Representative Gregory:

Amend printed copy of GA copy of **SB 42** on page 36, after line 18, by inserting the following language:

SECTION 12. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

As used in this chapter, unless the context requires otherwise:

(1) "Alcohol concentration" means either grams of alcohol per 100 milliliters of blood or grams of alcohol per 210 liters of breath.

(2) "Cabinet" shall mean the Transportation Cabinet.

(3) "Law enforcement officer" means a full-time sworn officer of the Kentucky State Police, a full-time city police officer, a full-time county police officer, a full-time urban-county government police officer, a full-time vehicle enforcement officer of the Transportation Cabinet, a full-time university police officer, a duly elected sheriff, a full-time paid deputy sheriff, or a full-time corrections officer holding a certificate as an operator of a breath alcohol analysis instrument.

(4) "Secretary" means the secretary of the Transportation Cabinet.

Section 13. KRS 189A.010 is amended to read as follows:

(1) No person shall operate *or be in physical control of* a motor vehicle anywhere in this state*:*

(a) While the alcohol concentration in his blood or breath is 0.10 percent (1/10%) or more based on the definition alcohol concentration in Section 12 of this Act;

(b) While under the influence of alcohol;

(c) While under the influence of any other substance or combination of substances which may impair one's driving ability; or

(d) While under the combined influence of alcohol and [~~while under the influence of alcohol or~~] any other substance which may impair one's driving ability.

(2) *In any prosecution for a violation of subsection (1)(b) or (d) of this section in which the defendant is charged with having operated or been in physical control of a motor vehicle while under the influence of alcohol, the alcohol concentration in the defendant's blood as determined at the time of making analysis of his blood, urine, or breath shall give rise to the following presumptions:*

(a) If there was an alcohol concentration of less than 0.05 percent (5/100%), it shall be presumed that the defendant was not under the influence of alcohol;

(b) If there was an alcohol concentration of 0.05 percent (5/100%) or greater but less than 0.10 percent (1/10%), that fact shall not constitute a presumption that the defendant either was or was not under the influence of alcohol, but that fact may be considered, together with other competent evidence, in determining the guilt or innocence of the defendant;

(c) If there was an alcohol concentration of 0.10 percent (1/10%) or more, it shall be presumed that the defendant was under the influence of alcohol.

The provisions of this subsection shall not be construed as limiting the introduction of any other competent evidence bearing upon the questions of whether the defendant was under the influence of alcohol or other substances, in any prosecution for a violation of subsection (1)(b) or (d).

(3) The fact that any person charged with violation of subsection (1) of this section is legally entitled to use any substance, including alcohol, shall not constitute a defense against any charge of violation of subsection (1) of this section.

(4) Any person who violates the provisions of subsection (1) of this section shall:

(a) For the first offense, be fined not less than two hundred dollars ($200) nor more than five hundred dollars ($500)*, and*

1. If the blood alcohol content is ten hundredths percent (10/100%) but not more than twelve hundredths percent (12/100%) be confined in the county jail for not less than forty-eight (48) hours nor more than thirty (30) days;

2. If the blood alcohol content is greater than twelve hundredths percent (12/100%) but not more than fifteen hundredths percent (15/100%) be confined in the county jail for not less than ninety-six (96) hours nor more than sixty (60) days;

3. If the blood alcohol content is greater than fifteen hundredths percent (15/100%) but not more than eighteen hundredths percent (18/100%) be confined in the county jail for not less than eight (8) days nor more than sixty (60) days;

4. If the blood alcohol content is greater than eighteen hundredths percent (18/100%) be confined in the county jail for not less than twelve (12) days nor more than sixty (60) days;

5. If the defendant refuses a test to determine the percentage of alcohol in his blood, he shall be subject to the punishment specified in subparagraph 4. of this subsection [~~or be imprisoned in the county jail for not less than forty-eight (48) hours nor more than thirty (30) days or both~~]. Following sentencing, the defendant may apply to the judge for permission to enter a community labor program for not less than ***the minimum time specified for imprisonment appropriate to the blood alcohol concentration or otherwise specified for the offense*** [~~two (2) days~~] nor more than ***the maximum term of imprisonment for the offense*** [~~thirty (30)days~~] in lieu of fine or imprisonment, or both, provided that his offense does not come within the purview of subsection ***(6)***[~~(4)~~] of this section.

(b) For the second offense within a five (5) year period, be fined not less than ***five hundred*** [~~three hundred fifty~~] dollars ***($500)*** [~~($350)~~] nor more than ***seven*** [~~five~~] hundred ***fifty*** dollars ***($750)*** [~~($500)~~] and

1. If the blood alcohol content is ten hundredths percent (10/100%) but not more than twelve hundredths percent (.12%) be confined in the county jail for not less than seven (7) days nor more than six (6) months;

2. If the blood alcohol content is greater than twelve hundredths percent (12/100%) but not more than fifteen hundredths percent (15/100%) be confined in the county jail for not less than fourteen (14) days nor more than six (6) months;

3. If the blood alcohol content is greater than fifteen hundredths percent (15/100%) but not more than eighteen hundredths percent (18/100%) be confined in the county jail for not less than twenty-one (21) days nor more than six (6) months;

4. If the blood alcohol content is greater than eighteen hundredths percent (18/100%) be confined in the county jail for not less than thirty (30) days nor more than six (6) months;

5. If the defendant refuses a test to determine the percentage of alcohol in his blood, he shall be subject to the punishment specified in subparagraph 4. of this subsection [~~shall be imprisoned in the county jail for not less than seven (7) days nor more than six (6) months and, in addition to fine and imprisonment, may be sentenced to community labor for not less than ten (10) days nor more than six (6) months~~].

(c) For a third [~~or subsequent~~] offense within a five (5) year period, be fined not less than ***seven hundred fifty dollars ($750)*** [~~five hundred dollars ($500)~~] nor more than one thousand ***two hundred fifty*** dollars ***($1,250)*** [~~($1,000)~~] and

1. If the blood alcohol content is ten hundredths percent (10/100%) but not more than twelve hundredths percent (.12%) be confined in the county jail for not less than thirty (30) days nor more than twelve (12) months;

2. If the blood alcohol content is greater than twelve hundredths percent (12/100%) but not more than fifteen hundredths percent (15/100%) be confined in the county jail for not less than sixty (60) days nor more than twelve (12) months;

3. If the blood alcohol content is greater than fifteen hundredths percent (15/100%) but not more than eighteen hundredths percent (18/100%) be confined in the county jail for not less than ninety (90) days nor more than twelve (12) months;

4. If the blood alcohol content is greater than eighteen hundredths percent (18/100%) be confined in the county jail for not less than ninety (90) days nor more than twelve (12) months;

5. If the defendant refuses a test to determine the percentage of alcohol in his blood, he shall be subject to the punishment specified in subparagraph 4. of this subsection [~~shall be imprisoned in the county jail for not less than thirty (30) days nor more than twelve (12) months and may, in addition to fine and imprisonment, be sentenced to community labor for not less than ten (10) days nor more than twelve (12) months~~].

(d) For a fourth or subsequent offense within a five (5) year period be guilty of a Class D felony.

(e) For purposes of this subsection, prior offenses shall include all convictions in this state, or any other state or jurisdiction for operating or being in control of a motor vehicle while under the influence of alcohol or other substances that may impair one's driving ability, or any combination of alcohol and such substances, or while having an unlawful alcohol concentration, or driving while intoxicated.

(5)[~~(3)~~] Minimum sentences of imprisonment or community labor under subsections ***(4)***[~~(2)~~](b) and ***(4)***[~~(2)~~](c) of this section shall not be suspended, probated, or subject to conditional discharge or other form of early release.

(6)[~~(4)~~] When sentencing persons convicted of violating subsection ***(4)***[~~(2)~~](a) of this section [~~at least one (1) of~~] the penalties shall be assessed and [~~that penalty~~] shall not be suspended, probated, or subject to conditional discharge or other form of early release***, except as provided in that subsection for offenders whose blood alcohol concentration is twelve hundredths (.12%) or below***. If a person other than the person convicted of violating subsection (1) of this section dies or has suffered physical injury, as defined in KRS 500.080, as a result of the convicted person's operation of a motor vehicle in violation of subsection (1) of this section, the sentence shall include imprisonment as specified in subsection ***(4)***[~~(2)~~](a) of this section and that portion of the sentence shall not be suspended, probated, or subject to conditional discharge or other form of early release.

(7) If a person's blood or breath alcohol test shows no blood alcohol concentration and a blood or other test indicates the presence of any other substance or combination of substances which may impair one's driving ability and the trier of the facts determines that the person's driving was impaired, the defendant shall be for a first offense, or a second, or third offense within a five (5) year period, shall be subject to the penalty prescribed for an alcohol intoxication of ten hundredths percent (.10%), and for a fourth offense within a five (5) year period be subject to the same penalty as any other person with a fourth offense conviction for a violation of this section.

(8) If a person whose blood or breath alcohol test shows a blood alcohol concentration of less than ten hundredths percent (.10%) and a blood or other test indicates the presence of any other substance or substances which may impair one's driving ability and the trier of the facts determines that the person's driving was impaired, the defendant shall be subject to the same penalties as specified in subsection (7) of this section.

(9) If a person whose blood or breath alcohol test shows a blood alcohol concentration of ten hundredths (.10%) or more and a blood or other test indicates the presence of any other substance or substances which may impair one's driving ability, the defendant shall be subject to the same penalty as any other person with the same blood alcohol content.

Section 14. KRS 189A.040 is amended to read as follows:

(1) In order to reduce the period of license suspension from six (6) months to ***ninety (90)*** [~~thirty (30)~~] days as provided in subsection (1)(a) of KRS 189A.070 the defendant ***shall*** [~~may elect to~~] attend an alcohol or substance abuse education or treatment program subject to the following terms and conditions for a first offender:

(a) The treatment or education shall be for a period of ninety (90) days and the program shall provide an assessment of the defendant's alcohol or other substance abuse problems.

(b) Each defendant shall pay the cost of the education or treatment program up to his ability to pay but no more than the actual cost of the treatment.

(c) A defendant may, upon written recommendation to the court by the administrator of the program, be released prior to the expiration of the ninety (90) day period.

(2) In addition to any other penalty prescribed by law for violation of subsection ***(4)***[~~(2)~~](b) of KRS 189A.010 the court shall sentence the person to an alcohol or substance abuse treatment program subject to the following terms and conditions for a second offender:

(a) The sentence shall be for a period of one (1) year and the program shall provide an assessment of the defendant's alcohol or other substance abuse problems.

(b) Each defendant shall pay the cost of the treatment program up to his ability to pay but no more than the actual cost of the treatment.

(c) A defendant may, upon written recommendation to the court by the administrator of the program, be released prior to the expiration of the one (1) year period.

(d) Failure to complete the treatment program or to pay the amount specified by the court for treatment shall constitute contempt of court and the court shall, in addition to any other remedy for contempt, reinstitute all penalties which were previously imposed but suspended or delayed pending the completion of the treatment program.

(3) In addition to any other penalty prescribed by law for a violation of subsection ***(4)***[~~(2)~~](c) of KRS 189A.010 the court shall sentence the person to an alcohol or substance abuse treatment program subject to the following terms and conditions for a third or subsequent offender.

(a) The sentence shall be for a period of one (1) year and the program shall provide an assessment of the defendant's alcohol or other substance abuse problems. The program may be an inpatient or residential type program.

(b) Each defendant shall pay the cost of the treatment program up to his ability to pay but no more than the actual cost of the program.

(c) A defendant, upon written recommendation to the court by the administrator of the program, may be released from the inpatient or residential program prior to the expiration of one (1) year but shall be retained in the program on an outpatient basis for the remainder of the year period.

(d) Failure to complete the treatment program or to pay the amount specified by the court for treatment shall constitute contempt of court and the court shall, in addition to any other remedy for contempt, reinstitute all penalties which were previously imposed but sed or delayed pending completion of the treatment program.

(4) Costs of treatment or education programs which are paid from the service fee established by KRS 189A.050, or from state or federal funds or any combination thereof shall be deducted from the amount which the defendant must pay.

Section 15. KRS 189A.070 is amended to read as follows:

(1) Unless the person is under eighteen (18) years of age, in addition to the penalties specified in KRS 189A.010, a person convicted of violation of KRS 189A.010 shall have his license to operate a motor vehicle or motorcycle revoked as follows:

(a) For the first offense, six (6) months, unless the person enrolls in the driver improvement program specified by the transportation cabinet pursuant to KRS 186.560 or (at the option of the defendant) a licensed comprehensive care center education program, in which case the suspension shall be for ***ninety (90)*** [~~thirty (30)~~] days. If the person fails to successfully complete the driver improvement program or (at the option of the defendant) a licensed comprehensive care center education program, or alcohol or substance abuse education or treatment program specified in subsection (1) of KRS 189A.040, then the court shall order the license suspended for six (6) months;

(b) For the second offense, twelve (12) months;

(c) For a third or subsequent offense, twenty-four (24) months.

(2) A person under the age of eighteen (18) who is convicted of violation of KRS 189A.010 shall have his license revoked until he reaches the age of eighteen (18) or shall have his license revoked as provided in subsection (1) of this section, whichever penalty will result in the longer period of revocation.

(3) Licenses revoked pursuant to this chapter shall forthwith be surrendered to the court upon conviction. The court shall transmit the conviction records, and other appropriate information to the Transportation Cabinet. No court shall waive or stay this procedure.

(4) Should a person convicted under this chapter whose license is revoked fail to surrender it to the court upon conviction the court shall issue an order directing the sheriff or any other peace officer to seize the license forthwith and deliver it to the court.

SECTION 16. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) Any person who operates or is in physical control of a motor vehicle or a vehicle that is not a motor vehicle, in this state, is deemed to have given his consent to testing of his blood, breath or urine for the purpose of determining alcohol concentration or presence of a substance which may impair one's driving ability, if charged with violation of KRS 189A.010(1) or 189.520(1).

(2) Any person who is dead, unconscious or who is otherwise in a condition rendering him incapable of refusal is deemed not to have withdrawn the consent provided in subsection (1) of this section and the test may be given.

(3) The breath, blood and urine tests administered pursuant to this section shall be administered at the direction of a law enforcement officer having reasonable grounds to believe the person has committed a violation of KRS 189A.010(1) or 189.520(1). The law enforcement officer shall direct whether the test shall be of blood, breath or urine.

(a) Tests of the person's breath, blood or urine, to be valid pursuant to this section, shall have been performed according to the administrative regulations promulgated by the secretary of the Justice Cabinet.

(b) All breath tests shall be administered by a law enforcement officer holding a certificate, as an operator of a breath analysis instrument, issued by the secretary of the Justice Cabinet or his designee.

(4) The state shall provide one (1) breath alcohol analysis and simulating unit for each county, paid for by state funds received pursuant to the service fee levied in KRS 189A.050. All units shall be approved by the secretary of the Justice Cabinet or his designee.

(5) A breath test shall consist of a simulator sample test followed by two (2) breath sample tests, taken within three (3) minutes of each other. The lower of the two (2) readings shall be the test result for all purposes under this section.

(6) If the law enforcement officer has reasonable grounds to believe there is impairment by a substance which is not subject to testing by a breath test, a blood or urine test may be required, even after a breath test has been administered.

(7) Only a physician, registered nurse, phlebotomist, paramedic or medical technician, not otherwise prohibited by law and acting at the request of the law enforcement officer, can withdraw any blood of any person submitting to a test under this section.

(8) The person tested shall be permitted to have a person listed in subsection (7) of this section of his own choosing administer a test or tests in addition to any tests administered at the direction of the law enforcement officer. The actual cost of this test, but not exceeding twenty-five dollars ($25), shall be paid by the Justice Cabinet. Any amount in excess of twenty-five dollars ($25) shall be paid by the defendant. If the defendant is convicted the court shall direct the defendant to reimburse the Justice Cabinet for the actual cost of the test, but not exceeding twenty-five dollars ($25). The Justice Cabinet shall utilize funds from the service fee for this purpose and shall place funds received under this section in the account utilized for service fee funds. Tests conducted under this section shall be conducted within a reasonable length of time after the test by the law enforcement officer. Test results shall be adjusted to reflect any difference in time or testing method which would have a scientific bearing upon the test results.

(9) No person shall be compelled to submit to any test or tests specified in this subsection but his refusal to submit to such tests shall result in revocation of his driving license as provided in Section 21 of this Act.

(10) At the time a breath, blood or urine test is requested, the person shall be informed:

(a) Of his rights as required by the "Miranda" case;

(b) That if the person refuses to submit to such tests the person's right to drive shall be revoked for a period of at least six (6) months pursuant to Section 21 of this Act;

(c) That if the person refuses to submit to such tests the court has no choice but to assess the penalty for the highest level of intoxication shown for the offense;

(d) That if a test is taken and the results indicate that the person has an alcohol concentration of 0.10 percent (1/10%) or greater or is under the influence of alcohol or a substance that may impair one's driving ability or a combination of alcohol and such substance, the person will be subject to criminal penalties and the person's driving license may be revoked for a period of at least ninety (90) days;

(e) That if a test is refused by the person, that refusal can be introduced as evidence at the trial on the charge of violation of KRS 189A.010(1) or 189.520(1);

(f) That after submitting to testing, the person shall be permitted to have an additional test or tests administered by a person listed in subsection (7) of this section of his choosing, at state expense if the cost does not exceed twenty-five dollars ($25); that if he is convicted he will have to repay the cost of the test, and that if the test costs more than twenty-five dollars ($25) he will have to pay the amount in excess of twenty-five dollars ($25).

SECTION 17. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

The purpose of Sections 17 to 23 of this Act is the following:

(1) To provide safety for all persons using the highways of this state by quickly revoking the driving privilege of those persons who have shown themselves to be safety hazards by driving with an excessive concentration of alcohol in their bodies; and

(2) To guard against the potential for any erroneous deprivation of the driving privilege by providing an opportunity for administrative hearing as quickly as possible.

SECTION 18. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) The cabinet shall revoke the license of any person holding a valid Kentucky driving license and shall deny or revoke the driving privilege within this state of a Kentucky resident not holding a valid Kentucky motor vehicle operator's license upon receipt of report of a law enforcement officer that:

(a) The person drove or was in actual physical control of a motor vehicle while the alcohol concentration in the person's blood or breath was 0.10 percent (1/10%) or more, and was charged with violation of KRS 189A.010(1);

(b) That the person drove or was in actual physical control of a motor vehicle and was charged by a law enforcement officer of this state with violation of KRS 189A.010(1), and that when requested by that law enforcement officer to take any test or tests pursuant to Section 16 of this Act, that person did refuse to submit to said test or tests.

(2) The revocation or denial shall be final unless an administrative hearing is requested pursuant to Section 20 of this Act.

(3) The revocation or denial by the cabinet is independent of the adjudication of any criminal charges arising out of the same occurrence. The disposition of those criminal charges shall not affect any revocation or denial under this section.

SECTION 19. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) The law enforcement officer who charges any person with violation of KRS 189A.010(1), shall immediately forward to the cabinet a sworn report of all information relevant to the enforcement action, if the person charged has an alcohol concentration of 0.10 percent (1/10%) or greater or has refused to submit to any test or tests requested pursuant to Section 16 of this Act. This report shall include information which adequately identifies the person charged, a statement of the officer's grounds for belief that the person violated KRS 189A.010(1), a statement of the results of any chemical tests which were conducted or that these tests were offered and the person charged refused to submit to the tests, and the citation number of the charge. The forms shall be signed by the officer under penalty of perjury, but it shall not be necessary to notarize his signature unless requested by the cabinet.

(2) The report required by this section shall be made on the form specified by the Transportation Cabinet and the Justice Cabinet.

SECTION 20. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) The notice of revocation shall clearly specify the reason and statutory grounds for the revocation, the effective date of the revocation, the right of the person to request an administrative hearing, the time within which the administrative hearing must be requested, the procedure for requesting an administrative hearing including the issues considered, and the time within which the administrative hearing shall be held.

(2) When the chemical test results for a person who has been charged with a violation of KRS 189A.010(1) show an alcohol concentration of 0.10 percent (1/10%) or more, or when the person charged refuses to submit to any chemical tests specified by Section 16 of this Act, after being requested to submit to these tests by the law enforcement officer, the officer, acting on behalf of the cabinet, shall serve the notice of revocation personally on the arrested person.

(3) When the law enforcement officer serves the notice of revocation, the officer shall take possession of any motor vehicle operator's license issued by this state, which is in the possession of the person charged. When the officer takes possession of a valid motor vehicle operator's license issued by this state, the officer, acting on behalf of the cabinet, shall issue a temporary motor vehicle operator's license which is valid for thirty-five (35) days after its issuance. This fact shall be clearly indicated on the face of the temporary motor vehicle operator's license.

(4) A copy of the completed notice of revocation form, a copy of any completed temporary driver license form, and any motor vehicle operator's license taken into possession under this section, shall be forwarded immediately to the cabinet by the officer.

(5) In the event that the law enforcement officer is unable to serve a notice of revocation on the person at the time of the filing of the charge, the cabinet shall mail the notice of revocation to the person at the last known address on the cabinet's record, by regular mail, and to the address provided by the law enforcement officer's report, by regular mail, if that address differs from the address of record. A notice by regular mail shall be deemed received three (3) days after mailing by the cabinet.

(6) The cabinet shall provide the forms for notice of revocation and temporary motor vehicle operator's permits to all law enforcement agencies in the state.

SECTION 21. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) The revocation of license or privilege to operate a motor vehicle shall become effective thirty-five (35) days after the person has received notice of revocation or is deemed to have received the notice of revocation by mail, as provided in Section 20 of this Act.

(2) The period of revocation of license or privilege to operate a motor vehicle under this section for a person that operated or was in actual physical control of a motor vehicle while the alcohol concentration in the person's blood or breath was 0.10 percent (1/10%) or more, shall be as follows:

(a) The period shall be ninety (90) days, if the person's driving history record shows no prior alcohol or substance related enforcement contacts during the immediately preceding five (5) years;

(b) The period shall be one (1) year, if the person's driving history record shows one (1) alcohol or substance related enforcement contact during the immediately preceding five (5) years;

(c) The period shall be two (2) years, if the person's driving history records shows two (2) or more prior alcohol or substance related enforcement contacts during the immediately preceding five (5) years.

(3) The period of revocation of license or privilege to operate a motor vehicle under this section for a person charged with violation of KRS 189A.010(1), who was requested by a law enforcement officer to take any test or tests pursuant to Section 16 of this Act, and refused to submit to the test or tests, shall be as follows:

(a) The period shall be one hundred eighty (180) days, if the person's driving history record shows no prior alcohol or substance related enforcement contacts during the immediately preceding five (5) years;

(b) The period shall be one (1) year, if the person's driving record shows one (1) alcohol or substance related enforcement contact during the immediately preceding five (5) years;

(c) The period shall be two (2) years, if the person's driving history record shows two (2) or more prior alcohol or substance related enforcement contacts during the immediately preceding five (5) years.

(4) In order to be reinstated to the privilege of operating a motor vehicle following revocation periods of subsections (2)(a) and (3)(a) of this section, the person shall have completed an alcohol or substance abuse treatment or education program in accordance with KRS 189A.040, and shall pay a license reinstatement fee of fifteen dollars ($15) to the cabinet in addition to any other fees required by statute.

(5) For purposes of this section, "alcohol or substance related enforcement contacts" shall mean any revocation under this Act, any suspension or revocation entered in this or any other state for refusal to submit to chemical testing under an implied consent law, and any conviction, suspension or revocation in this state or any other state for a violation which involves operating or being in control of a motor vehicle while having an unlawful alcohol concentration, or while under the influence of alcohol or other substance that may impair one's driving ability, or any combination of alcohol and such substance.

(6) If a license or privilege to operate a motor vehicle is revoked under this section and the person is also convicted of a violation of KRS 189A.010(1), arising out of the same occurrence, both the revocation under this section and the revocation pursuant to KRS 189A.070 shall be imposed. The periods of revocation shall run or be deemed to run concurrently, so that the total suspension shall not exceed the longer of the two (2) suspensions.

SECTION 22. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) Any person who has received a notice of revocation may make a written request for an administrative hearing, which request shall be filed within ten (10) days of receipt of the notice of revocation. The request shall be made on the form designated by the cabinet, which shall be attached to the notice of revocation. At the time of the filing of the request for review, the requesting person shall pay a hearing fee as established by the cabinet. If the person's driving license has not been previously surrendered, it must be surrendered at the time the request for hearing is made. The request for hearing shall be deemed filed on the date of the postmark of the mailing of the request for hearing to the cabinet, at its designated office, or on the date which the request is hand delivered to the office designated by the cabinet. Filing of the request for hearing does not stay the license revocation.

(2) The hearing shall be scheduled to be held as quickly as practicable within not more than twenty-five (25) days of the receipt by the cabinet of the request for a hearing. The hearing shall be held at a place designated by the cabinet as close as practicable to the place where the offense occurred, unless the parties agree to a different location. The cabinet shall provide a written notice of the time and place of the hearing to the party requesting the hearing, at least ten (10) days prior to the scheduled hearing, unless the parties agree to waive this requirement.

(a) The cabinet, upon its own motion or the motion of the person requesting the hearing, for good cause, may reschedule the hearing one (1) time to a date not more than thirty-five (35) days after the receipt of the request for a hearing. If the hearing is rescheduled at the request of the cabinet, the cabinet shall extend the temporary license for a period equal to the length of the continuance but not more than ten (10) days. If the hearing is rescheduled at the request of the person requesting the hearing, then no extension of the temporary license shall be granted.

(3) The hearing officer shall be an authorized representative designated by the secretary of the cabinet. The presiding hearing officer shall have authority to administer oaths and affirmations; to examine witnesses and take testimony; to receive relevant evidence, including exhibits; and to regulate the course and conduct of the hearing. The hearing officer shall make a written recommendation on the issues of fact and law to the secretary or his designee.

(4) The cabinet may issue subpoenas for any person with information relevant to the hearing. Any person who fails without good cause to appear pursuant to a valid subpoena issued and served by the cabinet shall be subject to:

(a) An administrative fine for the purpose of reimbursing the cabinet its expenses. The fines shall be assessed by the cabinet and shall not exceed the cost to the cabinet to schedule and hold the hearings; or

(b) Contempt proceedings which shall subject the subpoenaed parties to powers of the court to compel his attendance. Contempt proceedings may be filed in Franklin Circuit Court upon verified complaint by the cabinet.

(5) The cabinet or the person on whose behalf the hearing is being held may have witnesses subpoenaed. The person shall bear the cost of all witnesses subpoenaed. The hearing officer may, at his discretion, hold the hearing by telephonic conference or receive the testimony of any witness by telephonic conference.

(6) The scope of the hearing shall be limited to the issues of:

(a) Whether the person was advised of the implied consent law as required by Section 16 of this Act; and

(b) Whether the law enforcement officer requested the person or persons to take the test or tests pursuant to Section 14 of this Act; and

(c) Whether the law enforcement officer had reason to believe that the person was driving or in actual physical control of a motor vehicle in violation of KRS 189A.010(1); and

(d) Whether the person refused to submit to the testing as provided in Section 16 of this Act; and

(e) Whether a properly administered test or tests disclosed an alcohol concentration of 0.10 percent (1/10%) or more; and

(f) Whether the person has been charged with violation of KRS 189A.010(1).

(7) The hearing shall be recorded. A decision shall be made by the secretary or his designee, based upon review of the written recommendations of the hearing officer and shall be in writing. A copy shall be mailed to the person who requested the hearing and his attorney, if he is represented at the hearing, within ten (10) days of the date of the hearing.

(8) If the person on whose behalf the hearing was scheduled fails to appear without just cause, the right to a hearing shall be waived and the revocation shall be final.

SECTION 23. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) Within twenty (20) days of the issuance of the final determination of the secretary or his designee following a hearing under Section 20 of this Act, a person aggrieved by the determination shall have the right to file a petition in the Circuit Court in the county where the offense occurred, or in the Franklin Circuit Court, for judicial review.

(2) The filing of an appeal under subsection (1) of this section does not automatically stay the cabinet's revocation order. The court may grant a stay of the order only upon a motion and hearing, if requested, with notice to the cabinet, and upon a finding that there is a reasonable probability that the petitioner will prevail on the merits and that the petitioner will suffer irreparable harm if the order is not stayed.

(3) The review shall be limited to the record of the hearing, without taking additional testimony. If the court finds the cabinet exceeded its constitutional or statutory authority, made an erroneous interpretation

of the law, acted in an arbitrary and capricious manner, or made a determination which is unsupported by the evidence in the record, the court may reverse the cabinet's determination or remand the case to the cabinet for reconsideration in conformity with this Act.

(4) The petitioner shall pay the cost of preparing the transcript of the administrative hearing.

Section 24. KRS 189.520 is amended to read as follows:

(1) No person under the influence of intoxicating beverages or any substance which may impair one's driving ability shall operate a vehicle that is not a motor vehicle anywhere in this state.

(2) No peace officer or state police officer shall fail to enforce rigidly this section [~~and KRS 189A.010 through 189A.090~~].

(3) In any criminal prosecution for a violation of [~~KRS 189A.010 or~~] subsection (1) of this section, wherein the defendant is charged with having operated a vehicle while under the influence of intoxicating beverages, the amount of alcohol in the defendant's blood as determined at the time of making an analysis of his blood, urine, breath or other bodily substance, shall give rise to the following presumptions:

(a) If there was 0.05 percent (5/100%) or less by weight of alcohol in such blood, it shall be presumed that the defendant was not under the influence of intoxicating beverages;

(b) If there was more than 0.05 percent (5/100%), but less than 0.10 percent (1/10%) by weight of alcohol in such blood, such fact shall not constitute a presumption that the defendant either was or was not under the influence of intoxicating beverages, but such fact may be considered, together with other competent evidence, in determining the guilt or innocence of the defendant;

(c) If there was 0.10 percent (1/10%) or more by weight of alcohol in such blood, it shall be presumed that the defendant was under the influence of intoxicating beverages.

(4) The provisions of subsection (3) of this section shall not be construed as limiting the introduction of any other competent evidence bearing upon the question of whether the defendant was under the influence of intoxicating beverages.

[~~(5) No person may be compelled to submit to any test specified in subsection (3) of this section, but his refusal to submit to such test shall result in revocation of his license as provided in KRS 186.565(3).~~

~~(6) Only a physician, registered nurse or qualified medical technician, duly licensed in Kentucky, acting at the request of the arresting officer can withdraw any blood of any person submitting to a test under this section or KRS 186.565.~~

~~(7) The person tested shall be permitted to have a duly licensed physician of his own choosing administer a test in addition to the one administered at the direction of the police officer.~~]

Section 25. KRS 186.560 is amended to read as follows:

(1) The cabinet shall forthwith revoke the license of any operator of a motor vehicle upon receiving record of his conviction of any of the following offenses:

(a) Murder or manslaughter resulting from the operation of a motor vehicle;

(b) Driving a vehicle which is not a motor vehicle while under the influence of alcohol or any other substance which may impair one's driving ability;

(c) Perjury or the making of a false affidavit under KRS 186.400 to 186.640 or any law requiring the registration of motor vehicles or regulating their operation on highways;

(d) Any felony in the commission of which a motor vehicle is used;

(e) Conviction or forfeiture of bail upon three (3) charges of reckless driving within the preceding twelve (12) months;

(f) Conviction of driving a motor vehicle involved in an accident and failing to stop and disclose his identity at the scene of the accident;

(g) Conviction of theft of a motor vehicle or any of its parts, including the conviction of any person under the age of eighteen (18) years;

(h) Failure to have in full force and effect the security required by subtitle 39 of KRS Chapter 304 upon conviction of a second and each subsequent offense within any five (5) year period; and

(i) Conviction for fraudulent use of a driver's license or use of a fraudulent driver's license to purchase or attempt to purchase alcoholic beverages, as defined in KRS 241.010, in violation of KRS 244.085.

(2) If the person convicted of any offense named in subsection (1) of this section is not the holder of a license, the cabinet shall deny the person so convicted a license for the same period of time as though he had possessed a license which had been revoked. If through an inadvertence the defendant should be issued a license, the cabinet shall forthwith cancel it.

(3) The cabinet upon receiving a record of the conviction of any person upon a charge of operating a motor vehicle while the license of that person is denied or suspended, or revoked, or while his privilege to operate a motor vehicle is withdrawn, shall immediately extend the period of the first denial, suspension, revocation or withdrawal for an additional like period.

(4) The revocation or denial of a license or the withdrawal of the privilege of operating a motor vehicle for a violation of subsection (1)(a) of this section shall be for a period of not less than five (5) years. Revocations or denials under this section shall not be subject to any lessening of penalties authorized under any other provision of this section or any other statute.

(5) In all other cases, the revocation or denial of a license or the withdrawal of the privilege of operating a motor vehicle under this section shall be for a period of six (6) months, except that, if the same person has had one (1) previous conviction of any offense enumerated in subsection (1) of this section, regardless of whether the person's license was revoked because of the previous conviction, the period of the revocation, denial or withdrawal shall be one (1) year; if the person has had more than one (1) previous conviction of the offenses considered collectively as enumerated in subsection (1) of this section, regardless of whether the person's license was revoked for any previous conviction, the period of revocation, denial or withdrawal shall be for not less than two (2) years. Provided, however, the cabinet, upon receipt of the written recommendation of the court in which any person has been convicted of violating KRS 189.520(1) or KRS 244.085(5) as relates to instances in which a driver's license or fraudulent driver's license was the identification used or attempted to be used in the commission of the offense, who has had no previous conviction of said offense, that said person's operator's license shall not be revoked, restricts said person's operator's license according to such terms and conditions as the secretary in his discretion may require, provided said person has enrolled in such ***alcohol or substance abuse*** [~~driver's~~] education ***or treatment*** program as the cabinet shall require. In the event said person fails to satisfactorily complete said ***alcohol or substance abuse*** [~~driver's~~] education ***or treatment*** program or violates the restrictions on his operator's license, the cabinet shall forthwith revoke said operator's license for a period of six (6) months.

(6) Persons convicted of a first offense violation of KRS 189A.010 may elect to attend the ***alcohol or substance abuse*** [~~driver's~~] education ***or treatment*** program established by this section, or (at the option of the defendant) a licensed comprehensive care center ***approved by the Cabinet for Human Resources*** [~~education program,~~] and no other. Attendance at the school shall not permit the retention of the operator's license. Successful completion of the school shall reduce the period of operator's license suspension from six (6) months to ***ninety (90)*** [~~thirty (30)~~] days as specified in KRS 189A.070(1)(a). The Cabinet ***for Human Resources*** shall permit driver's education programs approved by the Cabinet ***for Human Resources*** to offer a nine (9) hour driver's education program which may be completed in one (1) day and which shall satisfy the provisions of this section.

(7) License suspensions and revocations under KRS 189A.060, 189A.070, and 189A.080 shall be in addition to any other license revocation authorized by law or regulation. The powers of the Transportation Cabinet to revoke a license or lengthen the period of revocation shall not be affected by KRS Chapter 189A.

(8) In order to secure the reinstatement of a license to operate a motor vehicle or motorcycle restored following a period of suspension or revocation pursuant to KRS 189A.060, 189A.070, and 189A.080 the person whose license is suspended or revoked shall comply with the fees and other procedures of the Transportation Cabinet with regard to the reinstatement of suspended or revoked licenses.

(9) Any person or legal entity that seeks to offer, conduct or operate ***an alcohol or substance abuse*** [~~a driver's~~] education ***or treatment*** program as provided in this section shall submit sufficient documentation to the Cabinet ***for Human Resources*** in writing that such program is needed in the geographical area that is proposed to be served. The Cabinet ***for Human Resources*** shall promulgate administrative regulations which specify what constitutes need for such programs in a given geographical area. The Cabinet ***for Human Resources*** shall determine whether such need is shown to exist and shall establish by administrative regulation an appeals procedure. The provisions of this subsection shall not apply to any ***alcohol or substance abuse*** [~~driver's~~] education program operating with the approval of the ***Transportation*** Cabinet prior to July 15, 1986.

Section 26. KRS 189A.120 is amended to read as follows:

(1) Any recommendation by the prosecution to amend a charge of violation of KRS 189A.010 where

the blood alcohol reading of the defendant is ***less than*** .10 percent (1/10%) [~~or above~~], shall be accompanied by reasons for the amendment, such reasons to be recorded. If an amendment of a charge of violation of KRS 189A.010 is granted the court shall record its reasons in the record of the case.

(2) When a blood alcohol reading in a prosecution for violation of KRS 189A.010 is ***.12*** [~~.15~~] percent ***(12/100%)*** [~~(15/100%)~~] or above, no prosecuting attorney shall agree to the amendment of the charge to a lesser offense and shall oppose the amendment of such charge at trial, unless all prosecution witnesses are, and it is expected they will continue to be, unavailable for trial.

(3) ***No prosecuting attorney shall amend a blood alcohol content percentage, and shall oppose the amendment of such percentage, unless uncontroverted scientific evidence is presented that the test results were in error. In such cases the prosecutor shall state his reasons for agreeing with such amendment and the scientific data upon which the amendment was made shall be made a part of the record in the case.***

(4) The record of charges and disposition thereof, including reasons for amending the charges, shall be transmitted by the court to the Justice Cabinet for inclusion in the centralized criminal history record information system under KRS 17.150.

Section 27. The following KRS section is repealed:

186.565 Consent to test for alcohol in blood — Procedure upon refusal — Ruling — Judicial review — Exception — Application to court to enter driver's education program.

Floor Amendment No. 4 to **SB 42**, by Representative Geveden:

Amend printed copy of GA copy of **SB 42** on page 36, after line 18, by inserting the following new section to read as follows:

"Section 12. (1) The Legislative Research Commission is directed to appoint a Drug Abuse and Pregnancy Task Force on Alcohol and Drug Use During Pregnancy to study for the Commonwealth:

(a) The extent of alcohol and other drug abuse among Kentucky women who are pregnant;

(b) The current resources available within the health care system, substance abuse prevention and treatment programs, social services and education system to address this problem and;

(c) The resources needed to increase access to prenatal health care services for alcohol and drug dependent women, promote prevention activities among women of child bearing age in the Commonwealth, increase early intervention and treatment programs for alcohol and drug dependent pregnant women to reduce the use of such substances in future pregnancies, and address the special education and social service needs of children exposed to alcohol and drugs during pregnancy.

(2) The Task Force shall consist of seventeen (17) members as follows: Two (2) members of the General Assembly, one (1) of whom shall serve as the chairperson of the Task Force; one (1) member each to represent: the University of Louisville's School of Medicine, Department of Pediatrics; the University of Kentucky Medical Center, Department of Psychiatry; the University of Kentucky, Department of Philosophy; the Cabinet for Human Resources, Department for Health Services, Division of Maternal and Child Health; the Cabinet for Human Resources' Department for Social Services; the Department of Education's Division for Exceptional Children; the Kentucky State Police's Drug Enforcement, Special Investigations Unit; consumers, who shall be a person who has experienced drug dependency while pregnant; the Women's Center of Central Kentucky; the University of Kentucky's School of Nursing; and the Louisville and Jefferson County Health Department; and two (2) members each to represent the Bluegrass East Comprehensive Care Center, and the Cabinet for Human Resources, Department for Health Services, Division of Substance Abuse.

(3) The purpose of the Task Force shall be to study and make recommendations for the 1992 Kentucky General Assembly regarding a plan of action and any needed legislation to help prevent the use of alcohol and other drugs during pregnancy as well as strategies to address the consequences of this problem as experienced by the health, social services and educational systems of the Commonwealth.

(4) The findings and recommendations of the Task Force shall be submitted to the Legislative Research Commission by September 1, 1991.

(5) The Legislative Research Commission shall provide administrative support services to the Task Force.

(6) Staff services in support of the Task Force are estimated to be $25,000 and shall be provided from the regular commission budget and are subject to the limitations and other research responsibilities of the commission."

Floor Amendment No. 3 to **SB 226**, by Representative Morris:

Amend printed copy of GA copy of **SB 226** on page 12, after line 18, by inserting the following:

"Section 4. KRS 61.637 is amended to read as follows:

(1) A retired member who is receiving monthly retirement payments under any of the provisions of KRS 61.515 to 61.705 and 78.520 to 78.852 and who is reemployed as an employee by a participating agency shall have his retirement payments suspended for the duration of such reemployment. Monthly payments shall not be suspended for a retired member who is reemployed if he anticipates that he will receive less than the maximum permissible earnings ***allowed a person age sixty-five (65) or over*** as provided by the federal Social Security Act in compensation as a result of reemployment during the calendar year. The payments shall be suspended at the beginning of the month in which the reemployment occurs.

(2) Employer and employee contributions shall be made as provided in KRS 61.515 to 61.705 and 78.520 to 78.852 on the compensation paid during such reemployment except where monthly payments were not suspended as provided in subsection (1) of this section or would not increase the retired member's last monthly retirement allowance by at least one dollar ($1), and the member shall be credited with additional service credit.

(3) In the month following the termination of reemployment, retirement allowance payments shall be reinstated under the plan under which the member was receiving payments prior to reemployment.

(4) (a) Notwithstanding the provisions of this section, the payments suspended in accordance with subsection (1) of this section shall be paid retroactively to the retired member, or his estate, provided he does not receive more than the maximum permissible earnings ***allowed a person age sixty-five (65) or over*** as provided by the federal Social Security Act in compensation from participating agencies during any calendar year of reemployment;

(b) In the event the retired member is paid suspended payments retroactively in accordance with this section, employee contributions deducted during his period of reemployment, if any, shall be refunded to the retired employee and no service credit shall be earned for the period of reemployment;

(c) In the event the retired member is not eligible to be paid suspended payments for his period of reemployment as an employee, his retirement allowance shall be recomputed under the plan under which the member was receiving payments prior to reemployment as follows:

1. The retired member's final compensation shall be recomputed using creditable compensation for his period of reemployment; however, the final compensation resulting from the recalculation shall not be less than that of the member when his retirement allowance was last determined;

2. If the retired member initially retired on or subsequent to his normal retirement date his retirement allowance shall be recomputed by using the formula in subsection (1) of KRS 61.595;

3. If the retired member initially retired prior to his normal retirement date his retirement allowance shall be recomputed using the formula in subsection (2) of KRS 61.595, except that the member's age used in computing benefits shall be his age at the time of his initial retirement increased by the number of months of service credit earned for service performed during reemployment;

4. The retirement allowance payments resulting from the recomputation under this subsection shall be payable in the month following the termination of reemployment in lieu of payments under subparagraph 3; provided, however, the member shall not receive less in benefits as a result of the recomputation than he was receiving prior to reemployment or would receive as determined under KRS 61.691;

5. Any retired member who was reemployed prior to March 26, 1974, shall begin making contributions to the system in accordance with the provisions of this section on the first day of the month following March 26, 1974.

(5) A retired member, or his estate, shall pay to the retirement fund the total amount of payments which are not suspended in accordance with subsection (1) of this section if the member received more than the maximum permissible earnings ***allowed a person age sixty-five (65) or over*** as provided by the federal Social Security Act in compensation from participating agencies during any calendar year of reemployment, except such retired member or his estate may repay the lesser of the total amount of payments which were not suspended or fifty (50) cents of each dollar earned during reemployment over the maximum permissible earnings.

(6) (a) "Reemployment" or "reinstatement" as used in this section shall not include a retired member who has been ordered reinstated by the personnel board under authority of KRS 18A.095; and

(b) A retired member who has been ordered reinstated by the personnel board under authority of KRS 18A.095 or by court order or by order of the human rights commission and accepts employment by an agency participating in the Kentucky Employees Retirement System or County Employees Retirement System shall void his retirement by reimbursing the system in the full amount of his retirement allowance payments received.

(7) In the event a retired hazardous position member or a member of the State Police Retirement System is receiving benefits under partial disability as provided for under KRS 16.586 and is reemployed in a nonhazardous position, the board is hereby authorized to waive or modify the foregoing provisions of this section and permit such person to receive a partial disability retirement allowance while accruing retirement benefits in a nonhazardous position.

Floor Title Amendment No. 1 to **SB 334**, by Representative B. Smith:

Amend printed copy of GA copy of **SB 334** by amending the title to read as follows:

"AN ACT relating to education.".

Floor Title Amendment No. 2 to **SB 334**, by Representative White:

Amend printed copy of GA copy of **SB 334** by amending the title to read as follows:

"AN ACT relating to education.".

Floor Amendment No. 1 to **SB 334**, by Representative B. Smith:

Amend printed copy of GA copy of **SB 334** on page 2, after line 7 by adding the following:

"Section 2. KRS 159.070 is amended to read as follows:

Each school district shall constitute a separate attendance district unless two (2) or more contiguous school districts, with the approval of the State Board for Elementary and Secondary education, unite to form one (1) attendance district. Controversies arising in attendance districts relating to attendance matters shall be submitted to the State Board for Elementary and Secondary Education for settlement, and in case an agreement suitable to all parties cannot be reached the State Board for Elementary and Secondary Education may dissolve a united district. In case of dissolution, each school district involved may unite with other contiguous school districts in forming a united attendance district or may act as a separate attendance district. [~~Within the appropriate school district attendance area, parents or legal guardians shall be permitted to enroll for attendance their children in the public school nearest their home.~~]

Floor Amendment No. 2 to **SB 334**, by Representative White:

Amend printed copy of GA copy of **SB 334** on page 2, below line 7, by inserting the following:

"Section 2. KRS 161.154 is amended to read as follows:

(1) For the purpose of this section, "school employees" shall mean any person for whom certification is required as a basis of employment in the public schools.

(2) Each district board of education ***shall*** [~~may~~] provide [~~up to~~] three personal leave days per school year to school employees, without loss of salary to the employee and without affecting any other type of leave granted by law, regulation or school board policy. Local boards of education may establish policy regarding the number of ***school employees*** [~~teachers~~] who may take personal leave on any one (1) day.

(3) ***Days of personal leave not taken or used by the school employee during the school year shall be added to the employee's accumulated sick leave as established in KRS 161.155.***

(4) Except as provided in subsection (3) of this section, personal leave granted under this section shall not be treated as having effect on the provisions of KRS 161.152 to KRS 161.155 and shall be supported by personal affidavit of the school employee stating that the leave taken is personal in nature; no other reason for or verification of the leave shall be required.

(5) [~~(4)~~] Payments to school employees made by a district board of education under the provisions of this section ***shall be*** [~~are~~] presumed to be for services rendered and for the benefit of the common schools and such payments ***shall*** [~~do~~] not affect the eligibility of any school district to share in the distribution of funds from the public school foundation program fund as established in KRS Chapter 157."

Floor Amendment No. 1 to **SB 243**, by Representative Jackson:

Amend printed copy of GA copy of **SB 243** on page 10, line 10, by adding thereafter the following:

"Section 11. KRS 64.092 is amended to read as follows:

Compensation of sheriffs and other law enforcement officers or agencies for attending court shall be as follows:

(1) Compensation shall be provided only for the actual time for which the sheriff or other officer is ordered to be physically present in the courtroom or is ordered to be physically present to discharge a duty ordered by the chief circuit judge, chief district judge, or judge of the court of appeals, as appropriate.

(2) Compensation shall not be provided for more than one (1) sheriff or other officer per courtroom unless the need for additional personnel is certified in writing by the chief circuit judge, chief district judge, or judge of the court of appeals, as appropriate and the utilization of additional personnel is approved by the chief justice, or his designee. ***If*** [~~In the event of~~] an emergency ***precludes*** [~~of such nature precluding~~] contacting the chief justice or his designee, the chief circuit judge, chief district judge, or judge of the court of appeals may authorize [~~such~~] assignment of additional personnel for a period not to exceed twenty-four (24) hours.

(3) ***If*** [~~Where~~] a single sheriff or other law enforcement officer serves more than one (1) court or courtroom during a single day he shall be paid as if he had served only one (1) courtroom during that day. Dual compensation for service during a single day shall not be permitted.

(4) Time, for compensation purposes, shall be computed as the actual time spent in the courtroom pursuant to court direction or order and the actual time spent in other service to the court as directed or ordered by the appropriate judge.

(5) Time spent in court service by a sheriff or other law enforcement officer shall be certified by the judge of the court which the officer attended and by the chief judge of the circuit court, if the service was to the circuit court, or by the chief judge of the district court, if the service was to the district court.

(6) Compensation shall be at the following rates:

(a) For the first ***hour*** [~~three (3) hours~~] of service in a single day, ten dollars ($10).

(b) For service beyond ***the first hour, the*** [~~three (3) hours, such~~] additional service shall be compensated at the ***rate of six dollars ($6) per hour*** [~~current federal minimum wage~~]. Compensation for ***the*** [~~such~~] service shall be pro-rated for the actual number of minutes service within a given hour.

(7) The sheriff shall receive five dollars ($5) from each court cost collected pursuant to KRS 23A.205, 23A.215, 24A.175 and 24A.180 to help defray the cost of providing security services and related activities to the court. The moneys received by the sheriff under this subsection ***shall be*** [~~are~~] authorized official expenses to be considered operating expenses of the sheriff's office and shall not be considered as part of his compensation.".

Floor Amendment No. 2 to **SB 243**, by Representative Arnold:

Amend printed copy of GA copy of **SB 243** on page 1, by deleting lines 1 through 21, and on pages 2 through 10, by deleting all of pages 2 through 10, and by substituting therefor on page 1, the following:

"Section 1. KRS 15.420 is amended to read as follows:

As used in KRS 15.410 to 15.510, unless the context otherwise requires:

(1) "Local unit of government" means any city or county, or any combination of cities and counties ***or county sheriff's department***, of the Commonwealth.

(2) "Police officer" means a full-time member of a lawfully organized police department of county or city government, ***a sheriff who receives less than the maximum salary allowed by the Constitution of Kentucky, or full time deputy sheriff appointed pursuant to KRS 70.030 and 64.345 or 64.530,*** who is responsible for the prevention and detection of crime and the enforcement of the general criminal laws of the state, but does not include Kentucky state police, any elected officer, sheriff, ***special*** deputy sheriff ***appointed pursuant to KRS 70.045,*** constable, deputy constable, district detective, deputy district detective, special local peace officer, auxiliary police officer or any other peace officer not specifically authorized in KRS 15.410 to 15.510.

(3) "Council" means the Kentucky law enforcement council.

Section 2. KRS 15.440 is amended to read as follows:

Each local unit of government which meets the following requirements shall be eligible to share in the distribution of funds from the law enforcement foundation program fund:

(1) Employs one (1) or more police officers;

(2) Pays every police officer a minimum annual salary of four thousand three hundred fifty dollars ($4,350);

(3) Maintains the minimum educational requirement of a high school degree, or its equivalent as determined by the Kentucky law enforcement council, for employment of police officers on or after July 1, 1972; provided, however, that all police officers employed prior to July 1, 1972 shall be deemed to have met the requirements of this subsection;

(4) Requires all police officers employed on or after July 1, 1972, to successfully complete a basic training course of at least four hundred (400) hours' duration within one year of the date of employment at a school certified or recognized by the Kentucky law enforcement council; notwithstanding the authority of any department or administrative agency of state government to promulgate administrative regulations, no such department or administrative agency may, by administrative action, increase the minimum number of hours for a basic training course specified in this subsection;

(5) Requires all police officers, whether originally employed before or after July 1, 1972, to successfully complete each calendar year an in-service training course, appropriate to the officer's rank and responsibility and the size and location of his department, of at least forty (40) hours' duration at a school certified or recognized by the Kentucky law enforcement council;

(6) Requires compliance with all provisions of law applicable to local police, including transmission of data to the centralized criminal history record information system as required by KRS 17.150;

(7) Requires compliance with all reasonable rules and regulations, appropriate to the size and location of the local police department, issued by the department of justice to facilitate the administration of the fund and further the purposes of KRS 15.410 to 15.510;

(8) ***With the exception of sheriffs' departments, where sheriffs and deputies may individually meet the requirements of this section,*** [~~Provided, however, that~~] no local unit of government which meets the criteria of this section shall be eligible to continue sharing in the distribution of funds from the law enforcement foundation program fund unless the local police department actually begins and continues to comply with the requirements of this section; provided, further, that no local unit shall be eligible to share in the distribution of funds from the law enforcement foundation program fund until the local police department has substantially complied with subsections (6) and (7) of this section.

Section 3. KRS 15.460 is amended to read as follows:

(1) Beginning July 1, 1982, an eligible local unit of government shall be entitled to receive annually a supplement of two thousand five hundred dollars ($2,500) for each qualified police officer it employs, plus an amount equal to the required employer's contribution on the supplement to the defined benefit pension plan to which the officer belongs, but no more than the required employer's contribution to the county employes retirement system hazardous duty category. In the case of county employes retirement system membership, the pension contribution on the supplement shall be paid whether the officer enters the system under hazardous duty coverage or non-hazardous coverage. The local unit of government shall pay the amount received for retirement coverage to the appropriate retirement system to cover the required employer contribution on the pay supplement. Should the foundation program funds be insufficient to pay employer contributions to the system, then the total amount available for pension payments shall be prorated to each eligible government so that each receives the same percentage of required pension costs attributable to the cash salary supplement.

(2) Each qualified police officer, whose local government receives a supplement pursuant to subsection (1) of this section, shall be paid by the local government the supplement which his qualifications brought to the local government. The supplement paid each police officer shall be in addition to his regular salary.

(3)(a) Exclusive of the expense allowance provided by KRS 70.170, each qualified sheriff, who does not receive the maximum salary allowed by the Constitution of Kentucky, shall receive as much of the supplement, up to the maximum amount, that will not cause his compensation to exceed the maximum salary;

(b) Each sheriff shall forward necessary information to the fund, as needed, to enable the fund to make payments to him and his deputies.

(c) Nothing contained herein shall be construed to prevent qualified deputies from participating in the fund when the sheriff does not qualify for participation or when the sheriff chooses to not participate in the fund.".

Floor Amendment No. 3 to SB 243, by Representative Arnold:

Amend printed copy of GA copy of **SB 243** on page 1, by deleting lines 1 through 21, and on pages 2 through 10, by deleting all of pages 2 through 10, and by substituting therefor on page 1, the following:

"Section 1. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

In a county with a population of less than 40,000 in which there are, on or after February 1, 1990, two or more permitted residential solid waste disposal facilities, it shall be presumed that there is not an economic necessity for any additional residential solid waste disposal facilities in the county and, unless the presumption is rebutted, the cabinet shall not issue a permit for any additional facilities. The provisions of this Act are expressly limited to household, commercial and institutional solid waste which by statute or regulation may be accepted at a residential or contained landfill or solid waste incinerator open to the public and do not apply to facilities permitted pursuant to KRS 224.866.".

Floor Title Amendment No. 1 to **SB 105**, by Representative Arnold:

Amend printed copy of GA copy of **SB 105** by amending the title thereof to read "AN ACT relating to waste management.".

Floor Title Amendment No. 2 to **SB 105**, by Representative Arnold:

Amend printed copy of GA copy of **SB 105** by amending the title thereof to read "AN ACT relating to waste management and declaring an emergency.".

Floor Amendment No. 1 to **SB 105**, by Representative Arnold:

Amend printed copy of GA copy of **SB 105** on page 10, line 21, by adding thereafter the following:

"SECTION 9. A NEW SECTION OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

In a county with a population of less than 40,000 in which there are, on or after February 1, 1990, two or more permitted residential solid waste disposal facilities, it shall be presumed that there is not an economic necessity for any additional residential solid waste disposal facilities in the county and, unless the presumption is rebutted, the cabinet shall not issue a permit for any additional facilities. The provisions of this Act are expressly limited to household, commercial and institutional solid waste which by statute or regulation may be accepted at a residential or contained landfill or solid waste incinerator open to the public and do not apply to facilities permitted pursuant to KRS 224.866.".

Floor Amendment No. 2 to **SB 105**, by Representative Arnold:

Amend printed copy of GA copy of **SB 105** on page 10, line 21, by adding thereafter the following:

"SECTION 9. A NEW SECTION OF KRS CHAPTER 109 IS CREATED TO READ AS FOLLOWS:

(1) Within one (1) year of the effective date of this Act, any county or waste management district intending to continue to exercise the authority granted under this section must revise the solid waste management plan required under KRS 224.888 for the district to conform to the requirements of subsection (7) of this section. No later than one (1) year after the effective date of this Act, a substantially complete revision to the solid waste management plan must be submitted, and the cabinet shall make a preliminary determination on whether the submittal is administratively complete within sixty (60) days.

No county or waste management district shall exercise any of the authority provided in this section after July 15, 1991, unless it has received approval of a waste management plan revision conforming to subsection (7) or it has submitted a substantially complete waste management plan revision conforming to subsection (7) which has not been disapproved.

(2) An applicant for a permit for construction or expansion of a solid waste landfill or incinerator shall submit a copy of the application to the district at or before the time the application is submitted to the cabinet. The waste management district shall review the application for compliance with the provisions of this section, and shall conduct a public hearing after public notice has been given in accordance with KRS Chapter 424 prior to making the determination provided for in this section. The hearing shall afford all interested persons opportunity to submit written and oral comments, and the proceeding shall be recorded and transcribed. The waste management district shall render a decision on the application within ninety (90) days after receipt of a complete application.

(3) The district may reject an application for a new solid waste incinerator or solid waste landfill or expansion of an existing solid waste incinerator or landfill within the waste management district upon determining that:

(a) The application does not meet those standards established by the district and approved by the cabinet pursuant to KRS 109.120;

(b) Approval of the application will result in dedication of land area within the district to solid waste disposal beyond that which will meet the needs for waste management within the district identified under KRS 224.888 for five (5), ten (10), and twenty (20) years;

(c) The application is inconsistent with the solid waste management plan adopted by the county or solid waste management district and approved by the cabinet;

(d) The district determines that the past performance in this or related waste management fields by the applicant, or persons owning or controlling or owned or controlled by the applicant, indicates a pattern of performance incompatible with assuring protection of the public health, safety, and environment of the district.

(4) Where a waste management district rejects an application, the cabinet shall not issue the permit unless the preliminary determination under KRS 224.855 includes a finding that the decision of the district is arbitrary and capricious and unsupported in the record developed before the district.

(5) Appeal of final actions of the district, including any determination under subsection (4) of this section, shall be taken by any aggrieved person within thirty (30) days to a local circuit court within the district.

(6) The waste management district shall provide for reasonable public notice of meetings. The waste management district shall be subject to the Kentucky Open Records Law, KRS 61.870 et seq. and the Kentucky Open Meetings Act, KRS 61.805 et seq.

(7) Each waste management district shall develop and submit, as a component of the solid waste management plan required under KRS 224.888, a specific plan for assuring that adequate capacity for solid waste management, including waste recycling, reduction, treatment, and disposal, will be developed when needed to meet the solid waste management needs of the district identified under KRS 224.888 for five (5), ten (10), and twenty (20) years in the future. The plan component shall include specific steps to be taken to assure proper management of solid waste generated within the district, and shall provide a detailed analysis of the economic feasibility of the plan in addressing the waste management needs of the district.

(8) A county or waste management district shall, to the maximum extent practicable, implement measures to reduce and recycle solid waste.

(9) Subject to approval by the cabinet, the waste management district may adopt regulations governing siting of solid waste landfills or incinerators as are necessary to assure protection of public health and the environment. Public notice and a thirty (30) day comment period shall be provided for regulations proposed for adoption by a district under this chapter.

(10) The solid waste management district shall have no authority to regulate the disposal of agricultural wastes, including manures and crop residues which are returned to the soil as fertilizers or soil conditioners.

Section 10. KRS 109.042 is amended to read as follows:

(1) A county or urban-county government may employ an enforcement representative to ensure compliance with applicable administrative regulations of the cabinet relating to construction and operation of solid waste landfills. The local government representative shall possess at least minimum qualifications required of representatives of the cabinet performing similar functions.

(2) The cabinet shall promulgate administrative regulations for local government inspection of solid waste landfills and enforcement procedures. The administrative regulations shall include but not be limited to, requiring local enforcement representatives to report violations of state solid waste landfill laws and administrative regulations immediately to the cabinet and requiring the cabinet to respond to the report within seventy-two (72) hours of its receipt.

(3) A county or urban-county government which elects to implement a local inspection and enforcement program for solid waste landfills ***may*** [~~shall~~] finance the program from the license fees provided for in KRS 68.178.

SECTION 11. A NEW SECTION OF KRS CHAPTER 109 IS CREATED TO READ AS FOLLOWS:

The provisions of this Act shall apply to any permit applications which have not received final approval as of the effective date of this Act.

Section 12. KRS 109.115 is amended to read as follows:

(1) A single county, or two (2) or more counties may create a waste management district in accordance with the procedures of ***this chapter. A waste management district shall not levy or collect ad valorem property***

taxes unless it complies with the requirements of KRS 65.182. Waste management districts shall have all powers and authority set forth in KRS 109.041.

(2) The waste management district shall be controlled and managed by a board of directors.

(3) The [~~fiscal court shall determine the~~] composition of the board of directors ***shall be determined*** in one of the following ways:

(a) ***For single county districts, the board shall include the county judge/executive and mayor of the most populous city in the county, and between one (1) and ten (10) additional members appointed by the county judge/executive and confirmed by the fiscal court of the county*** [~~Appointment of the county judge/executive of every county, or portion of a county, within that district and the mayor of the most populous city in each county. Appointment of a third member from each county in the district so that representation on the board shall be in proportion to the urban-rural population distribution in the county. The county judge/executive and the mayor so appointed may delegate a representative to serve in their stead~~].

(b) ***For districts comprising more than one (1) county or portions of more than one (1) county, each county or portion of a county shall be represented on the board of directors by the county judge/executive, the mayor of the most populous city within the county or portion of the county, and a third person appointed by the county judge/executive and confirmed by the fiscal court of the county*** [~~Appointment of members by the county judge/executive and confirmed by the respective fiscal court. In the case of multi-county districts, membership on the board shall be apportioned among the counties in ratio to their population with each county having at least one (1) member. In no case shall the total membership of the board consist of less than three (3) persons nor more than twelve (12) persons. When a county has two (2) or more members on the board, members shall be selected from urban or rural areas in the same proportion as the urban-rural population distribution in the county, except that there shall be at least one (1) member each from a rural and from an urban area~~].

(c) A county judge/executive or mayor may designate a nonvoting, except with a proxy, representative within the respective unit of government to serve in their stead.

SECTION 13. A NEW SECTION OF KRS CHAPTER 109 IS CREATED TO READ AS FOLLOWS:

A solid waste district shall have the authority to sue and be sued.

SECTION 14. A NEW SECTION OF KRS CHAPTER 109 IS CREATED TO READ AS FOLLOWS:

If the cabinet determines that a solid waste management district does not have the necessary resources to implement the plan submitted in accordance with Section 1 of this Act, or is not being administered in accordance with statutes or regulations of the cabinet, the cabinet shall notify the district and provide a reasonable time, not to exceed one (1) year, for the district to remedy identified problems. If the district fails to remedy the deficiencies in resources or planned administration, the cabinet may order, after opportunity for hearing under KRS 224.081, the authority of the district suspended, revoked or modified until the deficiencies are corrected.

Section 15. If any provision of Sections 9 through 14 of this Act or the application of Sections 9 through 14 of this Act to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of Sections 9 through 14 of this Act which can be given effect without the invalid provision or application, and to this end the provisions of Sections 9 through 14 of this Act are severable.

Section 16. Whereas, the need for proper control and review of solid waste facilities is a present need and the siting and modification of waste facilities is increasingly affecting communities across the Commonwealth, an emergency is declared to exist, and this Act shall become effective upon its passage and approval by the Governor.".

Floor Amendment No. 3 to **SB 105**, by Representative Ridley:

Amend printed copy of GA copy of **SB 105** on page 10, after line 21, by inserting the following:

"Section 9. KRS 224.866 is amended to read as follows:

(1) No person shall engage in the storage, treatment, recycling or disposal of hazardous waste without first notifying the cabinet and obtaining construction and operation permits from the cabinet. The cabinet shall promulgate regulations establishing standards for such permits but in no case shall a permit to construct or operate a hazardous waste site or facility or a regional integrated waste treatment and disposal demonstration facility be issued unless it can be demonstrated that the proposed facility can be integrated into the surroundings in an environmentally compatible manner, including but not limited to insuring that hydrologic, seismologic, geologic and soil considerations have been adequately addressed in the permit application and in an operational

plan. In no case shall a permit to construct a hazardous waste incinerator, landfill or other site or facility for the land disposal of hazardous waste be approved or issued prior to notification of the cabinet by the local unit of government of its actions pursuant to KRS 224.855(6). The cabinet shall not issue a construction permit to a regional integrated waste treatment and disposal demonstration facility until it has been issued a certificate of environmental safety and public necessity. A person desiring a construction permit shall file an application on forms supplied by the cabinet which shall contain such information as the cabinet deems necessary and provide evidence that the hazardous waste shall be treated, stored or disposed of in the manner prescribed by the cabinet. The applicant shall not initiate construction at the proposed site of a new facility for the storage, treatment or disposal of hazardous waste until notice has been given to that portion of the public most likely to be affected by the operation of the proposed facility pursuant to KRS 224.855(1) to (5) and until a construction permit for said facility has been issued by the cabinet. The cabinet may consider past performance in this or related fields by the applicant. The cabinet, in making a determination to issue, deny or condition a construction permit, shall consider the following:

(a) An evaluation of alternatives, to include other locations and other treatment, storage, and disposal approaches, different from those proposed, available to the applicant;

(b) An evaluation of the public health, safety, and environmental aspects of the proposals;

(c) An evaluation of the social and economic impacts of the proposed action on the affected community, to include, at a minimum, changes in property values, community perception and other psychic costs, and the costs and availability of public services, facilities and improvements required to support the facility and protect public health, safety and the environment;

(d) An evaluation of mitigation measures to alleviate problems identified in paragraphs (b) and (c) of this subsection; and

(e) The relationship of the proposal to local planning and existing development.

Except that in the case of hazardous waste incinerators, landfills or other sites or facilities for the land disposal of hazardous waste the provisions of paragraphs (c) and (e) of this subsection shall be determined by the local unit of government pursuant to KRS 224.855(6); in the case of a regional integrated waste treatment and disposal demonstration facility the provisions of paragraphs (c) and (e) of this subsection shall be determined by the siting board established pursuant to KRS 224.2203.

(2) The cabinet may prohibit the land disposal of any hazardous wastes. The criteria and list of hazardous waste to be prohibited by the cabinet from land disposal shall be identical to any such criteria and list promulgated by the United States Environmental Protection Agency pursuant to the Resource Conservation and Recovery Act of 1976, as amended, (Public Law 94-580). The land disposal of hazardous waste may be permitted for methods determined by the cabinet to be protective of human health and the environment for as long as the waste remains hazardous.

(3) In conjunction with the application for permits under this section the applicant shall establish adequate financial responsibility as follows:

(a) The applicant shall file as part of his application for a permit to construct the facility an estimate of the cost of closing the facility after its capacity is reached or operations have otherwise ceased and an estimate of the cost of post-closure care. In the case of storage facilities, the cost of closing shall include the cost of properly disposing of the hazardous waste stored. The cabinet shall evaluate this cost estimate and either accept the estimate as made or shall revise it in accordance with acceptable guidelines, using, where available, actual data on closure costs associated with similar existing facilities. Before a permit to operate can be issued the applicant for any hazardous waste permit shall assure that the funds needed to close the facility are available by establishing assurance through one (1) or more of the following mechanisms: cash, certificates of deposit, irrevocable credit or other sureties satisfactory to the cabinet and the mechanism shall be established by agreement with the cabinet. The agreement shall provide that disbursement is permissible only upon written approval of the cabinet and whenever, on the basis of any information, the cabinet determines that the owner or operator is in violation of any of the closure requirements for the facility, that the cabinet shall have the right to use part or all of the closure fund to carry out the closure requirements. The financial institution, surety company or escrow agent shall release these funds upon receiving a forfeiture order of the cabinet issued pursuant to an appropriate administrative hearing considering one (1) or more closure violations. Upon determination that closure has been satisfactorily accomplished, the cabinet shall release the applicant from further financial responsibility for closure;

(b) Any applicant for a hazardous waste disposal permit shall file with the cabinet as part of his application an estimate of the annual cost of post-closure monitoring and routine maintenance at the site. The cabinet shall evaluate the cost estimate, and, after such modification as may be necessary in light of its evaluation, shall give notice of acceptance of the cost estimate. This cost estimate which will be referred to as the annual post-closure operating cost ***shall*** [~~will~~] then be used to determine the amount of the post-closure monitoring and maintenance fund to be used for monitoring and maintenance for a period of a minimum of thirty (30) years after facility closure. The post-closure monitoring and maintenance fund shall be cash, irrevocable credit or other sureties satisfactory to the cabinet and shall be established by an agreement with the cabinet. The agreement shall provide that whenever, on the basis of any information, the cabinet determines that the owner or operator of the facility is in violation of any of the post-closure monitoring and maintenance requirements, the cabinet shall have the right to use part or all of the funds to carry out the post-closure monitoring and maintenance for the facility. The funds shall be released upon receipt of a forfeiture order of the cabinet issued pursuant to an appropriate administrative hearing considering one (1) or more post-closure monitoring and maintenance violations. One (1) year after closure and annually, thereafter, for a period of thirty (30) years, the applicant who has carried out all necessary post-closure maintenance and monitoring requirements may upon application to the cabinet be reimbursed out of the post-closure monitoring and maintenance fund an amount equal to the estimated costs for monitoring and routine maintenance for that year. Request for release of funds for reimbursement ***shall*** [~~must~~] be accompanied by an itemized list of costs incurred. Upon determination that the expenditures incurred are in accordance with the approved plan or otherwise justified the cabinet may authorize the release of the funds to the applicant in writing. Any funds remaining in the account following a termination hearing in which the applicant is released of further responsibility ***shall*** [~~will~~] likewise be released to the applicant; and

(c) All applicants for any hazardous waste permit ***shall*** [~~must~~] provide evidence of financial responsibility in an amount and for a time period specified by the cabinet for the purpose of corrective action on and off-site and satisfying claims arising out of injury to persons or property resulting from the release or escape of hazardous waste into the environment. Such financial responsibility may be established by one (1) or a combination of evidence of liability insurance, self-insurance, or other evidence of financial responsibility acceptable to the cabinet. The level of self-insurance shall not exceed ten percent (10%) of equity, and financial responsibility ***shall*** [~~must~~] be maintained during the entire operation of the facility and until termination. The minimum liability coverage for sudden occurrences, exclusive of legal defense costs, for a storage, treatment or disposal facility shall be one million dollars ($1,000,000) per occurrence with an annual aggregate of two million dollars ($2,000,000). The minimum liability coverage for nonsudden occurrences, exclusive of legal defense costs, for a hazardous waste facility involving land disposal shall be three million dollars ($3,000,000) per occurrence with an annual aggregate of six million dollars ($6,000,000). Combined coverage for sudden and nonsudden occurrences shall be no less than the combined totals herein set forth for separate coverage.

(4) The cabinet shall promulgate regulations establishing minimal standards for closure, post-closure monitoring and maintenance, and termination of sites for the disposal of hazardous waste. Any person who obtains a disposal permit for hazardous waste shall be responsible for the post-closure monitoring and maintenance of the permitted facility for a minimum of thirty (30) years after closure of the facility, and may apply to the cabinet for termination of the responsibility for post-closure monitoring and maintenance at any time after the site has been closed for at least thirty (30) years. Upon receipt of such application, the cabinet shall provide notice to the public and to the owner or operator and an opportunity for a hearing on the termination of the site. In this proceeding the burden shall be on the applicant to prove by clear and convincing evidence that additional post-closure monitoring and maintenance is not necessary for adequate protection of public health or the environment. The cabinet shall determine either that post-closure monitoring and maintenance of the site is no longer required, in which case the applicant shall be relieved of such responsibility; or that additional post-closure monitoring and maintenance of the site as specified in a plan of operation is still required, in which case the cabinet may order appropriate remedial measures, impose restrictive covenants as to future use of the property involved, or otherwise condition termination as may be necessary for adequate protection of public health and the environment.

(5) In any case where the owner or operator is in bankruptcy, reorganization, or arrangement pursuant to the federal Bankruptcy Code or where jurisdiction cannot be obtained with reasonable diligence in any state court or any federal court over an owner or operator likely to be insolvent at the time of judgment, any claim arising from conduct for which evidence of financial responsibility ***shall*** [~~must~~] be provided under this section may be asserted directly against the guarantor providing such evidence of financial responsibility. In the case of any action pursuant to this subsection, such guarantor shall be entitled to invoke all rights and defenses which would have been available to the owner or operator if any action had been brought against the owner or operator by the claimant and which would have been available to the guarantor if an action had been brought against the guarantor by the owner or operator.

(6) The total liability of any guarantor shall be limited to the aggregate amount which the guarantor has provided as evidence of financial responsibility to the owner or operator under this section. Nothing in this subsection shall be construed to limit any other federal statutory, contractual or common law liability of a guarantor to its owner or operator including, but not limited to, the liability of such guarantor for bad faith either in negotiating or in failing to negotiate the settlement of any claim. Nothing in this subsection shall be construed to diminish the liability of any person under section 107 or 111 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 or other applicable law.

(7) For the purpose of this subsection, the term guarantor means any person, other than the owner or operator, who provides evidence of financial responsibility for an owner or operator under this section.

(8) Any hazardous waste treatment, storage or disposal facility shall close in accordance with the permit and this chapter, if the site or facility has not been maintained in operational condition in conformance with this chapter, for any period of six (6) months or longer. The permittee shall be afforded an opportunity to be heard on the proposed termination of authorization to operate, and termination under this section shall not be required where the permittee demonstrates that steps have been taken to bring the facility, within a reasonable time not to exceed ninety (90) days, into full operational status in accordance with this chapter and applicable regulations. Within ninety (90) days, the cabinet shall review existing hazardous waste treatment, storage or disposal permits to determine compliance with this section.

Section 10. Whereas, hazardous waste facilities may pose a threat to human health and the environment if not maintained in operational condition, an emergency is declared to exist and this Act shall become effective upon its passage and approval by the Governor.

Floor Amendment No. 1 to the House Committee Substitute to **SB 206**, by Representative Little:

Amend printed copy of HCS to **SB 206** on page 1, line 6, after the word "***which***" by deleting the word "***justifies***" and inserting the word "***explains***" in lieu thereof.

On page 1, line 12, after the word "***with***" by inserting the words "***the cabinet's***".

On page 2, line 16, after the word "***of***" by deleting the word "***construction***" and inserting the word "***development***" in lieu thereof.

On page 4, line 26, after the word "***year***" by deleting the word "***construction***" and inserting the word "***preconstruction***" in lieu thereof.

On page 5, line 3, after the word "***exceed***" by inserting the words "***the cabinet's***".

On page 5, line 3, after the word "***for***" by deleting the words "***road construction***" and inserting the word "***preconstruction***" in lieu thereof.

On page 5, line 7, after the word "***construction***" by inserting the words "***or preconstruction***".

On page 6, line 8, after the word "***resurfacing***" by inserting the words "***pavement rehabilitation***".

On page 7, line 8, after the word "***may***" by deleting the word "***only***".

On page 7, line 9, after the word "***fund***" by inserting the words "***, federal urban systems***".

On page 7, line 9, after the word "***federal***" by inserting the word "***or county***".

Floor Amendment No. 2 to the House Committee Substitute to **SB 206**, by Representative Little:

Amend printed copy of HCS to **SB 206** on page 4, line 21, after the word "***plan***" by deleting the word "***as part of***" and inserting the words "***by joint resolution with each project development phase listed and the cost of each project development phase***" in lieu thereof.

On page 4, line 22, by deleting the word "***the biennial executive budget***".

Floor Amendment No. 3 to the House Committee Substitute to **SB 206**, by Representative Little:

Amend printed copy of HCS to **SB 206** on page 6, line 26, after the word "***budget***" by inserting the following language: "***and shall be the revenue generated by the adjustment to the usage tax imposed by KRS 138.460 and 138.463 as enacted by the 1990 General Assembly***".

Floor Amendment No. 4 to the House Committee Substitute to **SB 206**, by Representative Little:

Amend printed copy of HCS to **SB 206** on page 4, line 12, after the word "***made***" by deleting the words "***at the***" and inserting the words "***on the thirtieth legislative day.***" in lieu thereof.

On page 4, lines 13 and 14, by deleting the lines in their entirety.

On page 10, line 1, after the word "***plan***" by inserting the following language: "***and the Transportation Cabinet shall not proceed with any project not submitted and enacted in accordance with the procedures provided by KRS 176.420 through KRS 176.460, except for those projects constructed with emergency funds in accordance with KRS 176.450***"

Floor Amendment No. 8 to **SB 183**, by Representative Casebier:

Amend printed copy of GA copy of **SB 183** on page 37, below line 26, to add the following:

"SECTION 16. A NEW SECTION OF KRS CHAPTER 507 IS CREATED TO READ AS FOLLOWS:

(1) A person is guilty of vehicular homicide when he operates a motor vehicle in violation of KRS 189A.010, and as a result of operating a motor vehicle he causes the death of another person.

(2) Provisions of KRS 501.050 to the contrary notwithstanding, no culpable mental state, other than that defined in KRS 189A.010, shall be required for a conviction under this section.

(3) Vehicular homicide is a Class B felony.

(4) This section shall not be construed to preclude prosecution or conviction for any other offense defined in KRS Chapter 507; but no person shall be convicted of both vehicular homicide and another degree of criminal homicide as defined in KRS Chapter 507 for the same act against the same person. A conviction under KRS 189A.010 shall not preclude a conviction for vehicular homicide or any other degree of criminal homicide.

Section 17. KRS 507.010 is amended to read as follows:

A person is guilty of criminal homicide when he causes the death of another human being under circumstances which constitute murder, manslaughter in the first degree, manslaughter in the second degree, [~~or~~] reckless homicide***, or vehicular homicide.***

Section 18. KRS 532.110 is amended to read as follows:

(1) When multiple sentences of imprisonment are imposed on a defendant for more than one (1) crime, including a crime for which a previous sentence of probation or conditional discharge has been revoked, such multiple sentences shall run concurrently or consecutively as the court shall determine at the time of sentence, except that:

(a) A definite and an indeterminate term shall run concurrently and both sentences shall be satisfied by service of the indeterminate term;

(b) The aggregate of consecutive definite terms shall not exceed one (1) year; and

(c) The aggregate of consecutive indeterminate terms shall not exceed in maximum length the longest extended term which would be authorized by KRS 532.080 for the highest class of crime for which any of the sentences is imposed.

(2) If the court does not specify the manner in which a sentence imposed by it is to run, the sentence shall run concurrently with any other sentence which the defendant must serve.

(3) When a defendant is sentenced to imprisonment for a crime committed while on parole in this state such term of imprisonment and any period of reimprisonment that the board of parole may require the defendant to serve upon the revocation of his parole shall run concurrently, unless the court orders them to run consecutively.

(4) Notwithstanding any provision in this section to the contrary, if a person is convicted of an offense that is committed while he is imprisoned in a penal or reformatory institution, during an escape from imprisonment, or while he awaits imprisonment, the sentence imposed for that offense may be added to the portion of the term which remained unserved at the time of the commission of the offense. Provided, however, that the sentence imposed upon any person convicted of an escape or attempted escape offense shall run consecutively with any other sentence which the defendant must serve.

(5) Notwithstanding any provision in this chapter to the contrary, if a person is convicted of an offense that is committed while he is imprisoned in a penal or reformatory institution the sentence imposed for that offense may, upon order of the trial court be served in that institution, provided, however, such person may be transferred to another institution pursuant to rules and regulations of the Corrections Cabinet.

(6) Notwithstanding any provision of this chapter to the contrary, the court may order that a sentence imposed for any degree of criminal homicide as defined in KRS Chapter 507 shall run consecutively with any other sentence which the defendant shall serve."; and

On page 38, line 1, to delete "Section 16" and insert in lieu thereof "Section 19".

Floor Amendment No. 9 to **SB 183**, by Representative Blevins:

Amend printed copy of GA copy of **SB 183** on page 13, line 2, following "days." to insert the following:

"***The period of suspension specified herein shall be reduced to thirty (30) days if, in addition to entrance into the alcohol or substance abuse education program, the defendant agrees to equip his vehicle with the ignition interlock device specified in Section 13, for the remaining period of suspension in this section plus the period of suspension shown in Section 13.***"

On page 29, between lines 21 and 22, to insert the following:

"SECTION 13. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) At the end of the period of license suspension or revocation imposed pursuant to this Act, the person whose license was suspended or revoked may apply to the circuit clerk for reinstatement of the license. If all requirements of KRS Chapter 186 have been met and the license has not been suspended or revoked by the Transportation Cabinet for other reasons, the license shall be returned.

(2) Prior to the license being returned, the Transportation Cabinet shall require that an approved ignition interlock device be installed in any vehicle owned or operated by the person:

(a) As a condition of full reinstatement of the person's driving privileges after the ending date of the suspension resulting from the conviction, the Transportation Cabinet shall require a device under this paragraph for at least the first six (6) months after the ending date of the suspension caused by the conviction. Violation of the condition imposed under this section is a Class B misdemeanor.

(b) If an ignition interlock system is required pursuant to this section, the person shall pay to the provider, the reasonable costs of leasing, installing, maintaining, and monitoring the device.

(c) The Transportation Cabinet shall suspend the driving privileges or right to apply for driving privileges of a person who fails to install or use an ignition interlock device when required by this section. The suspension shall continue until six (6) months after the ending date of the suspension resulting from the conviction.

(3) A person commits a Class B misdemeanor if the person knowingly furnishes a motor vehicle without an ignition interlock device to someone who is not authorized to drive such a vehicle if the person rents, leases, lends or otherwise furnishes a motor vehicle to someone the person knows is requested to install an ignition interlock device and the motor vehicle is not equipped with such a device that is in working order.

(4) A person commits the offense of unlawfully soliciting another to blow into an ignition interlock device or start a motor vehicle equipped with an ignition interlock device if the person has such a device as a requirement under this section, and the person requests or solicits another to blow into the device or start a motor vehicle so as to circumvent the device. The offense described in this subsection, unlawfully soliciting another to blow into an ignition interlock device or start a motor vehicle equipped with an interlock device, is a Class B misdemeanor.

(5) As used in this section, "ignition interlock system" or ignition interlock device" means a constant monitoring device certified by the secretary of the Transportation Cabinet, which prevents a motor vehicle from being started at any time without first determining the equivalent blood alcohol level of the operator through the taking of deep lung breath sample for testing. The system shall be calibrated so that the motor vehicle may not be started if the blood alcohol level of the operator, as measured by the test, exceeds the level established by the Transportation Cabinet.

(6) The secretary of the Transportation Cabinet shall certify or cause to be certified ignition interlock systems for use in the Commonwealth and promulgate administrative regulations for the certification of said systems.

(a) The standards shall include but not be limited to the following:

1. The system shall not impede the safe operation of the vehicle.

2. The system shall have features that make circumventing difficult and that do not interfere with the normal use of the vehicle.

3. The system shall correlate well with established measures of alcohol impairment.

4. The system shall work accurately and reliably in an unsupervised environment.

5. The system shall resist tampering and give evidence if tampering is attempted.

6. The system is difficult to circumvent, and requires premeditation to do so.

7. The system requires a deep lung breath sample as a measure of blood alcohol concentration available.

8. The system shall operate reliably over the range of automobile environments.

9. The system is manufactured by a party who shall provide liability insurance."; and to renumber the remaining sections.

Floor Amendment No. 10 to SB 183, by Representative Blevins:

Amend printed copy of GA copy of SB 183 on page 29, between lines 21 and 22, to add the following:

"SECTION 13. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) Any person who is permitted to drive on an occupational driver's license or who is required to use an ignition interlock device shall place the stickers required by subsection (2) of this Section on his vehicle as follows:

(a) One (1) sticker shall be placed in the lower corner of the driver's side of the windshield of each motor vehicle owned, leased, or used by him.

(b) One (1) sticker shall be placed in the lower corner of the driver's side of the rear window of each motor vehicle owned, leased, or used by him. If there is no rear window, the sticker shall be placed immediately above the license plate.

(c) The sticker shall be displayed during the entire time period the person has an occupational driver's license and the entire time period that the person is required to use an ignition interlock device.

(2) The Transportation Cabinet shall design a suitable sticker, not less than two inches (2") by three inches (3") which identifies persons to whom an occupational driver's license has been issued. The sticker shall readily identify its purpose, be yellow in background color, be tamper resistant, and be serially numbered.

(3) The Transportation Cabinet shall provide the stickers to circuit clerks for issuance to persons permitted to drive with an occupational driver's license.

(4) A person to whom an occupational license has been issued who fails to display the sticker required in this section in the manner prescribed and for the duration of time required by this Section shall be guilty of a Class B misdemeanor, and the persons' occupational driver's license shall be revoked."; and

Renumber subsequent sections accordingly.

Floor Amendment No. 4 to the House Committee Substitute to SB 322, by Representative Casebier:

Amend printed copy of HCS to SB 322 on page 1, below line 17, to add the following:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 507 IS CREATED TO READ AS FOLLOWS:

(1) A person is guilty of vehicular homicide when he operates a motor vehicle in violation of KRS 189A.010, and as a result of operating a motor vehicle he causes the death of another person.

(2) Provisions of KRS 501.050 to the contrary notwithstanding, no culpable mental state, other than that defined in KRS 189A.010, shall be required for a conviction under this section.

(3) Vehicular homicide is a Class B felony.

(4) This section shall not be construed to preclude prosecution or conviction for any other offense defined in KRS Chapter 507; but no person shall be convicted of both vehicular homicide and another degree of criminal homicide as defined in KRS Chapter 507 for the same act against the same person. A conviction under KRS 189A.010 shall not preclude a conviction for vehicular homicide or any other degree of criminal homicide.

Section 3. KRS 507.010 is amended to read as follows:

A person is guilty of criminal homicide when he causes the death of another human being under circumstances which constitute murder, manslaughter in the first degree, manslaughter in the second degree, [~~or~~] reckless homicide, ***or vehicular homicide.***

Section 4. KRS 532.110 is amended to read as follows:

(1) When multiple sentences of imprisonment are imposed on a defendant for more than one (1) crime, including a crime for which a previous sentence of probation or conditional discharge has been revoked, such

multiple sentences shall run concurrently or consecutively as the court shall determine at the time of sentence, except that:

(a) A definite and an indeterminate term shall run concurrently and both sentences shall be satisfied by service of the indeterminate term;

(b) The aggregate of consecutive definite terms shall not exceed one (1) year; and

(c) The aggregate of consecutive indeterminate terms shall not exceed in maximum length the longest extended term which would be authorized by KRS 532.080 for the highest class of crime for which any of the sentences is imposed.

(2) If the court does not specify the manner in which a sentence imposed by it is to run, the sentence shall run concurrently with any other sentence which the defendant must serve.

(3) When a defendant is sentenced to imprisonment for a crime committed while on parole in this state such term of imprisonment and any period of reimprisonment that the board of parole may require the defendant to serve upon the revocation of his parole shall run concurrently, unless the court orders them to run consecutively.

(4) Notwithstanding any provision in this section to the contrary, if a person is convicted of an offense that is committed while he is imprisoned in a penal or reformatory institution, during an escape from imprisonment, or while he awaits imprisonment, the sentence imposed for that offense may be added to the portion of the term which remained unserved at the time of the commission of the offense. Provided, however, that the sentence imposed upon any person convicted of an escape or attempted escape offense shall run consecutively with any other sentence which the defendant must serve.

(5) Notwithstanding any provision in this chapter to the contrary, if a person is convicted of an offense that is committed while he is imprisoned in a penal or reformatory institution the sentence imposed for that offense may, upon order of the trial court be served in that institution, provided, however, such person may be transferred to another institution pursuant to rules and regulations of the Corrections Cabinet.

(6) Notwithstanding any provision of this chapter to the contrary, the court may order that a sentence imposed for any degree of criminal homicide as defined in KRS Chapter 507 shall run consecutively with any other sentence which the defendant shall serve.".

Floor Amendment No. 5 to the House Committee Substitute to SB 322, by Representative Blevins:

Amend printed copy of HCS for SB 322/GA on page 1, after line 17,

By adding the following new sections:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 605 IS CREATED TO READ AS FOLLOWS:

(1) The following definitions shall apply to this section:

(a) "Cabinet program site" means a group home, residential treatment facility, day treatment facility, or any other place operated by the cabinet for care or treatment of juveniles.

(b) "Area of an approved community visit" means a place the cabinet permits a juvenile to attend, not on the grounds of a cabinet program site, including, but not limited to, medical or dental offices, hospitals, schools, places of employment or entertainment.

(2) The secretary or the secretary's designee may name employees of the cabinet to locate and return any juvenile committed to the cabinet who has left a cabinet program site without authorization from the person in charge of the program; or who has left the area of an approved community visit without authorization of the person in charge of the community visit.

(3) No employee of the cabinet shall be designated under subsection (2) of this section unless the employee has been trained in the appropriate policies and procedures established by the cabinet for the return of committed juveniles.

(4) The employees designated under subsection (2) of this section shall have the following authority:

(a) To pursue the juveniles on any public way or in any public place;

(b) To look for the juvenile in any public place;

(c) To go to the residence of the juvenile's parent, guardian, or legal custodian, but not to enter the premises unless specifically authorized by the juvenile's parent, guardian, or legal custodian;

(d) To take the juvenile into physical custody, using only restraint techniques approved by the cabinet;

(e) To return the juvenile to the program site to which assigned.

(5) In carrying out the function of locating and returning a juvenile under subsection (2) of this section, no designated employee of the cabinet shall:

(a) Go onto or enter private property without the express permission of the owner or legal occupier, except for the sole purpose of obtaining such permission;

(b) Carry or use a firearm, knife, or other weapon or dangerous instrumentality;

(c) Use any unnecessary force or restraint on the juvenile;

(d) Cause unnecessary annoyance or alarm or make unreasonable noise;

(e) Engage in any activity that creates a hazardous or physically offensive condition;

(f) Violate any law or ordinance.

Section 3. The following KRS section is repealed:

440.060 Capture and return of fugitive from house of reform."

Floor Title Amendment to **SCR 112**, by Representative J. Harper:

Amend printed copy of GA copy of **SCR 112** on page 1, line Title, by deleting the title appearing theron and inserting in lieu thereof: "A concurrent resolution to create task forces to study selected issues."

Floor Amendment No. 1 to **SCR 112**, by Representative J. Harper:

Amend printed copy of GA copy of **SCR 112** on page 3, line 7, after the word "Commission." by inserting:

"Section 5. (1) WHEREAS, there is a need for an improved land survey and mapping system which can aid land transfers, furnish a basis for more equitable taxation, and provide necessary information for resource management and environmental planning; and

WHEREAS, the Navstar Global Positioning system is being developed by the United States Department of Defense to utilize satellites to precisely locate objects on the surface of the earth; and

WHEREAS, to use the GPS effectively, the National Geodetic Survey stations throughout the Commonwealth must be reviewed to determine suitability with the Global Positioning System; and

WHEREAS, a highly accurate geographic information system (GIS) can result by the use of the global positioning system (GPS) technology for the benefit of the Commonwealth;

NOW, THEREFORE, the General Assembly of the Commonwealth of Kentucky declares:

(2) That the GIS/GPS Task Force is created to study a geographic information system and a global positioning system oriented geodetic reference system for the Commonwealth. The membership of the task force shall include:

(a) Two (2) members of the General Assembly chosen by the Legislative Research Commission and representative of the two (2) political parties polling the greatest number of votes in the state at general elections. The Legislative Research Commission shall appoint one of these members to serve as the chairperson of the task force;

(b) The Chief Justice of the Supreme Court of Kentucky or his designee; and

(c) Five (5) members appointed by the Governor and representing the following executive branch agencies:

1. A representative of the Transportation Cabinet office which regulates airports;

2. A representative of the Transportation Cabinet office which regulates highways;

3. A representative of the Natural Resources and Environmental Protection Cabinet which regulates surface coal mining;

4. A representative of a state university who is knowledgeable about the use of satellites to conduct land surveys and geographic information systems; and

5. A representative of the Kentucky Geological Survey.

(d) In addition, the Legislative Research Commission shall appoint to the task force a representative from each of the following:

1. The largest organization in Kentucky representing land surveyors;

2. The largest organization in Kentucky representing professional engineers;

3. The largest organization in Kentucky representing professional planners;

4. The Mid-America Remote Sensing Center (MARC) of Murray State University;

5. A metropolitan sewer district from a county containing a city of the first class which has a geographic information system; and

6. A county containing a city of the second class which has a geographic information system.

(3) That the purpose of the task force shall be to study and make recommendations to the 1992 General Assembly of the Commonwealth of Kentucky on a proposal to establish a geographic information system and a geodetic reference system for Kentucky which can utilize the global positioning system.

(4) The recommendations of the task force shall be submitted to the Legislative Research Commission by September 1, 1991.

(5) The Kentucky Geological Survey shall designate staff to provide technical assistance to the task force. The Legislative Research Commission shall provide administrative support services to the task force.

(6) Legislative Research Commission staff services to be utilized in completing this study are estimated to cost $10,000. These staff services shall be provided from the regular Commission budget and are subject to the limitations and other research responsibilities of the Commission."

Floor Amendment No. 2 to **SB 336**, by Representative Reinhardt:

Amend printed copy of GA copy of **SB 336** on page 2, after line 22, by adding the following:

Section 2. KRS 134.805 is amended to read as follows:

(1) The county clerk shall be allowed by the Revenue Cabinet for collecting state ad valorem taxes on motor vehicles a commission of four percent (4%) on state taxes collected.

(2) The county clerk shall be allowed by the county treasurer for collecting county and special district ad valorem taxes on motor vehicles a commission of four percent (4%) on county and special taxes collected.

(3) The county clerk shall be allowed a commission of four percent (4%) of the school district taxes collected.

(4) Effective January 1, 1985, the county clerk shall be allowed a commission of four percent (4%) of the city or urban-county government taxes collected.

(5) (a) For the convenience and benefit of the Commonwealth's citizens and to maximize ad valorem tax collections, county clerks shall be responsible for causing the preparation and mailing of a notice of ad valorem taxes due to the January 1 owner of record of each motor vehicle no later than one month prior to the ad valorem tax and registration renewal due date in each calendar year.

(b) When a vehicle is transferred in any year before the ad valorem taxes on that vehicle have been paid, a notice of taxes due shall be sent within ten (10) working days after the date of transfer or notice of transfer to the owner of record as of January 1 of that year ***and the purchase for payment of their pro rata shares of the ad valorem taxes pursuant to KRS 134.810(4)***.

(c) These notices shall be calculated, prepared, and mailed first class on behalf of county clerks by the AVIS. Non-receipt of the notices required herein shall not constitute any defense against applicable penalty, interest, lien fees, or costs recovery.

Section 3. KRS 134.810 is amended to read as follows:

(1) All state, county, city, urban-county government, school and special taxing district ad valorem taxes shall be due and payable on or before the earlier of the last day of the month in which registration renewal is required by law for a motor vehicle renewed or the last day of the month in which a vehicle is transferred.

(2) All state, county, city, urban-county government, school and special taxing district ad valorem taxes

due on motor vehicles shall become delinquent following the earlier of the end of the month in which registration renewal is required by law or the last day of the second calendar month following the month in which a vehicle was transferred.

(3) Any taxes which are paid within thirty (30) days of becoming delinquent shall be subject to a penalty of three percent (3%) on the taxes due. Any taxes which are not paid within thirty (30) days of becoming delinquent shall be subject to a penalty of ten percent (10%) on the taxes due. In addition, interest at an annual rate of fifteen percent (15%) shall accrue on said taxes and penalty from the date of delinquency.[~~; provided, however, that~~] No penalty or interest shall accrue on a motor vehicle under dealer assignment pursuant to KRS 186A.220.

(4) When a motor vehicle has been transferred before registration renewal or before taxes due have been paid, the owner of record on January 1 of any year shall be liable for the taxes on ***the*** [~~said~~] motor vehicle ***for as many twelfths of the annual amount as there are expired months in the calendar year. The person purchasing the vehicle, if other than a licensed motor vehicle dealer who places the vehicle on dealer assignment, shall be responsible for the balance of the ad valorem taxes***[~~, except as hereinafter provided~~]. ***The term "January 1 owner" as used herein shall not be construed to impose liability for ad valorem taxes upon a licensed motor vehicle dealer for vehicles held for sale on January 1 of any year. The prorating of ad valorem taxes shall occur only if the motor vehicle is traded or sold within the Commonwealth.***

(5) ***If*** [~~In the event that~~] an owner obtains a certificate of registration for a motor vehicle valid through the last day of his second birth month following the month and year in which he applied for a certificate of registration, all state, county, city, urban-county government, school, and special tax district ad valorem tax liabilities arising from the assessment date following initial registration ***shall be*** [~~are~~] due and payable on or before the last day of the first birth month following ***the*** [~~said~~] assessment date or date of transfer, whichever is earlier. Any taxes due under the provisions of this subsection and not paid as set forth above shall be considered delinquent and subject to the same interest and penalties found in subsection (3) of this section.

(6) All motor vehicles currently titled and registered in this state held on an assignment by a licensed Kentucky dealer on January 1 of any year shall not be taxed as a motor vehicle pursuant to KRS 132.485(3) but shall be subject to ad valorem tax as goods held for sale in the regular course of business under the provisions of KRS 132.020(11) and 132.220.

(7) Any provision to the contrary notwithstanding, when any ad valorem tax on a motor vehicle becomes delinquent, the state and each county, city, urban-county government or other taxing district shall have a lien on all motor vehicles owned or acquired by the person who owned the motor vehicle at the time the tax liability arose. No lien for delinquent ad valorem taxes shall attach to any motor vehicle transferred while the taxes are due on that vehicle.

(8) The lien required by subsection (7) of this section shall be filed and released by the automatic entry of appropriate information in the AVIS data base. For the filing and release of each [~~such~~] lien or set of liens arising from motor vehicle ad valorem property tax delinquency, a fee of one dollar ($1) shall be added to the delinquent tax account. The fee shall be collected and retained by the county clerk who collects the delinquent tax.

(9) The implementation of the automated lien system provided in this section shall not affect the manner in which commercial liens are recorded or released.

(10) Any person transferring a motor vehicle within the Commonwealth of which he was the owner as of January 1 of that same year shall be responsible for ad valorem taxes due which shall be equal to as many twelfths of the annual amount as there are expired months in that calendar year. A person purchasing a vehicle from its January 1 owner, if other than licensed motor vehicle dealer who places the vehicle on dealer assignment, shall, upon purchase, be responsible for ad valorem tax due for the remainder of the calendar year. Any person who trades or transfers a vehicle to an out-of-state resident or dealer shall be liable for the entire amount of the ad valorem taxes.

(11) This section shall not be construed as requiring the cabinet to submit a refund on ad valorem taxes on motor vehicles for which registration renewal has occurred and appropriate taxes paid.

Floor Amendment No. 3 to SB 228, by Representative Gregory:

Amend printed copy of GA copy of SB 228 on page 2, after line 4, by inserting the following language:

"SECTION 3. A NEW SECTION OF KRS CHAPTER 189A IS CREATED TO READ AS FOLLOWS:

(1) The clerk of the court in which hearings for violations of KRS 189A.010 are heard shall report to the Administrative Office of the Courts on or within five (5) working days of January 1 and June 30

of each year the cases involving violations of KRS 189A.010 which have not resulted in a final ruling by the court within two hundred seventy (270) days of the date upon which the person was charged with a violation of KRS 189A.010.

(2) The Administrative Office of the Courts shall forward a copy of the lists of these cases to the Chief Justice of the Courts and the Office of the Attorney General.

(3) Upon a determination that there is sufficient cause, the office of the Attorney General may appoint a special prosecutor or prosecutors to assist in the disposition of these cases within a reasonable time period.

(4) The Chief Justice may take actions deemed necessary and reasonable to facilitate the resolution of these cases within a reasonable time period.

Floor Title Amendment to **SB 388**, by Representative Hatcher:

Amend printed copy of GA copy of **SB 388** by inserting "officers and" after "state" and by adding "and making an appropriation therefor" after "employees".

Floor Amendment No. 1 to **SB 388**, by Representative Hatcher:

Amend printed copy of GA copy of **SB 388** on page 1, line 6, by changing "***Act***" to "***section***"; and

On page 1, after line 7, by adding the following:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 6 IS CREATED TO READ AS FOLLOWS:

In order to adjust the per diem compensation of the members of the General Assembly to reflect changes in the purchasing power of the dollar, the Department for Local Government shall compute by the second Friday in February every year, beginning in 1991, adjusted per diem payments. The initial adjusted per diem payments shall be computed by first multiplying the per diem compensation specified in KRS 6.190, 6A.020, 7.090(3) and 7.110(5) by the increase in the consumer price index during the period from January 1, 1990, to January 1, 1991 and then by reducing the adjusted amount if necessary, so that the percentage increase does not exceed the percentage of the annual increments actually granted state employees in fiscal year 1990-91 under KRS 18A.355 and the financial plan enacted for that period. In 1992 and thereafter, the adjusted per diem payments shall be computed by first multiplying the per diem compensation computed for the preceding calendar year by the increase in the consumer price index during that entire preceding calendar year and then by reducing the adjusted amount, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees beginning July 1 of the preceding calendar year under KRS 18A.355 and the financial plan enacted under KRS 48.300. The actual per diem compensation paid to the members of the General Assembly for the calendar year of 1991 and subsequent years shall be the per diem compensation computed according to this section, subject to the limit established by Section 246 of the Kentucky Constitution on permissible annual compensation of officers whose jurisdiction or duties are coextensive with the Commonwealth, as adjusted according to the consumer price index formula approved in Matthews v. Allen, Ky., 360 S.W.2d. 135 (1962).

SECTION 3. A NEW SECTION OF KRS CHAPTER 6 IS CREATED TO READ AS FOLLOWS:

In order to equate the expense allowances of the members of the General Assembly with the purchasing power of the dollar, the Department for Local Government shall compute by the second Friday in February every year, beginning in 1991, adjusted expense allowances. The initial adjustments shall be computed by first multiplying the expense allowances specified in KRS 6.211, 6.213, 6.220, 6A.030 and 6A.050 by the increase in the consumer price index from January 1, 1990, to January 1, 1991. The adjusted amounts shall, then be reduced, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees in fiscal year 1990-91 under KRS 18A.355 and the financial plan enacted for that period. In 1992 and thereafter, the adjusted expense allowances shall be computed by multiplying each allowance computed for the preceding calendar year by the increase in the consumer price index during that entire preceding calendar year and then by reducing the adjusted amount, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees beginning July 1 of the preceding calendar year under KRS 18A.355 and the financial plan enacted under KRS 48.300. The actual expense allowances paid to the members of the General Assembly during calendar year 1991 and subsequent years shall be the allowances computed under this section.

Section 4. To carry out the purposes of Sections 2 and 3 of this Act, there is appropriated to the Legislative Research Commission out of the General Fund in the State Treasury, the sum of three hundred thirty-one thousand dollars ($331,000) for the fiscal year 1990-91. Any sum remaining at the close of fiscal year 1990-91 shall not lapse but shall be carried forward into fiscal year 1991-92."

Floor Amendment No. 2 to **SB 388**, by Representative Hatcher:

Amend printed copy of GA copy of **SB 388** on page 1, line 6, by changing "***Act***" to "***section***"; and

On page 1, after line 7, by adding the following:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 6 IS CREATED TO READ AS FOLLOWS:

In order to adjust the per diem compensation of the members of the General Assembly to reflect changes in the purchasing power of the dollar, the Department for Local Government shall compute by the second Friday in February every year, beginning in 1991, adjusted per diem payments. The initial adjusted per diem payments shall be computed by first multiplying the per diem compensation specified in KRS 6.190, 6A.020, 7.090(3) and 7.110(5) by the increase in the consumer price index during the period from January 1, 1990, to January 1, 1991 and then by reducing the adjusted amount if necessary, so that the percentage increase does not exceed the percentage of the annual increments actually granted state employees in fiscal year 1990-91 under KRS 18A.355 and the financial plan enacted for that period. In 1992 and thereafter, the adjusted per diem payments shall be computed by first multiplying the per diem compensation computed for the preceding calendar year by the increase in the consumer price index during that entire preceding calendar year and then by reducing the adjusted amount, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees beginning July 1 of the preceding calendar year under KRS 18A.355 and the financial plan enacted under KRS 48.300. The actual per diem compensation paid to the members of the General Assembly for the calendar year of 1991 and subsequent years shall be the per diem compensation computed according to this section, subject to the limit established by Section 246 of the Kentucky Constitution on permissible annual compensation of officers whose jurisdiction or duties are coextensive with the Commonwealth, as adjusted according to the consumer price index formula approved in Matthews v. Allen, Ky., 360 S.W.2d. 135 (1962).

Section 3. To carry out the purpose of Section 2 of this Act, there is appropriated to the Legislative Research Commission out of the General Fund in the State Treasury, the sum of one hundred twenty-five thousand dollars ($125,000) for the fiscal year 1990-91. Any sum remaining at the close of fiscal year 1990-91 shall not lapse but shall be carried forward into fiscal year 1991-92."

Floor Title Amendment to **SB 329**, by Representative Hatcher:

Amend printed copy of GA copy of **SB 329** by changing "judicial retirement" to "state officers and making an appropriation therefor".

Floor Title Amendment No. 2 to **SB 329**, by Representative Walker:

Amend printed copy of GA copy of **SB 329** by amending the title to read as follows: "AN ACT relating to the Court of Justice.".

Floor Amendment No. 1 to **SB 329**, by Representative Hatcher:

Amend printed copy of GA copy of **SB 329** on page 5, after line 3, by adding the following:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 6 IS CREATED TO READ AS FOLLOWS:

In order to adjust the per diem compensation of the members of the General Assembly to reflect changes in the purchasing power of the dollar, the Department for Local Government shall compute by the second Friday in February every year, beginning in 1991, adjusted per diem payments. The initial adjusted per diem payments shall be computed by first multiplying the per diem compensation specified in KRS 6.190, 6A.020, 7.090(3) and 7.110(5) by the increase in the consumer price index during the period from January 1, 1990, to January 1, 1991 and then by reducing the adjusted amount if necessary, so that the percentage increase does not exceed the percentage of the annual increments actually granted state employees in fiscal year 1990-91 under KRS 18A.355 and the financial plan enacted for that period. In 1992 and thereafter, the adjusted per diem payments shall be computed by first multiplying the per diem compensation computed for the preceding calendar year by the increase in the consumer price index during that entire preceding calendar year and then by reducing the adjusted amount, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees beginning July 1 of the preceding calendar year under KRS 18A.355 and the financial plan enacted under KRS 48.300. The actual per diem compensation paid to the members of the General Assembly for the calendar year of 1991 and subsequent years shall be the per diem compensation computed according to this section, subject to the limit established by Section 246 of the Kentucky Constitution on permissible annual compensation of officers whose jurisdiction or duties are coextensive with the Commonwealth, as adjusted according to the consumer price index formula approved in Matthews v. Allen, Ky., 360 S.W.2d. 135 (1962).

Section 3. To carry out the purpose of Section 2 of this Act, there is appropriated to the Legislative Research Commission out of the General Fund in the State Treasury, the sum of one hundred twenty-five thousand dollars ($125,000) for the fiscal year 1990-91. Any sum remaining at the close of fiscal year 1990-91 shall not lapse but shall be carried forward into fiscal year 1991-92."

Floor Amendment No. 2 to **SB 329**, by Representative Hatcher:

Amend printed copy of GA copy of **SB 329** on page 5, after line 3, by adding the following:

"SECTION 2. A NEW SECTION OF KRS CHAPTER 6 IS CREATED TO READ AS FOLLOWS:

In order to adjust the per diem compensation of the members of the General Assembly to reflect changes in the purchasing power of the dollar, the Department for Local Government shall compute by the second Friday in February every year, beginning in 1991, adjusted per diem payments. The initial adjusted per diem payments shall be computed by first multiplying the per diem compensation specified in KRS 6.190, 6A.020, 7.090(3) and 7.110(5) by the increase in the consumer price index during the period from January 1, 1990, to January 1, 1991 and then by reducing the adjusted amount if necessary, so that the percentage increase does not exceed the percentage of the annual increments actually granted state employees in fiscal year 1990-91 under KRS 18A.355 and the financial plan enacted for that period. In 1992 and thereafter, the adjusted per diem payments shall be computed by first multiplying the per diem compensation computed for the preceding calendar year by the increase in the consumer price index during that entire preceding calendar year and then by reducing the adjusted amount, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees beginning July 1 of the preceding calendar year under KRS 18A.355 and the financial plan enacted under KRS 48.300. The actual per diem compensation paid to the members of the General Assembly for the calendar year of 1991 and subsequent years shall be the per diem compensation computed according to this section, subject to the limit established by Section 246 of the Kentucky Constitution on permissible annual compensation of officers whose jurisdiction or duties are coextensive with the Commonwealth, as adjusted according to the consumer price index formula approved in Matthews v. Allen, Ky., 360 S.W.2d. 135 (1962).

SECTION 3. A NEW SECTION OF KRS CHAPTER 6 IS CREATED TO READ AS FOLLOWS:

In order to equate the expense allowances of the members of the General Assembly with the purchasing power of the dollar, the Department for Local Government shall compute by the second Friday in February every year, beginning in 1991, adjusted expense allowances. The initial adjustments shall be computed by first multiplying the expense allowances specified in KRS 6.211, 6.213, 6.220, 6A.030 and 6A.050 by the increase in the consumer price index from January 1, 1990, to January 1, 1991. The adjusted amounts shall, then be reduced, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees in fiscal year 1990-91 under KRS 18A.355 and the financial plan enacted for that period. In 1992 and thereafter, the adjusted expense allowances shall be computed by multiplying each allowance computed for the preceding calendar year by the increase in the consumer price index during that entire preceding calendar year and then by reducing the adjusted amount, if necessary, so that the percentage increase does not exceed the percentage of the annual increment actually granted state employees beginning July 1 of the preceding calendar year under KRS 18A.355 and the financial plan enacted under KRS 48.300. The actual expense allowances paid to the members of the General Assembly during calendar year 1991 and subsequent years shall be the allowances computed under this section.

Section 4. To carry out the purposes of Sections 2 and 3 of this Act, there is appropriated to the Legislative Research Commission out of the General Fund in the State Treasury, the sum of three hundred thirty-one thousand dollars ($331,000) for the fiscal year 1990-91. Any sum remaining at the close of fiscal year 1990-91 shall not lapse but shall be carried forward into fiscal year 1991-92."

Floor Amendment No. 3 to **SB 329**, by Representative Walker:

Amend printed copy of GA copy of **SB 329** on page 5, following line 3, by inserting the following:

"Section 2. KRS 172.110 is amended to read as follows:

(1) The circuit clerk shall be ex officio librarian of the county law library, and he shall see that county and state officials have access to the library at reasonable hours each day except Sunday and holidays. He shall receive a salary of [~~not less than fifty dollars ($50.00) nor more than~~] one hundred dollars ($100) per month for his services as librarian.

(2) He shall keep the library rooms in order, preserve, arrange and index all the books, charts, maps and furniture belonging in the library, and see that no books or other things are taken from the library rooms without a receipt being given therefor.

(3) He shall receipt for all books, maps and furniture placed in the library. The receipts shall be given to the state law librarian and preserved in his office at Frankfort.

(4) He shall take an inventory each December of all the books, maps, charts or other property in the library belonging to the state and report the inventory under oath to the state law librarian before January 1 of the following year.".

Floor Amendment No. 1 to **SB 350**, by Representative Lear:

Amend printed copy of GA copy of **SB 350** on page 1, line 15, before the word "***by***" insert "***and to any lienholders of record***"; and

On page 3, line 18, after "***(2)***" delete the remainder of the line; and

On page 3, delete lines 19 through 22 in their entirety; and

On page 3, line 23, delete "***priority.***".

Floor Title Amendment to **SB 318**, by Representative B. Smith:

Amend printed copy of GA copy of **SB 318** by amending the title to read as follows:

"AN ACT relating to revenue and taxation."

Floor Amendment No. 2 to **SB 318**, by Representative B. Smith:

Amend printed copy of GA copy of **SB 318** on page 6, after line 7, add the following:

"Section 5. KRS 139.470 is amended to read as follows:

There are excluded from the computation of the amount of taxes imposed by this chapter:

(1) Gross receipts from the sale of, and the storage, use or other consumption in this state of, tangible personal property the gross receipts from the sale of which, or the storage use or other consumption of which, this state is prohibited from taxing under the Constitution or laws of the United States, or under the Constitution of this state;

(2) Gross receipts from sales of, and the storage, use or other consumption in this state of:

(a) Nonreturnable and returnable containers when sold without the contents to persons who place the contents in the container and sell the contents together with the container; and

(b) Returnable containers when sold with the contents in connection with a retail sale of the contents or when resold for refilling;

As used in this section the term "returnable containers" means containers of a kind customarily returned by the buyer of the contents for reuse. All other containers are "nonreturnable containers";

(3) Gross receipts from the sale of, and the storage, use or other consumption in this state of, tangible personal property used for the performance of a lump sum, fixed fee contract of public works executed prior to February 5, 1960;

(4) Gross receipts from occasional sales of tangible personal property and the storage, use or other consumption in this state of tangible personal property, the transfer of which to the purchaser is an occasional sale;

(5) Gross receipts from sales of tangible personal property to a common carrier, shipped by the seller via the purchasing carrier under a bill of lading, whether the freight is paid in advance or the shipment is made freight charges collect, to a point outside this state and the property is actually transported to the out-of-state destination for use by the carrier in the conduct of its business as a common carrier;

(6) Gross receipts from sales of tangible personal property sold through coin-operated bulk vending machines, if such sale amounts to twenty-five cents (25) or less, provided the retailer is primarily engaged in making such sales and maintains records satisfactory to the cabinet. As used in this subsection, "bulk vending machine" means a vending machine containing unsorted merchandise which, upon insertion of a coin, dispenses the same in approximately equal portions, at random and without selection by the customer;

(7) Gross receipts from sales to any cabinet, department, bureau, commission, board, or other statutory or constitutional agency of the state and gross receipts from sales to counties, cities or special districts as defined in KRS 65.005. This exemption applies only to purchases of property or services for use solely in the government function. A purchaser not qualifying as a governmental agency or unit is not entitled to the exemption even though such purchaser may be the recipient of public funds or grants;

(8) (a) Gross receipts from the sale of sewer services, water and fuel to Kentucky residents for use in heating, water heating, cooking, lighting, and other residential uses. As used in this subsection, "fuel" shall include, but not be limited to, natural gas, electricity, fuel oil, bottled gas, coal, coke and wood. Determinations of eligibility for the exemption shall be made by the revenue cabinet;

(b) In making such determinations of eligibility, the cabinet shall exempt from taxation all gross receipts derived from sales classified as "residential" by a utility company as defined by applicable tariffs filed with and accepted by the public service commission. Where the service is classified as residential, use other than for "residential" purposes by the customer will not negate the exemption;

(c) The exemption does not apply where charges for sewer service, water and fuel are billed to an owner or operator of a multi-unit residential rental facility or mobile home and recreational vehicle park other than residential classification; and

(d) The exemption applies also to residential property which may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by the stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight (98) years; and

(9) Any rate increase for school taxes and any other charges or surcharges added to the total amount of a residential telephone bill.

(10) Gross receipts from sales to an out-of-state agency, organization or institution exempt from sales and use tax in its state of residence when that agency, organization or institution gives proof of its tax exempt status to the seller and the seller maintains a file of such proof.

(11) Gross receipts from sales made prior to March 1, 1989 of conservation equipment in accordance with the provisions of KRS 262.610 - 262.660."

The Clerk announced the following meeting:

The Committee on Economic Development and Tourism, March 28, 1990 at 11:00 a.m.

Adjournment

Representative Stumbo moved that the House adjourn until 12 Noon, Wednesday, March 28, 1990.

The motion that the House adjourn until 12 Noon, Wednesday, March 28, 1990 was adopted by voice vote.

WEDNESDAY, MARCH 28, 1990

FIFTY-SIXTH LEGISLATIVE DAY

The House was called to order by Speaker Blandford.

Prayer by Representative Louie Mack.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present.

Representative McElroy moved that the reading of the Journal of March 27, 1990 be dispensed with and the same approved. Agreed.

Introduction of Bills and Resolutions

HR 242, by Representative Mack: A RESOLUTION commending Jill Elizabeth Morse, legislative intern.

Report of Committees

The Committee on Rules reported **SB 33** and **SB 38** have been posted for passage in Orders of the Day, March 29, 1990.

Calendar

SCR 133 taken from the Calendar and ordered read at length for the second time. Representative Stumbo moved that it be read by title only. Agreed by a majority of members elected. Ordered referred to the Committee on Rules.

Orders of the Day

SB 310, with Committee Amendment and Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Hancock moved that **SB 310**, as amended, be passed.

Representative P. Richardson moved the adoption of Floor Amendment No. 2 to **SB 310**.

Representative Barrows inquired whether Floor Amendment No. 2 was germane to **SB 310**.

The Speaker ruled that Floor Amendment No. 2 was not germane to **SB 310**.

On the roll call the vote was: Yeas 49, Nays 41. (See March 28, 1990 roll call on **SB 310** - Appendix.)

SB 310, as amended, was passed and the title agreed to.

Representative Hancock moved that the vote by which **SB 310**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

Report on Enrolled Bills

The Committee on Enrollment reported **SB 93**, **SB 158**, **SB 210**, **SB 230**, **SB 242**, **SB 316**, **SB 321**, **SB 329**, **SB 332**, **SB 333**, **SB 334** and **SB 364** had been examined and found correctly enrolled. Said Bills and Resolutions read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 12:20 p.m.)

Senate Message

Announcing passage of **HB 38** by way of Committee Substitute with Senate Amendments, **HB 65** with Senate Amendments, **HB 168** with Senate Amendment, **HB 475** with Senate Amendment, **HB 605** with Senate Amendment, **HB 751** with Senate Amendment, **HB 893** by way of Committee Substitute with Senate Amendment, **HB 64**, **HB 556** and **HB 628**.

HB 419 returned with the following message: The Senate has passed **HB 419** by way of Committee Substitute and respectfully requests that this Honorable Body concur with the Committee Substitute.

HB 696 returned with the following message: The Senate has passed **HB 696** by way of Committee Substitute and respectfully requests that this Honorable Body concur with the Committee Substitute.

HB 75 returned with the following message: The Senate has passed **HB 75** by way of Committee Substitute and respectfully requests that this Honorable Body concur with the Committee Substitute.

Orders of the Day (Continued)

SB 300, with Committee Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative T. Jones moved that **SB 300** be passed.

Representative Heleringer moved the adoption of Committee Amendment No. 1 to **SB 300**.

On the roll call the vote was yeas 42—Ackerson, Allen, Ballard, Blandford, Blevins, Bruce, Burch, Casebier, Castleman, P. Clark, Curd, Curtsinger, Ford, Freibert, Gray, Gregory, Hancock, J. Harper, Heleringer, Hourigan, Jensen, T. Jones, Keith, Layman, Lile, Morris, Mullinix, Napier, Noland, Northup, O'Brien, Preston, Priddy, Richards, B. Richardson, Siler, B. Smith, Strong, Todd, Turner, Walker, Yates. Nays 32—Adkins, Altman, Ark, Arnold, Barrows, L. Clark, Clarke, Cline, Cyrus, Farrow, Geveden, K. Harper, Jackson, Johnson, A. Jones, Kerr, Lear, LeMaster, Lewis, Long, Mason, McBee, Nelson, Noe, Pritchett, Reinhardt, Scorsone, R. Smith, Stumbo, Ward, White, Zimmerman.

Committee Amendment No. 1 to **SB 300** was adopted.

Representative T. Jones moved that **SB 300**, as amended, be passed.

On the roll call the vote was: Yeas 88, Nays 0. (See March 28, 1990 roll call on **SB 300** - Appendix.)

SB 300, as amended, was passed and the title agreed to.

Representative T. Jones moved that the vote by which **SB 300**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SCR 112, with Committee Amendment and Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Priddy moved the adoption of Committee Amendment No. 1 to **SCR 112**. Agreed.

Representative J. Harper moved the adoption of Floor Amendment No. 1 to **SCR 112**. Agreed.

Representative Rapier moved that **SCR 112**, as amended, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 28, 1990 roll call on **SCR 112** - Appendix.)

SCR 112, as amended, was passed.

Representative J. Harper moved the adoption of the Floor Title Amendment to **SCR 112**. Agreed; and the title was agreed to.

Representative J. Harper moved that the vote by which **SCR 112**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 350, with Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed by a majority of members elected.

Representative Lear moved the adoption of Floor Amendment No. 1 to **SB 350**. Agreed.

Representative Lear moved that **SB 350**, as amended, be passed.

On the roll call the vote was: Yeas 94, Nays 1. (See March 28, 1990 roll call on **SB 350** - Appendix.)

SB 350, as amended, was passed and the title agreed to.

Representative Lear moved that the vote by which **SB 350**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 30, with Committee Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed by a majority of members elected.

Representative Blevins moved the adoption of Committee Amendment No. 1 to **SB 30**. Agreed.

Representative Burch moved that **SB 30**, as amended, be passed.

On the roll call the vote was: Yeas 90, Nays 1. (See March 28, 1990 roll call on **SB 30** - Appendix.)

SB 30, as amended, was passed and the title agreed to.

Representative Burch moved that the vote by which **SB 30**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 449, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 449** is as follows:

Amend printed copy of **HB 449** on page 5, line 17, after the word "***county***" by adding the following:

"***, when the license fees or taxes are levied by the county on or after the effective date of this Act***".

The Senate Amendment No. 2 to **HB 449** is as follows:

Amend printed copy of **HB 449** on page 8, after line 3, add the following:

"Section 3. KRS 136.392 is amended to read as follows:

(1)***(a)*** Every domestic, foreign or alien insurer, other than life and health insurers, which is either subject to or exempted from Kentucky premium taxes as levied pursuant to the provisions of either KRS 136.340, 136.350, 136.370 or 136.390, shall charge and collect a surcharge of one dollar and fifty cents ($1.50) upon each one hundred dollars ($100) of premium, assessments, or other charges, except for those municipal premium taxes, made by it for insurance coverage provided to its policyholders, on risk located in this state, whether such charges are designated as premiums, assessments or otherwise. The premium surcharge shall be collected by the insurer from its policyholders at the same time and in the same manner that its premium or other charge for the insurance coverage is collected. The premium surcharge shall be disclosed to policyholders pursuant to regulations which shall be promulgated by the commissioner of insurance. However, no insurer or its agent shall be entitled to any portion of any premium surcharge as a fee or commission for its collection. On or before the twentieth (20th) day of each month, each insurer shall report and remit to the revenue cabinet, on such forms as it may require, all premium surcharge moneys collected by it during its preceding monthly accounting period less any such moneys returned to policyholders as applicable to the unearned portion of the premium on policies terminated by either the insured or the insurer. The funds derived from such premium surcharge, except as provided in subsection (2) of this section, shall be deposited in the state treasury, and shall constitute a fund allocated for the uses and purposes of the professional fire fighters foundation program fund (KRS 95A.220) and the law enforcement foundation program fund (KRS 15.430).

(b) Effective July 1, 1992, the surcharge rate in paragraph (a) this of subsection shall be adjusted by the secretary of revenue to a rate calculated to provide sufficient funds for the uses and purposes of the professional fire fighters foundation program fund as prescribed by KRS 95A.220 and the law enforcement foundation program fund as prescribed by KRS 15.430 for fiscal year 1992-93 and fiscal year 1993-94. The rate shall be calculated using as its base the number of local government units eligible for participation in the funds under applicable statutes as of January 1, 1990. To allow the secretary of revenue to calculate an appropriate rate, the Secretary for the Public Protection and Regulation Cabinet and the secretary for the Justice Cabinet shall certify to the secretary of revenue no later than January 1, 1992 the estimated budgets for the respective funds specified above, including any surplus moneys in the funds, which shall be incorporated into the consideration of the adjusted rate for the next biennium. As soon as practical thereafter, the secretary of revenue shall advise the commissioner of insurance of the new rate and the commissioner shall inform the affected insurers. The rate adjustment process shall continue on a biennial basis following the effective date of this Act.

(2) Insurance premium surcharge funds collected from the policyholders of any domestic mutual company, cooperative or assessment fire insurance company shall be deposited in the state treasury, and shall be paid monthly by the state treasurer into the volunteer fire department aid fund as provided in KRS 17.250; provided however, that insurance premium surcharge funds collected from the policyholders of any mutual company, cooperative or assessment fire insurance company which transfers its corporate domicile to this state from another state after July 15, 1986, shall continue to be paid into the professional fire fighters foundation program fund and the law enforcement foundation program fund as prescribed herein.

(3) Within five (5) days after the end of each month, all insurance premium surcharge proceeds deposited in the state treasury as set forth in subsection (1) of this section shall be paid by the state treasurer into the professional fire fighters foundation program fund trust and agency account and the law enforcement foundation program fund trust and agency account. The amount paid into each account shall be proportionate to each fund's respective share of the total deposits, pursuant to KRS 42.190. Moneys deposited to the law enforcement foundation program fund trust and agency account shall not be disbursed, expended, encumbered

or transferred by any state official for uses and purposes other than those prescribed by KRS 15.410 to 15.500. Money deposited to the professional fire fighters foundation program fund trust and agency account shall not be disbursed, expended, encumbered or transferred by any state official for uses and purposes other than those prescribed by KRS 95A.200 to 95A.300."

The Senate Amendment No. 3 Title to **HB 449** is as follows:

Amend printed copy of **HB 449** to amend the title to read as follows:

"AN ACT relating to revenue and taxation."

The Senate Floor Amendment No. 9 to **HB 449** is as follows:

Amend printed copy of **HB 449** on page 2, line 24, after the word "than" by inserting the words "***five percent (5%)***" and by bracketing and striking throughthe words "fifteen percent (15%)".

Representative Lewis moved that the House concur in Senate Amendment No. 1 to **HB 449.** Agreed.

Representative Lewis moved that the House concur in Senate Amendment No. 2 to **HB 449.** Agreed.

Representative Lewis moved that the House concur in Senate Amendment No. 3 Title to **HB 449.** Agreed.

Representative Lewis moved that the House refuse to concur in Senate Floor Amendment No. 9 to **HB 449.** Agreed.

SB 35, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Hancock moved the adoption of Floor Amendment No. 3 to **SB 35.** Agreed.

Representative Hancock moved the adoption of Floor Amendment No. 4 to **SB 35.** Agreed.

Representative Cyrus moved the adoption of Floor Amendment No. 5 to **SB 35.** Rejected.

Representative Riner moved the adoption of Floor Amendment No. 7 to **SB 35.** Agreed.

Representative Hancock moved that **SB 35**, as amended, be passed.

On the roll call the vote was: Yeas 90, Nays 0. (See March 28, 1990 roll call on **SB 35** - Appendix.)

SB 35, as amended, was passed and the title agreed to.

Representative Hancock moved that the vote by which **SB 35**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

Report on Enrolled Bills

HB 19, HB 274, HB 275, HB 277, HB 278, HB 279, HB 280, HB 281, HB 282, HB 284, HB 319, HB 400, HB 428, HB 554, HB 570, HB 634, HB 718, HB 752, HB 753, HB 778, HB 816, HB 828, HB 840, HB 938, HCR 50, HJR 124, HB 576, HB 590, HB 663, HB 676, HB 723, HB 731, HB 747, HB 771, HB 801 and **HCR 22** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Orders of the Day (Continued)

HB 429, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 429** is as follows:

Amend printed copy of **HB 429** on page 2, line 12, deleting "*(7)*" and inserting "*(9)*";

and on line 18, deleting "*(7)*" and inserting "*(9)*";

and on line 21, after the word "***available***" inserting a comma "***,***";

and on line 22, after the word "***revenue***" inserting a comma "***,***";

On page 5, line 7 through line 26, delete in their entirety and insert the following:

"***(1) In addition to any other requirement imposed by law, a deed to real property shall contain the following:***

(a) The mailing addresses of the grantor and grantee;

(b) A statement of the full consideration; and

(c) In the case of a transfer other than by gift, a sworn, notarized certificate signed by the grantor or his agent and the grantee or his agent, or the parent or guardian of a person under eighteen (18) years old, that the consideration reflected in the deed is the full consideration paid for the property; or

(d) In the case of a transfer by gift, a sworn, notarized certificate signed by the grantor or his agent and the grantee or his agent, or the parent or guardian of a person under eighteen (18) years old, stating that the transfer is by gift and setting forth the estimated fair cash value of the property.

(2) In the event of a transfer of property by will or under the laws of intestate succession, the personal representative of the estate, prior to closing out the estate, shall file an affidavit with the county clerk of each county in which any of the property is located, which shall contain the following:

(a) The names and addresses of the persons receiving each property passing by will or intestate succession; and

(b) The full or fair market value of each property as estimated or established for any purpose in the handling of the estate, or a statement that no such values were estimated or established."

On page 6, line 1 through 10, delete in their entirety and renumber subsequent subsections.

The Senate Amendment No. 2 to **HB 429** is as follows:

Amend printed copy of **HB 429** on page 6, line 15 through 21, by deleting lines 15 through 21; and

on page 14, after line 4, by adding the following:

"Section 10. KRS 63.220 is amended to read as follows:

(1) A vacancy in the office of sheriff, coroner, surveyor, county clerk, county attorney, jailer, ***or*** constable, [~~or property valuation administrator,~~] shall be filled by the county judge/executive.

(2) Appointments to fill vacancies under this section shall be until the successor is elected, as provided in section 152 of the constitution, and qualified.; and

Section 11. KRS 133.120 is amended to read as follows:

(1) Any taxpayer aggrieved by an assessment on real property made by the property valuation administrator may appeal to the board of assessment appeals. The taxpayer shall appeal his assessment by filing in person or sending a letter or other written petition stating the reasons for appeal, identifying the property for which the appeal is filed and stating to the county clerk the taxpayer's opinion of the fair cash value of the property within the twelve (12) day period in which the inspection is held. ***The county clerk shall notify the Revenue Cabinet of all assessment appeals and of the date and times of the hearings.*** The board of assessment appeals may review and change any assessment made by the property valuation administrator upon recommendation of the revenue cabinet, county judge/executive, mayor of any city using the county assessment or the superintendent of any school district in which the property is located, provided such recommendation is made to the board in writing specifying the individual properties recommended for review. If the board of assessment appeals determines that any such assessment should be increased, then it shall give the taxpayer notice in the manner required by subsection (4) of KRS 132.450, specifying a date when the board will hear the taxpayer, if he so desires, in protest of such increase. Any real property owner who has listed his property with the property valuation administrator at its fair cash value, likewise may ask the county board of assessment appeals to review the assessments of real properties he believes to be assessed at less than fair cash value, providing he specifies in writing the individual properties for which the review is sought and factual information upon which his request is based, such as comparable sales or cost data. Nothing in this section shall be construed as granting any property owner the right to request a blanket review of properties or the board the power to conduct such a review.

(2) The board of assessment appeals shall hold a public hearing for each individual taxpayer appeal in protest of the assessment by the property valuation administrator filed in accordance with the provisions of subsection (1) of this section, and after hearing all the evidence, shall fix the assessment of the property at its fair cash value. ***The Revenue Cabinet may be present at the hearing and present any pertinent evidence as it pertains to the appeal.*** The board shall report to the property valuation administrator any real property

omitted from the tax roll. The property valuation administrator shall assess such property and immediately give notice to the taxpayer in the manner required by KRS 132.450(4), specifying a date when the board of assessment appeals will hear the taxpayer, if he so desires, in protest of the action of the property valuation administrator.

(3) The board of assessment appeals shall have power to issue subpoenas, compel the attendance of witnesses, and adopt rules and regulations concerning the conduct of its business. Any member of the board shall have power to administer oaths to any witness in proceedings before the board.

(4) The powers of the board of assessment appeals shall be limited to those specifically granted by this section.

(5) No appeal under this section shall delay the collection or payment of any taxes based upon the assessment in controversy. The taxpayer shall pay all state, county and district taxes due on the valuation which he claims as true value and stated in the petition of appeal filed in accordance with the provisions of subsection (1) of this section. When the valuation is finally determined upon appeal, the court or the Kentucky board of tax appeals shall certify the valuation to the county clerk and the taxpayer shall be billed for any additional tax and interest at the tax interest rate as defined in KRS 131.010(6) from the date when the tax would have become due if no appeal had been taken. The provisions of KRS 134.390 shall apply to such tax bill.

(6) Any member of the county board of assessment appeals may be required to give evidence in support of the board's findings in any appeal from its actions to the Kentucky board of tax appeals. ***Any persons aggrieved by a decision of the board including the property valuation administrator, taxpayer, and Revenue Cabinet may appeal the decision to the Kentucky board of tax appeals.***

(7) It shall be the duty of the county attorney to represent the interest of the state and county in all hearings before the board of assessment appeals and on all appeals prosecuted from its decision. In the event the county attorney is unable to represent the state and county, he or the fiscal court shall arrange for substitute representation.".

Representative Lear moved that the House concur in Senate Amendment No. 1 to **HB 429**. Agreed.

Representative Lear moved that the House concur in Senate Amendment No. 2 to **HB 429**. Agreed.

Representative Lear moved that **HB 429**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 68, Nays 25. (See March 28, 1990 roll call on **HB 429** - Appendix.)

HB 429, as amended by the Senate, was passed and the title agreed to.

Representative Lear moved that the vote by which **HB 429**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 180, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 180** is as follows:

Amend printed copy of **HB 180** on page 1, lines 6 and 7, to delete "***or acquires any ownership interest subsequent to the judgment***".

Representative Johnson moved that the House refuse to concur in Senate Amendment No. 1 to **HB 180**. Agreed.

HB 14, with Senate Committee Substitute and Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 14** is as follows:

HB 14, AN ACT relating to the conduct of elections.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 118.025 is amended to read as follows:

(1) Except as otherwise provided by law voting in all elections shall be by secret ballot on voting machines.

(2) The general laws applying to regular, special and primary elections shall apply to elections conducted with the use of voting machines, and all provisions of such laws with respect to the custody of ballot boxes shall apply, as far as applicable, to the custody of the voting machine.

(3) [~~A presidential preference primary shall be held on the date established by KRS 118.561. All other~~] Primary elections for the nomination of candidates to be voted for at the next regular election shall be held on the first Tuesday after the fourth Monday in May of each year.

(4) The election of all officers of all governmental units shall be held on the first Tuesday after the first Monday in November.

SECTION 2. A NEW SECTION OF KRS 118.551 TO 118.651 IS CREATED TO READ AS FOLLOWS:

(1) The state executive committee of each political party shall, pursuant to its party's rules, determine whether to distribute its party's authorized delegate votes for presidential candidates at its party's national convention based on the results of a party caucus, a presidential preference primary, or a combination of the two (2) methods. Each state executive committee shall notify the State Board of Elections of its decision not less than ninety (90) days prior to the day for conducting a presidential preference primary as set by KRS 118.561.

(2) If a state executive committee determines that its party's authorized delegate votes for presidential candidates at its party's national convention shall be distributed based on the results of a party caucus, a presidential preference primary shall not be conducted for that political party, and the provisions of KRS 118.561 to 118.651 shall not apply. The distribution of delegates among the presidential candidates shall be determined by party rule.

(3) If a state executive committee determines that its party's authorized delegate votes for presidential candidates at its party's national convention shall be distributed based on the results of both a party caucus and a presidential preference primary, the formula for distribution of authorized delegate votes based on the results of a party caucus shall be determined by party rule. The distribution of delegates based on the results of a presidential preference primary shall be in accordance with the provisions of KRS 118.641(1). Regardless of the method by which the authorized delegate votes are distributed, the casting of votes on the first ballot at each party's national convention shall be in accordance with the provisions of KRS 118.641(2).

Section 3. KRS 118.561 is amended to read as follows:

(1) ***Subject to Section 2 of this Act,*** on the ***first Tuesday after the fourth Monday in May*** [~~second Tuesday in March~~], in each presidential election year, the Commonwealth of Kentucky shall conduct presidential preference primary elections within each political party.

(2) Hours of voting shall be in accordance with KRS 118.035.

(3) The cost of election, officials, and the entire method of conducting the presidential preference primary shall be in accordance with Kentucky statutory provisions on primary elections[~~, except that the entire cost of a presidential preference primary shall be paid by the state~~].

Section 4. KRS 118.641 is amended to read as follows:

(1) The political parties in distributing authorized delegate votes among party candidates shall select one of the following methods of distribution:

(a) The candidates receiving the highest number of votes, provided each candidate receives at least fifteen percent (15%) of the total vote cast by his political party, shall be awarded a pro rata portion of the authorized delegate vote of his political party as follows:

1. The total vote received by the candidates qualifying under the provisions of KRS 118.551 to 118.651 and subsections herein shall, when combined, be equal to one hundred percent (100%);

2. Each such candidate shall share in the total percentage in direct proportion to the total vote received by him mathematically determined to be the percentage of the aggregate vote which represents one hundred percent (100%);

3. Each political party shall appropriate such percentage, as is determined by this section, to the total number of delegate votes as are allotted by the national committee of each party; or

(b) The candidate receiving the highest number of votes cast by his political party shall be awarded a pro rata portion of the authorized delegate vote of his political party in compliance with the state party rules for that party.

(2) Each political party shall, on the first ballot at its national convention, cast this Commonwealth's vote for the candidates as determined by the primary ***or party caucus*** and calculated under this section ***or under party rules, whichever is applicable***. Provided, however, that in the event of the death or withdrawal

of a candidate receiving votes under this section prior to the tabulation of the first ballot, any delegate votes allocated to such candidate shall be considered uncommitted. Withdrawal shall mean notice in writing by the candidate to the chairman of the Kentucky delegation prior to the first ballot.

The Senate Floor Amendment No. 1 to **HB 14** is as follows:

Amend printed copy of **HB 14** on page 2, line 8, by deleting "***ninety (90)***" and inserting in lieu thereof "***one hundred forty-seven (147)***";

On page 3, line 21, after "Section 4." by inserting the following:

"KRS 118.581 is amended to read as follows:

The State Board of Elections shall convene in Frankfort ***one hundred forty (140)*** [~~sixty (60)~~] days prior to a presidential preference primary. At the meeting required by this section, the board shall nominate as presidential preference primary candidates all those [~~generally advocated and nationally recognized as~~] candidates of the political parties for the office of President of the United States ***who have qualified for matching federal campaign funds***. Immediately upon completion of this requirement, the board shall transmit a list of all ***the*** [~~such~~] nominees selected to the Secretary of State and shall also release the list to the news media.

Section 5. KRS 118.591 is amended to read as follows:

(1) Any person seeking the endorsement by a political party for the office of President of the United States [~~who has not been nominated by the State Board of Elections~~], or any group organized in this state on behalf of, and with the consent of, ***the*** [~~such~~] person, may file with the Secretary of State certified petitions signed by five thousand (5,000) persons who, at the time they sign, are registered and qualified voters in the Commonwealth and are affiliated, by [~~such~~] registration, with the same political party as the candidate for whom petitions are filed.

(2) ***The*** [~~Such~~] petitions shall be filed by the petitioners with the Secretary of State no later than ***one hundred nineteen (119)*** [~~sixty (60)~~] days prior to a presidential preference primary.

(3) The petitions ***shall*** [~~must~~] state:

(a) The name of the candidate for nomination and the party of which he is a member; and

(b) The name and address of the chairman of the group circulating such petition.

(4) The Secretary of State shall [~~forthwith~~] determine the sufficiency of petitions filed with him and shall immediately communicate his determination to the chairman of the group which has filed ***the*** [~~said~~] petitions.

Section 6. KRS 118.601 is amended to read as follows:

(1) The Secretary of State shall [~~forthwith~~] contact each person who has been nominated by [~~the State Board of Elections or by~~] petition and notify him in writing by certified mail, with return receipt requested, that his name will appear as a candidate on the Kentucky presidential primary ballot of his party[~~, provided that he:~~

~~(a) Deposits with the Secretary of State the sum required by KRS 118.611; and~~

~~(b) Forwards to the Secretary of State a notice of candidacy form, to be supplied by the Secretary of State, along with the written notification required by this section.~~

~~(2) Failure of a candidate to deposit the fee required by KRS 118.611 and to execute the notice of candidacy within fifteen (15) days after receipt of the written notification shall be a disclaimer and a withdrawal of his name from the primary~~].

(2)[~~(3)~~] The order in which the names of candidates for a presidential preference primary are to be printed on the ballot shall be determined by lot at a public drawing in the office of the Secretary of State at 2:00 p.m., standard time; ***one hundred sixteen (116)*** [~~forty-two (42)~~] days before the presidential preference primary.

(3)[~~(4)~~] Not less than ***ninety-eight (98)*** [~~forty-one (41)~~] days before the presidential preference primary is to be held, and after the order of the names has been determined as provided by subsection (3) of this section, the Secretary of State shall certify to each county clerk the name, place of residence and party of each candidate, as specified in the notice of candidacy forms or petitions filed with him and shall designate the device with which the candidates of each party shall be printed, in the order in which they are to appear on the ballot, with precedence to be given to the party that polled the highest number of votes at the preceding election for presidential elections, followed by the political party which received the second highest number of votes.

Section 7. KRS 118.611 is amended to read as follows:

[~~(1)~~] Before any candidate's name is placed upon the official ballot by the Secretary of State for a presidential preference primary in the Commonwealth, the candidate ***shall remit to*** [~~must deposit with~~] the Secretary of State ***a filing fee*** [~~the sum~~] of one thousand dollars ($1,000), which shall be ***non-refundable unless no presidential preference primary is held*** [~~refunded to the candidate by the Secretary of State if the candidate receives three percent (3%) or more of the total vote cast in the presidential preference primary of his political party.~~

~~(2) If the candidate fails to receive three percent (3%) or more of the total popular vote cast in the presidential preference primary of his party, the one thousand dollars ($1,000) deposit shall escheat to the Commonwealth and be placed in a special trust and agency fund to be used by the Secretary of State to defray election expenses~~].

Section 8.".

Representative Farrow moved that the House concur in Senate Committee Substitute to **HB 14**.

On the roll call the vote was yeas 49—Ark, Ballard, Blandford, Blevins, Bronger, Brown, Burch, Butler, Callahan, L. Clark, P. Clark, Cline, Crupper, Curd, Cyrus, Donnermeyer, Farrow, Gedling, Geveden, Gray, Gregory, Johnson, A. Jones, T. Jones, Kerr, Lear, LeMaster, Lewis, Long, Lyne, McBee, McElroy, Moberly, Morris, Nett, Noe, O'Brien, Priddy, Pritchett, Rapier, Richards, B. Richardson, P. Richardson, Riner, B. Smith, R. Smith, Ward, White, Yates. Nays 38—Ackerson, Adkins, Allen, Altman, Barrows, Bentley, Casebier, Curtsinger, Deskins, Ford, Freibert, J. Harper, K. Harper, Heleringer, Hourigan, Jensen, Keith, Layman, Lefevers, Lile, Little, Maggard, Mason, Mullinix, Napier, Noland, Northup, Overstreet, Preston, Reinhardt, Sheehan, Siler, Stokes, Strong, Stumbo, Todd, Turner, Walker.

Senate Committee Substitute to **HB 14** was adopted.

Representative Farrow moved that the House concur in Senate Floor Amendment No. 1 to **HB 14**. Agreed.

Representative Farrow moved that **HB 14**, by way of Senate Committee Substitute as amended by the Senate, be passed.

On the roll call the vote was: Yeas 68, Nays 26. (See March 28, 1990 roll call on **HB 14** - Appendix.)

HB 14, by way of Senate Committee Substitute as amended by the Senate, was passed and the title agreed to.

Representative Farrow moved that the vote by which **HB 14**, by way of Senate Committee Substitute as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Report on Enrolled Bills

The Committee on Enrollment reported **SB 39, SB 174, SB 209, HB 3, HB 13, HB 15, HB 30, HB 32, HB 194, HB 459, HB 495, HB 520, HB 560, HB 608, HB 741, HB 779, HB 64, HB 556** and **HB 628** had been examined and found correctly enrolled. Said Bills read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 12:58 p.m.)

HB 3, HB 15, HB 30, HB 32, HB 194, HB 459, HB 495, HB 520, HB 560, HB 608, HB 741, HB 779, HB 64, HB 556 and **HB 628** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

HB 13 delivered to the Senate, signed by the President. Ordered delivered to the Secretary of State.

Orders of the Day (Continued)

HB 369, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 369** is as follows:

Amend printed copy of **HB 369** on page 1, line 3, by changing "***may***" to "***shall***" and after "***establish***" by adding "***, if an appropriation is made for the purpose,***"

The Senate Amendment No. 2 to **HB 369** is as follows:

Amend printed copy of **HB 369** on page 1, after line 20, by adding the following:

"***(4) In order to qualify for carrying the logo, a product shall contain at least:***

(a) Fifty-one percent (51%) Kentucky produced material for the first two years of the program;

(b) Sixty-five percent (65%) Kentucky produced material in the third and fourth years of the program; and

(c) Eighty percent (80%) Kentucky produced material in the fifth year of the program and thereafter."; and

On page 1, line 21, by changing "***(4)***" to "***(5)***"; and

On page 2, line 11, by changing "***(5)***" to "***(6)***"; and

On line 16, by changing "***(6)***" to "***(7)***"; and

On line 19, by changing "***(7)***" to "***(8)***"; and

On page 3, line 2, by changing "***(8)***" to "***(9)***".

The Senate Amendment No. 3 to **HB 369** is as follows:

Amend printed copy of **HB 369** on page 2, after line 15, by adding the following:

"***(6) If the logo program is undertaken, the Department of Agriculture shall provide assistance to those persons or businesses that wish to use the Kentucky logo but are unable to find enough Kentucky materials to use in their products to qualify for use of the logo.***"; and

On page 2, line 16, by changing "***(6)***" to "***(7)***"; and

On line 19, by changing "***(7)***" to "***(8)***"; and

On page 3, line 2, by changing "***(8)***" to "***(9)***".

Representative Crupper moved that the House concur in Senate Amendment No. 1 to **HB 369**. Agreed.

Representative Crupper moved that the House concur in Senate Amendment No. 2 to **HB 369**. Agreed.

Representative Crupper moved that the House concur in Senate Amendment No. 3 to **HB 369**. Agreed.

Representative Crupper moved that **HB 369**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 28, 1990 roll call on **HB 369** - Appendix.)

HB 369, as amended by the Senate, was passed and the title agreed to.

Representative Crupper moved that the vote by which **HB 369**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 683, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 683** is as follows:

Amend printed copy of **HB 683** on page 3, line 19, by changing "***(3) (h)***" to "***(3) (i)***".

Representative Donnermeyer moved that the House concur in Senate Amendment No. 1 to **HB 683**. Agreed.

Representative Donnermeyer moved that **HB 683**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 77, Nays 5. (See March 28, 1990 roll call on **HB 683** - Appendix.)

HB 683, as amended by the Senate, was passed and the title agreed to.

Representative Donnermeyer moved that the vote by which **HB 683**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 80, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 80** is as follows:

Amend printed copy of **HB 80** on page 6, starting on line 18, by deleting all of Section 2.

Representative Brown moved that the House concur in Senate Amendment No. 1 to **HB 80**. Agreed.

Representative Brown moved that **HB 80**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 28, 1990 roll call on **HB 80** - Appendix.)

HB 80, as amended by the Senate, was passed and the title agreed to.

Representative Brown moved that the vote by which **HB 80**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 36, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 3 to **HB 36** is as follows:

Amend printed copy of **HB 36** on page 9, line 13, before the word "balance" by inserting "***uncommitted***".

The Senate Amendment No. 4 to **HB 36** is as follows:

Amend printed copy of **HB 36** on page 4, line 4, after the words "special wastes" by inserting "***,***" and by deleting "or" and after the word "oil" by inserting "***, or spent material from air pollution control devices controlling emissions from coke manufacturing facilities***"; and

On page 6, line 3, after the word "***treated,***" by inserting "***detoxified, solidified, neutralized, recycled,***" and on line 5, after the word "***except***" by inserting "***for recycled waste used in the steel manufacturing process which shall be exempt***" and by deleting "***that onsite waste disposal***"; and on lines 6 and 7, by deleting all the text thereon; and on line 8, by deleting "***involves the landfilling of hazardous waste***".

The Senate Amendment No. 5 to **HB 36** is as follows:

Amend printed copy of **HB 36** on page 4, line 5, after the word "***person***" by inserting:

"***for any quantities of hazardous waste generated by others for which that person is a secondary handler that stores, processes, or reclaims the waste***" and by deleting "***that is a***"; and

On line 6, before the word "The" by deleting "***secondary handler of hazardous waste***"; and

On page 6, line 3, before the word "***treated,***" by inserting:

"***Hazardous waste***" and by deleting "***Waste***" and after the word "***treated,***" by inserting "***detoxified, solidified, neutralized, recycled,***"; and

On line 5, after the word "***rate***" by deleting "***, except that onsite waste disposal***"; and

On lines 6 and 7, by deleting all the text thereon; and

On line 8, before the word "***; and***" by deleting "***involves the landfilling of hazardous waste***"; and

On line 9, after "***Waste***" to delete the remaining text; and

On line 10, to delete the same; and

On line 11, to delete "***suspended solids, or waste***"

The Senate Amendment No. 6 to **HB 36** is as follows:

Amend printed copy of **HB 36** on page 5, line 24, after the word "***solid***" by deleting:

"***, except that facilities that recycle***"; and

On line 25, by deleting all the text thereon.

Representative Brown moved that the House concur in Senate Amendment No. 3 to **HB 36**. Agreed.

Representative Brown moved that the House concur in Senate Amendment No. 4 to **HB 36**. Agreed.

Representative Brown moved that the House concur in Senate Amendment No. 5 to **HB 36**. Agreed.

Representative Brown moved that the House concur in Senate Amendment No. 6 to **HB 36**. Agreed.

Representative Brown moved that **HB 36**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 28, 1990 roll call on **HB 36** - Appendix.)

HB 36, as amended by the Senate, was passed and the title agreed to.

Representative Brown moved that the vote by which **HB 36**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 446, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 446** is as follows:

Amend printed copy of **HB 446** on page 10, line 9, by replacing "***Section***" with "***Subsection***"

Representative A. Jones moved that the House concur in Senate Amendment No. 1 to **HB 446**. Agreed

Representative A. Jones moved that **HB 446**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 28, 1990 roll call on **HB 446** - Appendix.)

HB 446, as amended by the Senate, was passed and the title agreed to.

Representative A. Jones moved that the vote by which **HB 446**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 601, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 601** is as follows:

Amend printed copy of **HB 601** on page 3, lines 15 through 26, by deleting them in their entirety; and

By deleting pages 4, 5, and 6 in their entirety; and

On page 7, lines 1 through 19, by deleting them in their entirety; and

Renumbering the subsequent sections accordingly.

Representative A. Jones moved that the House concur in Senate Amendment No. 1 to **HB 601**. Agreed

Representative A. Jones moved that **HB 601**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 67, Nays 18. (See March 28, 1990 roll call on **HB 601** - Appendix.)

HB 601, as amended by the Senate, was passed and the title agreed to.

Representative A. Jones moved that the vote by which **HB 601**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 424, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 424** is as follows:

Amend printed copy of **HB 424** on page 1, line 18, by inserting after "." and before "The" the following:

"***Specifically included in this definition are private colleges located in Kentucky, private colleges located outside of Kentucky, and public colleges located outside of Kentucky. Specifically excluded are***";

On page 1, line 18 by placing "[" before "The" and striking through "The following shall be";

On page 1, by striking through everything on lines 19, 20 and 21;

On page 2, by striking through everything on lines 1, 2 and 3;

On page 2, line 4 by striking through "(b)" and placing "]" after "(b)".

The Senate Amendment No. 2 Title to **HB 424** is as follows:

Amend printed copy of **HB 424** by deleting "nonpublic" and inserting "the licensing of" in lieu thereof.

Representative Moberly moved that the House refuse to concur in Senate Amendment No. 1 to **HB 424.** Agreed

HB 745, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 745** is as follows:

Amend printed copy of **HB 745** on page 50, lines 19 through 26, and page 51, lines 1 through 19, by deleting Section 22 in its entirety; and

On page 51, line 20, by deleting "23" and inserting "22" in lieu thereof; and

On page 52, line 18, by deleting "24" and inserting "23" in lieu thereof; and

On page 56, line 9, by deleting "25" and inserting "24" in lieu thereof; and

On page 59, line 12, by deleting "26" and inserting "25" in lieu thereof; and

On page 60, line 8, by deleting "27" and inserting "26" in lieu thereof.

Representative Stumbo moved that Senate Amendment No. 1 to **HB 745** be passed over but retain its position in Orders of the Day. Agreed.

HB 261, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 261** is as follows:

HB 261, AN ACT relating to probation and parole.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 439.340 is amended to read as follows:

(1) The board may release on parole such persons confined in any adult state penal or correctional institution of Kentucky or sentenced felons incarcerated in county jails as are eligible for parole. All paroles shall issue upon order of the board duly adopted. As soon as practicable after his admission to an adult state penal or correctional institution or county jail if he is a sentenced felon, and at such intervals thereafter as it may determine, the Corrections Cabinet shall obtain all pertinent information regarding each prisoner, except those not eligible for parole. Such information shall include his criminal record, his conduct, employment and attitude in prison, and the reports of such physical and mental examinations as have been made. The Corrections Cabinet shall furnish the circumstances of his offense and his previous social history to the institution and the board. The Corrections Cabinet shall prepare a report on such information as it obtains. It shall be the duty of the Corrections Cabinet to supplement this report with such material as the board may request and submit such report to the board.

(2) Before granting the parole of any prisoner, the board shall consider the pertinent information regarding the prisoner and shall have him appear before it, or ***two (2)*** [~~one (1)~~] or more members for interview and hearing, except that the board in its discretion may request the parole board of another state confining prisoners pursuant to KRS 196.610 to interview eligible prisoners and make a parole recommendation to the board. A parole shall be ordered only for the best interest of society and not as an award of clemency, and it shall not be considered a reduction of sentence or pardon. A prisoner shall be placed on parole only when arrangements have been made for his proper employment or for his maintenance and care, and when the board believes he is able and willing to fulfill the obligations of a law abiding citizen.

(3) The board shall adopt rules or regulations with respect to the eligibility of prisoners for parole, the conduct of parole and parole revocation hearings, or conditions to be imposed upon parolees. Regulations governing the eligibility of prisoners for parole shall be in accordance with professionally accepted ideas of correction and reform and may utilize in part objective, performance-based criteria; however, nothing herein contained shall preclude the board from utilizing its present regulations in conjunction with such other factors involved that would relate to the inmate's needs and the safety of the public.

(4) The board shall insure that sentenced felons confined in county jails are considered for parole within thirty (30) days of their parole eligibility date and the Corrections Cabinet shall provide the necessary assistance and information to the board in order for it to conduct such timely parole reviews.

(5) In addition to or in conjunction with ***each*** [~~the initial~~] hearing conducted under subsection (2) of this section for any prisoner convicted of a Class A, B or C felony and prior to the granting of a parole to any such prisoner, the parole board shall conduct a hearing of which the following persons shall receive not less than ***forty-five (45)*** [~~thirty (30)~~] nor more than ninety (90) days' notice: the ***Commonwealth's*** [~~Commonwealth~~] attorney ***who shall notify the sheriff*** of every county ***and the chief of police of every city and county*** in which the prisoner committed any Class A, B or C felony for which he is imprisoned, and all identified victims of such crimes or the next of kin of any victim who is deceased. Notice to the ***Commonwealth's*** [~~Commonwealth~~] attorney shall be by mail to his business office. ***Notices received by chiefs of police and sheriffs shall be posted in a conspicuous location where police employed by the department may see it. Notices shall be posted in a manner and at a time that will allow officers to make comment thereon to the parole board.*** Notice to victims or their next of kin shall be made, for prisoners incarcerated prior to July 15, 1986, by mail to the ***Commonwealth's*** [~~Commonwealth~~] attorney who shall forward the notice promptly to the victims or their next of kin at their last known address. For prisoners incarcerated on or after July 15, 1986 notice to the victims or their next of kin shall be by mail from the parole board to their last known address as provided by the ***Commonwealth's*** [~~Commonwealth~~] attorney to the parole board at the time of incarceration of the prisoner. The notice shall include the time, date and place of the hearing provided for in this subsection, and the name and address of a person to write in the event the recipient of the notice desires to attend the hearing or to submit written comments.

(6) Persons receiving notice as provided for in subsection (5) of this section may submit [~~written~~] comments, ***in person or in writing,*** to the board upon all issues relating to the parole of the prisoner. The board shall read and consider all such comments prior to making its parole decision, provided they are received by the board not less than seven (7) days before the date for the hearing. The board shall retain all such comments in the prisoner's permanent parole board file and shall consider them in conjunction with any subsequent parole decisions affecting the prisoner. In addition ***to officers listed in subsection (5) of this section***, the crime victims or the next of kin of any victim who is deceased or who is disabled and cannot attend the hearing or the parent or legal guardian of any victim who is a minor shall have the right to attend the hearing provided for in subsection (5) of this section and present oral and written comments upon all issues relating to the parole of the prisoner, provided only that such persons shall have advised the board, in writing received by the board not less than seven (7) days prior to the date set for the hearing, of his intention to attend the hearing. The board shall receive and consider all such comments, shall make a record of them which it shall retain in the prisoner's permanent parole board file and shall consider them in conjunction with any subsequent parole decision affecting the prisoner. Persons appearing before the parole board pursuant to this subsection may elect to make their presentations outside of the presence of the prisoner.

(7) Any hearing provided for in subsections (5) and (6) of this section shall be open to the public unless the persons having a right to appear before the board as specified in those subsections request closure of such hearing for reasons of personal safety, in which event the hearing shall be closed.

(8) Except as specifically set forth in this section, nothing in this section shall be deemed to expand or abridge any existing rights of persons to contact and communicate with the parole board or any of its members, agents or employees.

(9) The unintentional failure by the parole board***, sheriff, chief of police,*** or any of its members, agents or employees or by a ***Commonwealth's*** [~~Commonwealth~~] attorney or any of his agents or employees to comply with any of the provisions of subsections (5), (6) and (7) of this section shall not affect the validity of any parole decision or give rise to any right or cause of action by the crime victim, the prisoner or any other person.

(10) No eligible sexual offender within the meaning of KRS 197.400 to 197.440 shall be granted parole unless he has successfully completed the sexual offender treatment program.

(11) Any prisoner who is granted parole after completion of the sexual offender treatment program shall be required, as a condition of his parole, to participate in regular treatment in a mental health program approved or operated by the Corrections Cabinet.

(12) Whenever an order for parole is issued it shall recite the conditions thereof.

Section 2. KRS 197.170 is amended to read as follows:

(1) The wardens of the state penitentiaries upon the release of any prisoner or inmate from confinement, shall immediately notify the Circuit Court, the Commonwealth's attorney of the district, the county attorney and sheriff of the county and the chief of police of the city ***and county***, to which the inmate is released, giving the residence of the person released and the name of the person to whom he was released.

(2) If the Circuit Court notified pursuant to subsection (1) of this section is a court other than the court which sentenced the inmate, the warden shall also notify the sentencing court.

(3) Notices received by sheriffs and chiefs of police shall be posted in a conspicuous location where personnel employed by the department may see it.

Representative Priddy moved that the House concur in Senate Committee Substitute to **HB 261**. Agreed

Representative Priddy moved that **HB 261**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: Yeas 92, Nays 0. (See March 28, 1990 roll call on **HB 261** - Appendix.)

HB 261, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Priddy moved that the vote by which **HB 261**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 272, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 2 to **HB 272** is as follows:

Amend printed copy of **HB 272** on page 5, line 2, by deleting "***that owner***" and inserting in lieu thereof "***the Commonwealth***"; and

On page 5, line 2, by deleting "***without***" and inserting in lieu thereof "***with***"; and

On page 17, line 14, following "***($50,000)***" to insert "***of forfeited coin or currency or***".

Representative Richards moved that the House refuse to concur in Senate Floor Amendment No. 2 to **HB 272**. Agreed.

HB 536, with Senate Committee Substitute and Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 536** is as follows:

HB 536, AN ACT relating to horse racing and activities conducted at horse racing facilities and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 18A.115 is amended to read as follows:

(1) The classified service to which KRS 18A.005 to 18A.200 shall apply shall comprise all positions in the state service now existing or hereafter established, except the following:

(a) The General Assembly and employees of the General Assembly including the employees of the legislative research commission;

(b) Officers elected by popular vote and persons appointed to fill vacancies in elective offices;

(c) Members of boards and commissions;

(d) Officers and employees on the staff of the Governor, the Lieutenant Governor, the office of the secretary of the Governor's cabinet, and the office of program administration;

(e) Cabinet secretaries, commissioners, office heads, and the administrative heads of all boards and commissions, including the executive director of Kentucky Educational Television;

(f) Employees of Kentucky Educational Television who have been determined to be exempt from classified service by the Kentucky Authority for Educational Television, which shall have sole authority over such exempt employees for employment, dismissal and setting of compensation, up to the maximum established for the executive director and his principal assistants;

(g) One (1) principal assistant or deputy for each person exempted under subsection (1)(e) of this section;

(h) One (1) additional principal assistant or deputy as may be necessary for making and carrying out policy for each person exempted under subsection (1)(e) of this section in those instances in which the nature of the functions, size or complexity of the unit involved are such that the commissioner approves such an addition on petition of the relevant cabinet secretary or department head and such other principal assistants, deputies, or other major assistants as may be necessary for making and carrying out policy for each person exempted under subsection (1)(e) of this section in those instances in which the nature of the functions, size or complexity of the unit involved are such that the board may approve such an addition or additions on petition of the department head approved by the commissioner;

(i) Division directors subject to the provisions of KRS 18A.170. Division directors in the classified service as of January 1, 1980, shall remain in the classified service;

(j) Physicians employed as such;

(k) One (1) private secretary for each person exempted under subsection (1)(e), (g) and (h) of this section;

(l) The judicial department, referees, receivers, jurors, and notaries public;

(m) Officers and members of the staffs of state universities and colleges and student employees of such institutions; officers and employees of the Teachers' Retirement System; and officers, teachers, and employees of local boards of education;

(n) Patients or inmates employed in state institutions;

(o) Persons employed in a professional or scientific capacity to make or conduct a temporary or special inquiry, investigation, or examination on behalf of the General Assembly, or a committee thereof, or by authority of the Governor, and persons employed by state agencies for a specified, limited period to provide professional, technical, scientific, or artistic services under the provisions of KRS 45.700 to 45.720;

(p) Seasonal, temporary, and emergency employees;

(q) Federally funded time-limited employees;

(r) Officers and members of the state militia;

(s) State police troopers and sworn officers in the Department of State Police, Justice Cabinet;

(t) University or college engineering students or other students employed part-time or part-year by the state through special personnel recruitment programs; provided that while so employed such aides shall be under contract to work full-time for the state after graduation for a period of time approved by the commissioner or shall be participants in a cooperative education program approved by the commissioner;

(u) Superintendents of state mental institutions, including heads of mental retardation centers, and penal and correctional institutions as referred to in KRS 196.180(2);

(v) Staff members of the Kentucky Historical Society, if they are hired in accordance with KRS 171.311;

(w) County and Commonwealth's attorneys and their respective appointees;

(x) Chief district engineers and the state highway engineer***; and***

(y) Veterinarians employed as such by the Kentucky State Racing Commission or the Kentucky Harness Racing Commission.

(2) Nothing in KRS 18A.005 to 18A.200 is intended, or shall be construed, to alter or amend the provisions of KRS 150.022 and 150.061.

(3) Nothing herein is intended or shall be construed to affect any nonmanagement, nonpolicy-making position which must be included in the classified service as a prerequisite to the grant of federal funds to a state agency.

(4) Career employees within the classified service promoted to positions exempted from classified service shall, upon termination of their employment in the exempted service, revert to a position in that class in the agency from which they were terminated if a vacancy in that class exists. If no such vacancy exists, they shall be considered for employment in any vacant position for which they were qualified pursuant to KRS 18A.130 and 18A.135.

(5) Nothing herein shall be construed as precluding appointing officers from filling unclassified positions in the manner in which positions in the classified service are filled except as otherwise provided herein.

Section 2. KRS 138.510 is amended to read as follows:

(1) Through June 30, 1990, an excise tax is imposed on every person, corporation or association which

operates a race track under the jurisdiction of the Kentucky State Racing Commission at which betting is conducted through a pari-mutuel or other similar system and which is conducting a race meeting. The tax shall be an amount equal to four and three-fourths percent (4 3/4%) of all money wagered during the year. A year as used herein shall begin at 12:01 a. m. July 1 and end at 12 midnight June 30. From July 15, 1982, until June 30, 1990, tracks with a daily average handle of less than one million two hundred thousand dollars ($1,200,000) shall receive a tax credit amounting to three percent (3%) of money wagered, with one and one-half percent (1.5%) to be allocated to purses, one percent (1%) to capital improvement and one-half percent (.5%) for administration. From July 15, 1986 until June 30, 1990, tracks with a daily average handle of one million two hundred thousand dollars ($1,200,000) or more shall receive a tax credit amounting to one percent (1%) of money wagered, to be allocated to purses. All money from the tax credit allocated to purses shall be in addition to purse money allocated by contractual agreement or by regulation of the commission. All expenditures of tax credit money shall be reported to and approved by the commission in such form and frequency as the commission by regulation may require. Copies of all such reports shall also be sent to the legislative research commission. An amount equal to three-quarters of one percent (3/4 of 1%) of all pari-mutuel wagering shall be deducted from the tax and deposited in the Kentucky thoroughbred development fund created and described in KRS 230.400. [~~From July 13, 1984, until September 15, 1988, any track with a daily average handle of less than one million two hundred thousand dollars ($1,200,000), which experienced an overlap of its racing dates in 1983 with another thoroughbred track, shall be exempt from payment of the tax levied under this subsection, with exception of the amount to be paid to the thoroughbred development fund, and the license tax levied in KRS 137.170, for the period of the overlap should the 1983 overlap of racing dates be continued. Moneys retained under this provision shall be allocated in the same manner as the tax credit is allocated.~~]

(2) Through June 30, 1990 an excise tax is imposed on every person, corporation or association which operates a race track under the jurisdiction of the Kentucky Harness Racing Commission at which betting is conducted through a pari-mutuel or other similar system and which is conducting a race meeting. The tax shall be an amount equal to five percent (5%) of all money wagered during the year. A year as used herein shall begin at 12:01 a. m. July 1 and end at 12 midnight June 30. An amount equal to one percent (1%) of all pari-mutuel wagering on racing under the jurisdiction of the Kentucky Harness Racing Commission shall be deducted from the tax and set aside by the Revenue Cabinet and shall be deposited in the Kentucky standardbred, quarter horse, appaloosa and arabian development fund created and described in KRS 230.770. From July 15, 1982, until June 30, 1990, associations conducting a race meet under the jurisdiction of the Kentucky Harness Racing Commission with a daily average handle of less than three hundred thousand dollars ($300,000) shall receive a tax credit of three percent (3%) of all money wagered, two percent (2%) to be allocated to the associations for capital improvements, promotions, including advertising, or purses, as the association shall elect and three-quarters of one percent (3/4 of 1%) to be allocated to overnight purses and one-quarter of one percent (1/4 of 1%) to be allocated to the Kentucky standardbred, quarter horse, appaloosa and arabian development fund. Said expenditures shall be reported to and approved by the Harness Racing Commission in such form and frequency as the commission by regulation may require. Copies of all such reports shall also be sent to the Legislative Research Commission. [~~From July 13, 1986, until September 15, 1988, any association with a daily average handle of less than three hundred thousand dollars ($300,000), which experienced an overlap of racing dates in 1983 with a thoroughbred track within fifty (50) miles, shall be exempt from payment of the tax levied in this subsection, with exception of the amount to be paid to the standardbred, quarter horse, appaloosa and arabian development fund, for the period of the overlap should the 1983 overlap of racing dates be continued. Moneys retained under this provision shall be allocated fifty percent (50%) to purses and fifty percent (50%) to the association.~~]

(3) Effective July 1, 1990, an excise tax is imposed on all tracks conducting pari-mutuel racing under the jurisdiction of the Kentucky State Racing Commission and the Kentucky Harness Racing Commission. For tracks with a daily average handle of one million two hundred thousand dollars ($1,200,000) or above, the tax shall be in the amount of three and one-half percent (3 1/2%) of all money wagered during the fiscal year. For tracks with a daily average handle under one million two hundred thousand dollars ($1,200,000) the tax shall be an amount equal to one and one-half percent (1 1/2%) of all money wagered during the fiscal year. For the purposes of this subsection and subsections (1) and (2) of this section, the daily average handle shall be computed from the amount wagered only at the host track and shall not include money wagered at a receiving track ***or on telephone account wagering***. Money shall be deducted from the tax paid by host tracks and deposited to the respective development funds in the same amount and same manner as provided for in subsections (1) and (2) of this section***, termination dates in these sections notwithstanding***.

(4) An excise tax is imposed on ***telephone account wagering and*** all tracks not conducting pari-mutuel racing but participating as receiving tracks in intertrack wagering under the jurisdictions of the Kentucky State Racing Commission and the Kentucky Harness Racing Commission. From July 15, 1988 until June 30, 1990, the tax shall be in the amount of five percent (5%) of all money wagered during the fiscal year. After June 30, 1990, the tax shall be in the amount of three percent (3%) of all money wagered ***by such methods*** during the fiscal year. After June 30, 1990 an amount equal to two percent (2%) of the amount wagered and deducted from the tax imposed in this subsection shall be deposited in the thoroughbred

development fund if the ***host*** [~~receiving~~] track is under the jurisdiction of the Kentucky State Racing Commission, or the Kentucky standardbred, quarter horse, appaloosa and arabian development fund, if the ***host*** [~~receiving~~] track is under the jurisdiction of the Kentucky Harness Racing Commission.

(5) Two-tenths of one percent (.2%) of the total amount wagered in Kentucky shall be deducted from the pari-mutuel tax levied in subsections (1), (2) and (3) of this section and allocated to the equine industry program trust and revolving fund to be used for funding the equine industry program at the University of Louisville.

Section 3. KRS 138.515 is amended to read as follows:

(1) The commission, including the tax levied in KRS 138.510, deducted from the gross amount wagered by the person, corporation or association which operates a race track under the jurisdiction of the Kentucky State Racing Commission at which betting is conducted through a pari-mutuel or other similar system, in races where the patron is required to select one (1) horse, shall not be less than fifteen percent (15%) nor more than sixteen percent (16%) at the discretion of those tracks averaging over ***one million two*** [~~nine~~] hundred thousand dollars ***($1,200,000)*** [~~($900,000)~~] in ***on-track*** pari-mutuel handle per [~~racing~~] day ***of live racing conducted by the association***. The commission at those tracks averaging ***one million two*** [~~nine~~] hundred thousand dollars ***($1,200,000)*** [~~($900,000)~~] or less in ***on-track*** pari-mutuel handle per [~~racing~~] day ***of live racing conducted by the association***, at the discretion of such track, shall not be less than sixteen and one-half percent (16 1/2%) nor more than seventeen and one-half percent (17 1/2%) in races where the patron is required to select one (1) horse, and the breaks, which breaks shall be made and calculated to the dime.

(2) The commission ***at those tracks averaging over one million two hundred thousand dollars ($1,200,000) in on track pari-mutuel handle per day of live racing conducted by the association***, including the tax levied in KRS 138.510, deducted from the gross amount wagered by the person, corporation or association which operates a race track under the jurisdiction of the Kentucky State Racing Commission at which betting is conducted through a pari-mutuel or other similar system shall not exceed nineteen percent (19%) of the gross handle in races where the patron is required to select two (2) ***or more*** horses, and the breaks, which breaks shall be made and calculated to the dime. ***The commission, at those tracks averaging one million two hundred thousand dollars ($1,200,000) or less in on track pari-mutuel handle per day of live racing conducted by the association, including the tax levied in KRS 138.510, deducted from the gross amount wagered by the person, corporation or association which operates a race track under the jurisdiction of the Kentucky State Racing Commission at which betting is conducted through a pari-mutuel or other similar system shall not exceed twenty-two percent (22%) of the gross handle in races where the patron is required to select two (2) or more horses, and the breaks, which breaks shall be made and calculated to the dime.***

(3) The minimum wager to be accepted by any licensed association shall be two dollars ($2.00). The minimum pay-off on a two dollar ($2.00) wager shall be two dollars and twenty cents ($2.20); provided, however, in the event of a minus pool, the minimum pay-off for a two dollar ($2.00) wager shall be two dollars and ten cents ($2.10).

(4) The racing association averaging ***one million two*** [~~nine~~] hundred thousand dollars ***($1,200,000)*** [~~($900,000)~~] or less ***in on-track parimutuel handle*** per [~~racing~~] day ***of live racing conducted by the association*** shall pay to the backside improvement fund an amount equal to one-half of the one percent (1/2 of 1%) of its commissions ***derived from on-track pari-mutuel wagers***.

Section 4. KRS 230.300 is amended to read as follows:

(1) Any person desiring to conduct thoroughbred racing and Appaloosa racing at a thoroughbred race meeting within the Commonwealth of Kentucky ***or to engage in simulcasting and intertrack wagering as a receiving track*** during any calendar year shall first apply to the commission for a license to do so. The application shall be filed at the commission's general office on or before ***June 1 with respect to applications to conduct live race meetings, and on or before October 1, with respect to intertrack wagering dates*** [~~a day fixed by the commission~~]. The application shall specify the location of the track and the days on which racing ***or intertrack wagering, or both,*** is desired to be conducted or held and shall be in the form and contain such other information and data as the commission may, by rule require. ***Nothing in KRS Chapter 230 shall be construed as requiring a track to obtain a license from more than one (1) commission.***

(2) The commission shall as soon as practicable, but in no event later than ***September*** [~~March~~] 1 in any calendar year award dates for racing in the Commonwealth during the ***next*** year. ***Dates for the conduct of intertrack wagering shall be awarded as provided in KRS 230.377(2).*** In the event scheduled racing is canceled by reason of flood, fire, or inclement weather, the commission may award after ***September*** [~~March~~] 1 additional racing dates to make up for those dates canceled by such flood, fire, or inclement weather. The commission may issue such license to conduct a thoroughbred race meeting to any association making the aforesaid application if the commission finds that the proposed conduct of racing by such association would be in the best interest of the public health, safety, and welfare of the immediate community as well as to

the Commonwealth, and if by reason of financial stability, track location, traffic flow, facilities for the public, facilities for racing participants and horses, character and reputation for honesty of all persons identified with the association, competence of proposed racing officials and association employees, absence of conflict with other race meetings in time and patronage area, sentiment of the community in which such association proposes to conduct a race meeting, and capability to comply with the rules and rulings of the commission, the licensing of such association would serve to nurture, promote, develop, or improve the thoroughbred industry in the Commonwealth. As a condition precedent to the issuance of such license, the commission may require a surety bond or other surety conditioned upon the payment of all taxes due the Commonwealth, together with the payment of operating expenses including purses and awards to owners of horses participating in races.

(3) Every license issued under KRS 230.215 to 230.360 shall specify among other things the name of the person to whom issued, the address and location of the track where the thoroughbred race meeting to which it relates is to be held or conducted, and the days and hours of the day when the meeting will be permitted; provided, however, that no track which is granted overlapping dates ***for the conduct of a live race meeting*** with another thoroughbred or harness racing track within a fifty (50) mile radius shall be permitted to have a post time after 5:30 p.m., prevailing time for overlapping days between July 1 and September 15, unless agreed to in writing by the tracks affected.

(4) A license issued under this section is neither transferable nor assignable and shall not permit the conduct of a thoroughbred race meeting at any track not specified therein. However, if the track specified becomes unsuitable for thoroughbred racing or Appaloosa racing because of flood, fire or other catastrophe, the commission may, upon application, authorize the meeting, or any remaining portion thereof, to be conducted at any other suitable track available for that purpose, provided that the owner of such track willingly consents to the use thereof.

(5) Thoroughbred racing dates may be awarded and licenses issued authorizing thoroughbred racing and Appaloosa racing at a thoroughbred race meeting on any day of the year. Thoroughbred racing or Appaloosa racing at thoroughbred race meetings shall be held or conducted only between sunrise and midnight.

(6) The commission may at any time require the removal of any official or employee of any association in those instances where it has reason to believe that the official or employee has been guilty of any dishonest practice in connection with thoroughbred racing or Appaloosa racing at a thoroughbred race meeting or has failed to comply with any condition of his license or has violated any law or any rule or regulation of this commission.

(7) Every thoroughbred race not licensed under this section or Appaloosa race not licensed by this section or KRS 230.620 to 230.760 is hereby declared to be a public nuisance and the commission may obtain an injunction against the same in the circuit court of the county where the unlicensed race is proposed to take place.

Section 5. KRS 230.350 is amended to read as follows:

(1) Any person licensed by this commission under KRS 230.300 may be issued a license by the Alcoholic Beverage Control Board and may hold a distilled spirits and wine special temporary license and malt beverage special temporary license as provided in KRS 243.260 and 243.290. The licenses, and each of them, when issued shall be valid and effective only upon premises licensed by this commission and upon the dates and hours for which racing ***or intertrack wagering*** has been authorized by this commission. ***A temporary license may be issued for the period the racing or intertrack wagering has been authorized, even if the period exceeds the thirty (30) days as provided in KRS 243.260 and 243.290.***

(2) Other provisions of the Kentucky Revised Statutes notwithstanding, in a county containing a city of the third or fourth class, a limited sale precinct election may be held in any precinct containing a licensed racing association. The election shall be conducted in the same manner as provided for in KRS 242.1292. Upon approval of the proposition, a license shall be issued in accordance with subsection (1) of this section. Nothing in this section shall be construed as authorizing the issuance of any alcoholic beverage licenses other than for the premises of a licensed racing association pursuant to KRS 243.260 and 243.290.

Section 6. KRS 230.376 is amended to read as follows:

As used in KRS 138.510, 230.260, 230.320, 230.361, 230.374 to 230.379, 230.620, 230.750, and 230.770 unless the context requires otherwise:

(1) "Simulcasting" means the telecast of live audio and visual signals of horse races for the purpose of pari-mutuel wagering.

(2) "Track" means any association duly licensed ***as of January 1, 1990*** by the Kentucky State Racing

Commission or the Kentucky Harness Racing Commission to conduct horse racing. ***Track shall not include any facility or real property that is owned or purchased by a track but is not contiguous to track premises. For the purposes of simulcasting and intertrack wagering, track may include one (1) facility located in each county containing more than one (1) track, which has been established by agreement between or among all tracks in the county to participate in simulcasting and intertrack wagering as a receiving track in lieu of participation at the tracks on specified dates. All tracks agreeing to establishment of the facility and participation in simulcasting and intertrack wagering on specific dates shall be considered as participating in intertrack wagering.***

(3) "Intertrack wagering" means pari-mutuel wagering on simulcast horse races from a host track by patrons at a receiving track.

(4) "Host track" means the track conducting racing and offering its races for simulcasting.

(5) "Receiving track" means a track where simulcasts are displayed for wagering purposes.

(6) "Commission of jurisdiction" means the racing commission under whose authority a track is licensed and regulated to conduct horse racing.

(7) "Telephone account wagering" means a form of pari-mutuel wagering where an individual may deposit money in an account at a track and may place a wager by direct telephone call ***or by communication through other electronic media owned by the holder of the account,*** to the track [~~or by communication through other electronic media~~].

Section 7. KRS 230.377 is amended to read as follows:

(1) Other provisions of the Kentucky Revised Statutes notwithstanding, [~~a host track and~~] a [~~receiving~~] track ***may apply to its respective commission of jurisdiction for simulcasting and intertrack wagering dates. Applications shall be submitted in accordance with KRS 230.300 and 230.690.***

(2) On or before November 1 of each year the Kentucky State Racing Commission and the Kentucky Harness Racing Commission shall meet in joint session and award simulcasting and intertrack wagering dates for the entire succeeding calendar year, including dates for which a track has exercised its right of first refusal as follows: Except as provided in KRS 230.377(5), in counties containing more than one (1) track, each track shall have the right of first refusal to receive at least sixty percent (60%) of the available intertrack wagering days, which shall not include the days in subsection (4) of this section, of host tracks of the same breed as the receiving track if the receiving track was licensed to conduct racing of that breed on or before January 1, 1990. Each track shall request the intertrack wagering dates which it desires in its application for intertrack wagering dates. The commissions shall approve no more than nine (9) tracks for participation in intertrack wagering. Each commission shall have one (1) vote. Each commission shall poll its members and a simple majority of members present and voting shall determine the vote of each commission. In the event a decision cannot be reached as to the balance of dates to be awarded, the Governor shall appoint an impartial arbitrator to resolve the impasse.

(3) For the balance of calendar year 1990 after the effective date of this Act, the commissions shall award simulcasting and intertrack wagering dates in the following manner: tracks shall make application for 1990 dates within two (2) weeks of the effective date of this Act. Within two (2) weeks following the application deadline, the commissions shall award dates. Dates awarded for 1990 shall not, however, abridge any contractual agreements entered into prior to the effective date of this Act.

(4) A track may by regulation be required to simulcast its races to one (1) or more receiving tracks approved for simulcasting and intertrack wagering, as a prerequisite for the issuance of a license pursuant to KRS 230.300 and 230.690, provided that:

(a) Each track shall be permitted to exempt one (1) day of racing from simulcasting, at its discretion;

(b) Tracks in a county containing a city of the first class and tracks in an urban-county government shall not be required to simulcast to one another or to any other facility in those counties. This provision shall not be construed as requiring tracks within the same county to simulcast to one another; and

(c) In the absence of a contract between a host track and a receiving track, the commission shall be split as provided for in KRS 230.378(3) [~~may, at their discretion, enter into agreements for and engage in simulcasting and intertrack wagering in accordance with the provisions of KRS 138.510, 230.260, 230.320, 230.361, 230.374 to 230.379, 230.620, 230.750 and 230.770.~~

~~(2) In a county with a population of one hundred fifty thousand (150,000) or more people and containing more than one (1) track, receipt of simulcasting and participation in intertrack wagering as a receiving track on the same days on which racing is conducted in the county is prohibited unless the track conducting racing agrees in writing to such simulcasting~~].

(5)[~~(3)~~] In a county with a population of less than one hundred fifty thousand (150,000) people and containing more than one (1) track, the track which conducts racing of the same breed as a host track shall have an exclusive right of first refusal for the simulcasts of such races. If the track conducting racing of the same breed does not receive the simulcasts, the other track in the county may do so and all tracks may receive the simulcasts if agreed to in writing by the tracks affected.

[~~(4) In a county with a population of one hundred fifty thousand (150,000) or more people and containing more than one (1) track, the track which conducts racing of the same breed as a host track shall approve in writing the simulcasting of racing of that breed before another track in the same county may simulcast such races. All tracks may receive the simulcasts if agreed to in writing by the tracks affected.~~]

(6)[~~(5)~~] A track may receive simulcasts of special event races conducted in other states or foreign countries which are determined by the commission of jurisdiction to be of sufficient national or international significance or interest to warrant interstate wagering. All interstate simulcasting shall be conducted in accordance with applicable federal laws.

(7)[~~(6)~~] Each commission of jurisdiction ***may*** [~~is vested with power to~~] promulgate necessary and reasonable administrative regulations for the purpose of administering the conduct of intertrack wagering and regulating the conditions under which such wagering shall be held and conducted. [~~Such~~] Administrative regulations ***shall*** [~~are to~~] provide for the prevention of practices detrimental to the public interest and to impose penalties for violations. All [~~such~~] administrative regulations shall be in conformity with the provisions of KRS 138.510, 230.260, 230.320, 230.361, 230.374 to 230.379, 230.620, 230.750 and 230.770.

Section 8. KRS 230.378 is amended to read as follows:

(1) A receiving track may accept wagers only at the track where it is licensed to conduct its race meeting ***or conduct intertrack wagering. A receiving track may accept wagers*** [~~or~~] through a telephone account wagering system[~~, or both~~]. Wagers at a receiving track ***or on telephone account wagering*** shall form a common pool with wagers at a host track. This common pool requirement shall not apply to wagers made in connection with interstate simulcasting pursuant to subsection ***(6)*** [~~(5)~~] of KRS 230.377.

(2) The commission of a receiving track ***or on telephone account wagering*** shall be the same as the commission of the host track as determined in KRS 138.515 or 230.750.

(3) In the absence of a valid contract with a horsemen's organization, the commission of a receiving track, after deduction of applicable taxes and other applicable deductions, shall be split as follows: twenty-two percent (22%) to the host track, twenty-two percent (22%) to the purse program at the host track, twenty-two percent (22%) to the receiving track and twenty-two percent (22%) to the purse program at the receiving track. Twelve percent (12%) of the commission shall be allocated evenly between the host track and the receiving track to cover the cost of simulcasting, unless otherwise agreed to by contract.

(4) The deduction for the backside improvement fund, as provided for in KRS 138.515(4) and the deduction for equine drug research provided for in KRS 230.265(3), shall not apply to the commission or pari-mutuel tax of a receiving track ***or telephone account wagering.***

(6)[~~(5)~~] A receiving track shall be exempt from the admissions tax levied in KRS 138.480 and from any license fee imposed by statute or regulation by the commission of jurisdiction.

Section 9. KRS 230.379 is amended to read as follows:

(1) A track may engage in telephone account wagering, provided that all telephone calls to place wagers be made to a location within the track enclosure, and provided that all moneys used to place telephone account wagers be on deposit in an amount sufficient to cover the wagers at the track where the account is opened. All moneys wagered by telephone account wagering shall be subject to the applicable pari-mutuel tax levied in KRS 138.510 and shall form a common pool with other pari-mutuel pools at the track for each posted race. The commission of jurisdiction shall have authority to promulgate necessary and reasonable administrative regulations to regulate the conduct of telephone account wagering ***including regulations for the deposit of funds by credit or debit cards or other means of electronic funds transfer.***

(2) A track shall accept and tabulate a telephone account wager only from the holder of a telephone wagering account. No person shall directly or indirectly act as an intermediary, transmitter or agent in the placing of wagers for a holder of a telephone wagering account. No person shall in any manner place a wager through telephone account wagering, on behalf of a holder of a telephone wagering account. Only the holder of a telephone wagering account shall place a telephone wager. Any person violating this subsection shall be guilty of a class A misdemeanor.

(3) Telephone account wagering conducted in accordance with the provisions of this section shall not be considered a violation of KRS 528.110.

Section 10. KRS 230.690 is amended to read as follows:

(1) Any person desiring to conduct standardbred, quarter horse, Appaloosa or Arabian horse racing within the Commonwealth of Kentucky ***or to engage in simulcasting and intertrack wagering as a receiving track*** during any calendar year shall first apply to the commission for a license to do so. The application shall be filed at the commission's general office on or before ***June 1 with respect to application to conduct live race meetings and on or before October 1 with respect to intertrack wagering dates*** [~~a day fixed by the commission~~]. The application shall specify the location of the track and the days on which racing ***or intertrack wagering or both,*** is desired to be conducted or held and shall be in the form and contain such other information and data as the commission may, by rule, require. ***Nothing in KRS Chapter 230 shall be construed as requiring a track to obtain a license from more than one (1) commission.***

(2) The commission shall as soon as practicable, but in no event later than ***September*** [~~February~~] 1 in any calendar year award dates for racing in the Commonwealth during the ***next calendar*** year. ***Dates for the conduct of intertrack wagering shall be awarded as provided in KRS 230.377(2).*** In the event scheduled racing is cancelled by reason of flood, fire, inclement weather, or other causes, the commission may award after ***September*** [~~February~~] 1 additional racing dates to make up for those dates cancelled by such flood, fire, inclement weather, or other causes. The commission may issue such license to conduct a standardbred, quarter horse, Appaloosa or Arabian horse race meeting to any association making the aforesaid application if the commission finds that the proposed conduct of racing by such association would be in the best interest of the public health, safety, and welfare of the immediate community as well as to the Commonwealth, and if by reason of financial stability, track location, traffic flow, facilities for the public, facilities for racing participants and horses, character and reputation for honesty of all persons identified with the association, competence of proposed racing officials and association employees, absence of conflict with other race meetings in time and patronage area, sentiment of the community in which such association proposes to conduct a race meeting, and capability to comply with the rules and rulings of the commission, the licensing of such association would serve to nurture, promote, develop, or improve the standardbred, quarter horse, Appaloosa and Arabian industry in the Commonwealth. As a condition precedent to the issuance of such license, the commission may require a surety bond or other surety conditioned upon the payment of all taxes due the Commonwealth, together with the payment of operating expenses including, but not limited to, purses and awards to owners of horses participating in races.

(3) Every license issued under this section shall specify among other things the name of the person to whom issued, the address and location of the track where the race meeting to which it relates is to be held or conducted, and the days and hours of the day when the meeting will be permitted.

(4) A license issued under this section is neither transferable nor assignable and shall not permit the conduct of a standardbred, quarter horse, Appaloosa or Arabian horse race meeting at any track not specified therein. However, if the track specified becomes unsuitable for horse racing because of flood, fire or other catastrophe or other causes, the commission may, upon application, authorize the meeting, or any remaining portion thereof, to be conducted at any other suitable track available for that purpose, provided that the owner of such track willingly consents to the use thereof.

(5) The commission may at any time require the removal of any official or employee of any association in those instances where it has reason to believe that the official or employee has been guilty of any dishonest practice in connection with standardbred, quarter horse, Appaloosa or Arabian horse racing or has failed to comply with any condition of his license or has violated any law or any rule or regulation of this commission.

(6) The fee for a license issued under this section shall be in such amount as prescribed by the commission.

(7) Every standardbred, quarter horse, Appaloosa or Arabian horse race not licensed under this section is hereby declared to be a public nuisance and the commission may obtain an injunction against the same in the circuit court of the county where the unlicensed race is proposed to take place.

Section 11. KRS 230.750 is amended to read as follows:

(1) The commission, including the tax levied in KRS 138.510, deducted from the gross amount wagered by the person, corporation or association which operates a horse track under the jurisdiction of the commission at which betting is conducted through a pari-mutuel or other similar system shall not exceed eighteen percent (18%) of the gross amount handled on straight wagering pools and twenty-five percent (25%) of the gross amount handled on multiple wagering pools, plus the breaks, which shall be made and calculated to the dime. Multiple wagering pools shall include daily double, perfecta, double perfecta, quinella, double quinella, trifecta and other types of exotic betting. Effective July 1, 1990, an amount equal to three percent (3%) of the total amount wagered and included in the commission of a host track shall be allocated by the host track in the following manner. Two percent (2%) shall be allocated to the host for capital improvements, promotions, including advertising, or purses, as the host track shall elect. Three-quarters of one percent (3/4 of 1%) shall be allocated to overnight purses. One-quarter of one percent (1/4 of 1%) shall be allocated to the Kentucky standardbred, quarterhorse, appaloosa and arabian development fund. Such allocation shall be made after deduction from the commission of the pari-mutuel tax but prior to any other deduction, allocation or division of the commission.

(2) Each racing association licensed by the Kentucky Harness Racing Commission shall pay an amount equal to one-half of one percent (1/2 of 1%) of its commissions into a revolving fund to be known as the harness backside improvement fund, and created herein. The provisions of this subsection shall not, however, apply to any association which does not own its backside as of the effective date of this Act. Moneys deposited to the fund shall be allocated back to racing associations in the same percentage paid in, for projects and programs to promote, enhance and improve the condition of association backsides. The commission shall approve any backside improvement project financed in whole or in part by backside improvement funds.

Section 12. Whereas, it is necessary to begin the application process immediately for awarding simulcasting and intertrack wagering dates, an emergency is declared to exist, and this Act shall become effective upon its passage and approval by the Governor.

The Senate Floor Amendment No. 4 to **HB 536** is as follows:

Amend printed copy of SCS to **HB 536** on page 11, line 4, after the word "horse," by inserting the following:

"***and the breaks, which breaks shall be made and calculated to the dime,***"

Representative LeMaster moved that the House concur in Senate Committee Substitute to **HB 536**. Agreed.

Representative LeMaster moved that the House concur in Senate Floor Amendment No. 4 to **HB 536**. Agreed.

Representative LeMaster moved that **HB 536**, by way of Senate Committee Substitute as amended by the Senate, be passed.

On the roll call the vote was: Yeas 83, Nays 9. (See March 28, 1990 roll call on **HB 536** - Appendix.)

HB 536, by way of Senate Committee Substitute as amended by the Senate, was passed and the title agreed to.

Representative LeMaster moved that the vote by which **HB 536**, by way of Senate Committee Substitute as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 243, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Stumbo moved that the rules be suspended to act upon Floor Amendment No. 4 to **SB 243**. Agreed.

Representative Gedling moved the adoption of Floor Amendment No. 4 to **SB 243**. Agreed.

Representative Arnold moved the adoption of Floor Amendment No. 2 to **SB 243**.

Representative Priddy inquired whether Floor Amendment No. 2 was germane to **SB 243**.

The Speaker ruled that Floor Amendment No. 2 was not germane to **SB 243**.

Representative Arnold moved the adoption of Floor Amendment No. 3 to **SB 243**. Agreed.

Representative Arnold moved that **SB 243**, as amended, be passed.

Representative Jackson moved the adoption of Floor Amendment No. 1 to **SB 243**. Agreed.

On the roll call the vote was: Yeas 73, Nays 11. (See March 28, 1990 roll call on **SB 243** - Appendix.)

SB 243, as amended, was passed and the title agreed to.

Representative Arnold moved that the vote by which **SB 243**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 312, with Floor Amendments attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative B. Richardson moved that **SB 312** be passed.

Representative Worthington moved that the vote by which **SB 312** was passed be reconsidered. Agreed.

Representative Worthington moved the adoption of Floor Amendment No. 2 to **SB 312**. Agreed.

Representative Deskins moved the adoption of Floor Amendment No. 3 to **SB 312**. Agreed.

Representative B. Richardson moved that **SB 312**, as amended, be passed.

On the roll call the vote was: Yeas 67, Nays 20. (See March 28, 1990 roll call on **SB 312** - Appendix.)

SB 312, as amended, was passed.

Representative B. Richardson moved the adoption of the Floor Title Amendment to **SB 312**. Agreed; and the title was agreed to.

Representative B. Richardson moved that the vote by which **SB 312**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 745, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 745** is as follows:

AMend printed copy of **HB 745** on page 50, lines 19 through 26, and page 51, lines 1 through 19, by deleting Section 22 in its entirety; and

On page 51, line 20, by deleting "23" and inserting "22" in lieu thereof; and

On page 52, line 18, by deleting "24" and inserting "23" in lieu thereof; and

On page 56, line 9, by deleting "25" and inserting "24" in lieu thereof; and

On page 59, line 12, by deleting "26" and inserting "25" in lieu thereof; and

On page 60, line 8, by deleting "27" and inserting "26" in lieu thereof.

Representative Lewis moved that the House concur in Senate Amendment No. 1 to **HB 745**. Agreed.

Representative Lewis moved that **HB 745**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 90, Nays 1. (See March 28, 1990 roll call on **HB 745** - Appendix.)

HB 745, as amended by the Senate, was passed and the title agreed to.

Representative Lewis moved that the vote by which **HB 745**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 239, with Floor Amendment attached thereto, taken from the Orders of the Day and ordered read at length for the third time. Representative Stumbo moved that it be read by title only and placed upon its passage. Agreed by a majority of members elected.

Representative Long moved that **SB 239** be passed.

Representative Nett moved the adoption of Floor Amendment No. 1 to **SB 239**.

On the roll call the vote was yeas 46—Ackerson, Altman, Blandford, Bronger, Brown, Bruce, Burch, Butler, Casebier, Castleman, L. Clark, P. Clark, Curtsinger, Deskins, Freibert, Gray, Gregory, J. Harper, Hatcher, Heleringer, Hourigan, A. Jones, Keith, Lear, LeMaster, Lewis, Lile, McElroy, Morris, Mullinix, Nett, Northup, O'Brien, Priddy, B. Richardson, Riner, B. Smith, R. Smith, Stokes, Strong, Stumbo, Todd, Turner, Ward, Yates, Zimmerman. Nays 42—Adkins, Allen, Ark, Ballard, Barrows, Bentley, Blevins, Callahan, Clarke, Cline, Crupper, Curd, Cyrus, Donnermeyer, Farrow, Ford, Gedling, Geveden, Hancock, K. Harper, Jackson, Jensen, T. Jones, Kerr, Layman, Lefevers, Little, Long, Lyne, Maggard, Mason, Moberly, Napier, Overstreet, Preston, Rapier, Reinhardt, Richards, Scorsone, Sheehan, Walker, White.

Floor Amendment No. 1 to **SB 239** was adopted.

Representative Long moved that **SB 239**, as amended, be passed.

On the roll call the vote was: Yeas 100, Nays 0. (See March 28, 1990 roll call on **SB 239** - Appendix.)

SB 239, as amended, was passed and the title agreed to.

Representative Long moved that the vote by which **SB 239**, as amended, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 639, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 639** is as follows:

Amend printed copy of **HB 639** on page 1, line 10, following "***parent,***" to add "***custodian***"; and

On page 1, line 10, to delete "***grandparent or anyone***"; and

On page 1, line 11, to delete "***having custody of a child with a child support order***"; and

On page 11, line 19, following "***parent,***" to add "***custodian***"; and

On page 11, line 19, to delete "***grandparent or anyone having custody***"; and

On page 11, line 20, to delete "***of a child with a child support order***".

The Senate Amendment No. 2 to **HB 639** is as follows:

Amend printed copy of **HB 639** on page 9, line 3, to delete "***733***" and insert in lieu thereof "***773***".

The Senate Amendment No. 3 to **HB 639** is as follows:

Amend printed copy of **HB 639** on page 9, line 5, by deleting the number "***1,359***" and inserting in lieu thereof the number "***1,329***";

And on page 9, line 7, by deleting the number "***1,338***" and inserting in lieu thereof the number "***1,388***";

And on page 9, line 20, by deleting the number "***1,773***" and inserting in lieu thereof the number "***1,733***".

Representative Johnson moved that the House concur in Senate Amendment No. 1 to **HB 639**. Agreed.

Representative Johnson moved that the House concur in Senate Amendment No. 2 to **HB 639**. Agreed.

Representative Johnson moved that the House concur in Senate Amendment No. 3 to **HB 639**. Agreed.

Representative Johnson moved that **HB 639**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 28, 1990 roll call on **HB 639** - Appendix.)

HB 639, as amended by the Senate, was passed and the title agreed to.

Representative Johnson moved that the vote by which **HB 639**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 855, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 855** is as follows:

Amend printed copy of **HB 855** on Page 9, line 19: delete the words, "***requires an***"; and

On Page 9, line 20: delete the words, "***administrative body to establish***"; and

On Page 9, line 21: after "***(a)***" insert the following: "***Requires an administrative body to establish***"; and

On Page 18, line 14: after the word, "through", insert "***(j)***" and bracket and strike-through "(i)"; and

On Page 31, line 11: after the word, "by" insert the words, "***Sections 9, 10 and 11 of this Act***" and bracket and strike-through "KRS"; and

On Page 31, line 12: bracket and strike-through "13A.224"; and

On Page 43, line 5: delete the "0" in front of "13A.230"; and

On Page 43, line 20:

After the word, "in" insert the words, "***Sections 9, 10 and 11 of this Act***" and bracket and strike-through "KRS 13A.224".

The Senate Amendment No. 2 to **HB 855** is as follows:

Amend printed copy of **HB 855** on page 48, line 19, after "regulation." by deleting "***The administrative regulation***" and by deleting lines 20, 21, and 22 in their entirety.

Representative O'Brien moved that the House concur in Senate Amendment No. 1 to **HB 855**. Agreed.

Representative O'Brien moved that the House concur in Senate Amendment No. 2 to **HB 855**. Agreed.

Representative O'Brien moved that **HB 855**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 28, 1990 roll call on **HB 855** - Appendix.)

HB 855, as amended by the Senate, was passed and the title agreed to.

Representative O'Brien moved that the vote by which **HB 855**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 158, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 158** is as follows:

HB 158, AN ACT relating to boarding homes.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 216 IS CREATED TO READ AS FOLLOWS:

As used in this Act, unless the context requires otherwise:

(1) "Cabinet" means the Cabinet for Human Resources or its designee. Designee shall be defined as any agency established under KRS Chapter 211 or KRS 147A.050 whose duties related to this chapter shall be set forth in administrative regulation.

(2) "Secretary" means the secretary of the Cabinet for Human Resources.

(3) "Boarder" means a person who does not require supervision or assistance related to medication, activities of daily living, or a supervised plan of care.

(4) "Boarding home" means any home, facility, institution, lodging or other establishment, however named, which accommodates three (3) or more adults not related by blood or marriage to the owner, operator or manager, and which offers or holds itself out to offer room and board on a twenty-four (24) hour basis for hire or compensation. It shall not include any facility which is otherwise licensed and regulated by the cabinet or any hotel as defined in KRS 219.011(4).

SECTION 2. A NEW SECTION OF KRS CHAPTER 216 IS CREATED TO READ AS FOLLOWS:

(1) No person shall operate a boarding home without registering, on an annual basis, in a manner and form prescribed by the secretary. The secretary shall not impose a fee for this registration.

(2) The secretary shall not impose or adopt any standards or requirements pertaining to boarding homes, as defined in Section 1 of this Act.

SECTION 3. A NEW SECTION OF KRS CHAPTER 216 IS CREATED TO READ AS FOLLOWS:

The secretary shall maintain a listing of all registered boarding homes which shall be updated at least quarterly.

SECTION 4. A NEW SECTION OF KRS CHAPTER 216 IS CREATED TO READ AS FOLLOWS:

Nothing in the Act shall be construed as requiring registration by persons providing room or board or both to students.

SECTION 5. A NEW SECTION OF KRS CHAPTER 216 IS CREATED TO READ AS FOLLOWS:

The provisions of this Act shall not apply to any boarding home operated or regulated by the federal government.

Section 6. KRS 216B.990 is amended to read as follows:

(1) Any person who, in willful violation of this chapter, operates a health facility without first obtaining a license or continues to operate a health facility after a final decision suspending or revoking a license, shall be fined not less than five hundred dollars ($500) nor more than ten thousand dollars ($10,000) for each violation.

(2) Any person who, in willful violation of this chapter, acquires major medical equipment, establishes a health facility; or obligates a capital expenditure without first obtaining a certificate of need, or after the applicable certificate of need has been withdrawn, shall be fined one percent (1%) of the capital expenditure involved but not less than five hundred dollars ($500) for each violation.

(3) Any hospital acting by or through its agents or employees which violates any provision of KRS 216B.400 shall be punished by a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500).

(4) Any hospital acting by or through its agents or employees which violates any provision of KRS 311.241 to 311.245 shall be punished by a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500).

(5) Any hospital violating the provisions of KRS 311.241 may be denied a license to operate under the provisions of this chapter.

(6) Any health facility which willfully violates KRS 216B.250 shall be fined one hundred dollars ($100) per day for failure to post required notices and one hundred dollars ($100) per instance for willfully failing to provide an itemized statement within the required time frames.

(7) Any existing boarding home which does not register within six (6) months of the effective date of this Act shall be fined one hundred dollars ($100) and ten dollars ($10) per day thereafter until they have registered. New boarding homes which begin operations after the effective date of this Act shall register within thirty (30) days of beginning operations; those failing to register shall be fined one hundred dollars ($100) and ten dollars ($10) per day thereafter until they have registered, beginning with the thirty-first day of their operations.

Representative Mack moved that the House concur in Senate Committee Substitute to **HB 158**. Agreed.

Representative Mack moved that **HB 158**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: Yeas 74, Nays 13. (See March 28, 1990 roll call on **HB 158** - Appendix.)

HB 158, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Mack moved that the vote by which **HB 158**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 653, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 653** is as follows:

Amend printed copy of **HB 653** on page 32, line 16, after "1956." add the following:

"Upon death, disability, or service retirement a member's accounts under all state supported retirement systems shall be consolidated, as provided by this section and by KRS 61.680, for the purpose of determining eligibility and amount of benefits, which shall include medical benefits. Upon determination of benefits, each system shall pay the applicable percentage of total benefits."

Representative Noe moved that the House concur in Senate Amendment No. 1 to **HB 653**. Agreed.

Representative Noe moved that **HB 653**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 95, Nays 0. (See March 28, 1990 roll call on **HB 653** - Appendix.)

HB 653, as amended by the Senate, was passed and the title agreed to.

Representative Noe moved that the vote by which **HB 653**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 626, with Senate Committee Substitute and Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 626** is as follows:

HB 626, AN ACT relating to health benefits.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF SUBTITLE 17 OF KRS CHAPTER 304 IS CREATED TO READ AS FOLLOWS:

(1) All individual policies of health insurance which provide coverage on an expense incurred basis for surgical or nonsurgical treatment of skeletal joint disorders shall provide coverage for medically necessary procedures relating to temporomandibular (jaw or craniomandibular) joint disorders.

(2) The requirements of this section shall apply to all policies issued, delivered or renewed in this state on or after January 1, 1991.

(3) Nothing in this section shall require a health insurance policy to provide dental services if dental services are not otherwise scheduled or provided as a part of policy benefits.

SECTION 2. A NEW SECTION OF SUBTITLE 18 OF KRS CHAPTER 304 IS CREATED TO READ AS FOLLOWS:

(1) All groups or blanket policies of health insurance, and certificates issued thereunder, which provide coverage on an expense incurred basis for surgical or nonsurgical treatment of skeletal joint disorders shall provide coverage for medically necessary procedures relating to temporomandibular (jaw or craniomandibular) joint disorders.

(2) The requirements of this section shall apply to all policies issued, delivered or renewed in this state on or after January 1, 1991.

(3) Nothing in this section shall require a health insurance policy to provide dental services if dental services are not otherwise scheduled or provided as a part of policy benefits.

SECTION 3. A NEW SECTION OF SUBTITLE 32 OF KRS CHAPTER 304 IS CREATED TO READ AS FOLLOWS:

(1) All policies, contracts or plans issued in this state, including subscription or membership certificates thereunder, which provide for surgical or nonsurgical treatment of skeletal joint disorders shall provide coverage for medically necessary procedures relating to temporomandibular (jaw or craniomandibular) joint disorders.

(2) The requirements of this section shall apply to all policies issued, delivered or renewed in this state on or after January 1, 1991.

(3) This Act does not require a health insurance policy to provide dental services if dental services are not otherwise scheduled or provided as a part of policy benefits.

SECTION 4. A NEW SECTION OF SUBTITLE 38 OF KRS CHAPTER 304 IS CREATED TO READ AS FOLLOWS:

(1) All contracts, agreements, certificates or other comparable documents of health care services provided which provide coverage for surgical or nonsurgical treatment of skeletal joint disorders shall provide coverage for medically necessary procedures relating to temporomandibular (jaw or craniomandibular) joint disorders.

(2) The requirements of this section shall apply to all policies issued, delivered or renewed in this state on or after January 1, 1991.

(3) Nothing in this section shall require a health insurance policy to provide dental services if dental services are not otherwise scheduled or provided as a part of policy benefits.

The Senate Floor Amendment No. 1 to **HB 626** is as follows:

Amend printed copy of SCS to **HB 626** on page 1, line 5, by deleting "***joint***"; and

On page 1, lines 7 and 8, by deleting "***(jaw or craniomandibular)***"; and

On page 1, line 8, following "***disorders***" by inserting "***and craniomandibular jaw disorders***"; and

On page 1, line 21, by deleting "***joint***"; and

On page 2, line 2, by deleting "***(jaw or craniomandibular)***"; and

On page 2, line 3, following "***disorders***" by inserting "***and craniomandibular jaw disorders***"; and

On page 2, line 16, by deleting "***joint***"; and

On page 2, line 18, by deleting "***(jaw or craniomandibular)***"; and

On page 2, line 19, following "***disorders***" by inserting "***and craniomandibular jaw disorders***"; and

On page 3, line 6, by deleting "***joint***"; and

On page 3, line 8, by deleting "***(jaw or craniomandibular)***"; and

On page 3, line 9, following "***disorders***" by inserting "***and craniomandibular jaw disorders***".

Representative Lear moved that the House concur in Senate Committee Substitute to **HB 626**. Agreed.

Representative Lear moved that the House concur in Senate Floor Amendment No. 1 to **HB 626**. Agreed.

Representative Lear moved that **HB 626**, by way of Senate Committee Substitute as amended by the Senate, be passed.

On the roll call the vote was: Yeas 92, Nays 2. (See March 28, 1990 roll call on **HB 626** - Appendix.)

HB 626, by way of Senate Committee Substitute as amended by the Senate, was passed and the title agreed to.

Representative Lear moved that the vote by which **HB 626**, by way of Senate Committee Substitute as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message

Announcing passage of **HB 99** with Senate Amendment, **HB 600** with Senate Amendment, **HB 632** with Senate Amendment, **HB 796** with Senate Amendment, **HB 425**, **HB 836** and **HCR 159**.

Orders of the Day (Continued)

HB 378, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 378** is as follows:

Amend printed copy of **HB 378** on page 2, lines 19 and 20, by placing brackets around and striking through "***with the approval of the Senate,***";

And on page 2, lines 22 and 23, by placing brackets around and striking through "***when the Senate is not in session***";

And on page 2, lines 24 and 25, by placing brackets around and striking through "***prior to Senate approval of their appointments***".

Representative Blevins moved that the House concur in Senate Amendment No. 1 to **HB 378**. Agreed.

Representative Blevins moved that **HB 378**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 90, Nays 1. (See March 28, 1990 roll call on **HB 378** - Appendix.)

HB 378, as amended by the Senate, was passed and the title agreed to.

Representative Blevins moved that the vote by which **HB 378**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 534, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 534** is as follows:

Amend printed copy of **HB 534** on page 1, line 12, after the word "people" by deleting the word "***including***" and by inserting the following language: "***. Urban-county governments which initiate a "mass transportation program" may include in this program***".

On page 5, line 24, after the word "***project***" by inserting the following language: "***of an urban-county government***".

Representative Lear moved that the House concur in Senate Amendment No. 1 to **HB 534**. Agreed.

Representative Lear moved that **HB 534**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 75, Nays 6. (See March 28, 1990 roll call on **HB 534** - Appendix.)

HB 534, as amended by the Senate, was passed and the title agreed to.

Representative Lear moved that the vote by which **HB 534**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 353 with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 353** is as follows:

HB 353, AN ACT relating to crimes and punishments.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 527 IS CREATED TO READ AS FOLLOWS:

(1) A person is guilty of carrying a weapon on school property when he carries a deadly weapon, other than a firearm, on or about his person, whether concealed or not, while on or about property which is owned, leased, or used by a private elementary or secondary school or a local board of education for the purposes of education or other school-related activity.

(2) This section shall not apply to:

(a) Employees of the school board who have been granted permission by the school board to carry such a weapon; or

(b) Any other person who has been granted prior permission by the school board to carry such a weapon on school property because of a legitimate self-protection issue; or

(c) Employees of the school board, other persons, and students engaged in Junior Reserve Officers Training Corps, firearm safety, hunter education, and marksmanship training and education programs and the programs have been approved in advance by the school board;

(d) Any person who is otherwise permitted by law to carry concealed weapons on or about their person; or

(e) Any deadly weapon which is located in a vehicle and is not removed from the vehicle.

(3) Carrying a weapon on school property is a Class A misdemeanor, unless the defendant has been previously convicted of a felony in which a deadly weapon was possessed, used or displayed, in which case it is a Class D felony.

Representative Mack moved that the House refuse to concur in Senate Committee Substitute to **HB 353**. Agreed.

HB 407, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 407** is as follows:

HB 407, AN ACT relating to compensation of crime victims.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 346.020 is amended to read as follows:

As used in this chapter, unless the context otherwise requires:

(1) "Board" means the Crime Victims Compensation Board;

(2) "Child" means any person less than eighteen (18) years of age;

(3) "Claimant" means any of the following claiming compensation under this chapter: a victim, a dependent of a deceased victim, a third person other than a collateral source, or an authorized person acting on behalf of any of them ***who is legally responsible for the expenses incurred by the victim as a result of the crime committed against the victim***;

(4) "Criminally injurious conduct" means conduct that occurs or is attempted in this jurisdiction, poses a substantial threat of personal physical, [~~or in the case of a child,~~] psychological injury or death, and is punishable by fine, imprisonment or death. Acts which, but for the insanity or mental irresponsibility or lack of capacity of the perpetrator, would constitute criminal conduct shall be deemed to be criminally injurious conduct. The operation of a motor vehicle, motorcycle, train, boat, aircraft or other vehicle in violation of law does not constitute a criminally injurious conduct unless the injury or death was intentionally inflicted or involved a violation of KRS 189A.010***, driving under the influence***;

(5) "Family," when used with reference to a person, shall mean:

(a) Any person related to such person within the third degree of consanguinity;

(b) Any person maintaining a sexual relationship with such person; or

(c) Any person residing in the same household with such person; and

(6) ***(a)*** "Victim" means a needy person who suffers personal physical or psychological injury or death from a criminal act in Kentucky as a result of:

1.[~~(a)~~] Criminally injurious conduct;

2.[~~(b)~~] A good faith effort to prevent criminally injurious conduct; or

3.[~~(c)~~] A good faith effort to apprehend a person reasonably suspected of engaging in criminally injurious conduct.

(b) "Victim" shall also mean a resident who is a victim of a crime occurring outside this state if:

1. The crime would be compensable had it occurred inside this state; and

2. The crime occurred in a state which does not have a crime victim compensation program, for which the victim is eligible as eligibility is set forth in KRS 346.050.

SECTION 2. A NEW SECTION OF KRS CHAPTER 346 IS CREATED TO READ AS FOLLOWS:

(1) "Victim" shall also include nonresidents of this state who suffer losses as a direct result of criminal acts occurring within this state.

(2) This section shall be operative only during those time periods during which the board determines that federal funds are available to the state for the compensation of victims of crime.

Section 3. KRS 346.050 is amended to read as follows:

(1) Except as provided in subsections (2) and (3) of this section, the following persons shall be eligible for awards pursuant to this chapter:

(a) A victim of criminally injurious conduct;

(b) A surviving spouse, parent or child of a victim of criminally injurious conduct who died as a direct result of such conduct; [~~and~~]

(c) Any other person dependent for his principal support upon a victim of criminally injurious conduct who died as a direct result of such crime***; and***

(d) Any person who is legally responsible for the medical expenses or funeral expenses of a victim.

(2) No victim or dependent shall be denied compensation solely because he is a relative of the offender or was living with the offender as a family or household member at the time of the injury or death. However, the board may award compensation to a victim or dependent who is a relative, family or household member of the offender only if the board can reasonably determine the offender will not receive significant economic benefit or unjust enrichment from the compensation.

[~~(2) A person who is criminally responsible for the crime upon which a claim is based or an accomplice of such person or a member of the family of such persons shall not be eligible to receive an award with respect to such claim, except where the board determines, in a particular case, that the interest of justice so requires.~~]

(3) No compensation of any kind shall be awarded when injury occurred while the victim was confined in any state, county, urban county, or city jail, prison or other correctional facility, or any state institution maintained and operated by the cabinet for human resources.

Section 4. KRS 346.060 is amended to read as follows:

(1) A claim ***form*** may be filed by a person eligible to receive an award, as provided in KRS 346.050, or, if such person is a minor, by his parent or guardian.

(2) A claim ***form*** must be filed by the claimant not later than one (1) year after the occurrence of the criminally injurious conduct upon which such claim is based, or not later than one (1) year after the death of the victim, provided, however, that upon good cause shown, the board may extend the time for filing if, in a particular case, the interest of justice so requires.

(3) Claims shall be filed in the office of the board in person or by mail. ***Only printed claim forms supplied by the board shall be accepted.*** The board shall accept for filing all claims submitted by persons eligible under subsection (1) of this section and alleging the jurisdiction requirements set forth in this chapter and meeting the requirements as to form in the rules and regulations of the board.

(4) Upon filing of a claim pursuant to this chapter, the board shall promptly notify the United States attorney (if a federal offense is involved), the commonwealth attorney or county attorney of the county wherein the crime is alleged to have occurred. If, within ten (10) days after such notification, such United States attorney, commonwealth attorney or county attorney advises the board that a criminal prosecution is pending upon the same alleged crime and requests that action by the board be deferred, the board shall defer all proceedings under this chapter until such time as such criminal prosecution has been concluded and shall so notify such United States attorney, commonwealth or county attorney and the claimant. When such criminal prosecution has been concluded such United States attorney, commonwealth or county attorney shall promptly so notify the board. Nothing in this section shall limit the authority of the board to grant emergency awards pursuant to KRS 346.120.

Section 5. KRS 346.080 is amended to read as follows:

(1) A claim, when accepted for filing, shall be assigned by the ***clerk of the board to an investigator for investigation*** [~~chairman to himself or to another member of the board~~]. All claims arising from the death of an individual as a direct result of a crime shall be considered together [~~by a single board member~~].

(2) The ***investigator*** [~~board member~~] to whom such claim is assigned shall examine the papers filed in support of such claim ***and*** [~~. The board member shall thereupon cause an investigation to be conducted into~~] the validity of such claim. Such investigation shall include, but not be limited to, an examination of police, court, and official records and reports concerning the crime.

(3) If the mental, physical, or emotional condition of a victim or claimant is material to a claim, the board [~~member~~] may order the victim or claimant to submit to a mental or physical examination by a physician or psychiatrist, and may order an autopsy of a deceased victim. A report upon such examination shall be filed with the ***investigator*** [~~board member~~] setting out findings, including results of all tests made, diagnosis, prognosis and other conclusions.

(4) For purposes of this chapter there is no privilege except privileges arising from the attorney-client relationship, as to communications or records relevant to an issue of the physical, mental, or emotional condition of the claimant or victim in a proceeding under this chapter in which that condition is an element.

(5) Claims shall be investigated and determined, regardless of whether the alleged criminal has been apprehended or prosecuted for or convicted of any crime based upon the same incident, or has been acquitted, or found not guilty of the crime in question owing to criminal irresponsibility or other legal exemption.

(6) ***Upon completion of the investigator's report, the claim shall be assigned to a board member who*** [~~The board member to whom a claim is assigned~~] may decide such claim in favor of a claimant in the amount claimed on the basis of the papers filed in support thereof and the report of the investigation of ***the*** [~~such~~] claim ***within thirty (30) days of the assignment of the claim***. If the board member is unable to decide such claim upon the basis of such papers and ***the*** [~~such~~] report, he shall order a hearing. At ***the*** [~~such~~] hearing any relevant evidence, not legally privileged, shall be admissible.

(7) After examining the papers filed in support of such claim and the report of investigation, and after a hearing, if any, the board member to whom such claim was assigned shall make a decision either granting an award pursuant to KRS 346.130 or deny the claim.

(8) The board member making a decision shall file a written report setting forth such decision and his reasons therefor and shall thereupon cause the claimant to be notified and furnish him a copy of such report.

Section 6. KRS 346.090 is amended to read as follows:

(1) The claimant may, within thirty (30) days after receipt of the report of the decision of the board member to whom his claim was assigned ***for decision***, make an application in writing to the board for consideration of such decision by the full board.

(2) Any member of the board may, within thirty (30) days after the filing of such report, make an application in writing to the board for consideration of such decision by the full board.

(3) Upon receipt of an application pursuant to subsections (1) or (2) ***of this section***, the board shall review the record and affirm or modify the decision of the ***deciding*** board member to whom the claim was assigned. The action of the board in affirming or modifying such decision shall be final. The board shall file with the ***clerk*** [~~secretary~~] of the board a written report setting forth its decision, and if such decision varies in any respect from the report of the board member to whom the claim was assigned setting forth its reasons for such decision. If the board receives no application pursuant to subsections (1) and (2) of this section the decision of the board member to whom the claim was assigned ***for decision*** shall become the final decision of the board.

(4) The board shall promptly notify the claimant and the Attorney General of the final decision of the board and furnish each with a copy of the report setting forth such decision.

Section 7. KRS 346.130 is amended to read as follows:

(1) No award shall be made unless the board or board member, as the case may be, finds that:

(a) Criminally injurious conduct occurred;

(b) Such criminally injurious conduct resulted in personal physical or psychological injury to or death of, the victim; and

(c) Police records show that such crime was promptly reported to the proper authorities; and in no case may an award be made where the police records show that such report was made more than forty-eight (48) hours after the occurrence of such crime unless the board for good cause shown, finds the delay to have been justified.

(2) The board upon finding that the claimant or victim has not fully cooperated with appropriate law enforcement agencies shall deny, reconsider, or reduce an award.

(3) Any award made pursuant to this chapter shall be in an amount not exceeding out-of-pocket expenses, including indebtedness reasonably incurred for medical or other services, including mental health counseling, necessary as a result of the injury upon which the claim is based, together with loss of earnings or support resulting from such injury. ***Mental health counseling shall be paid for a maximum of two (2) years, but only after proper documentation is submitted to the board stating what treatment is planned and for what period of time. A six (6) months progress report will also be required by the board. The board shall have the power to discontinue mental health counseling at any time within the two (2) year period. Replacement of eyeglasses and other corrective lenses shall be included in an award provided they were broken or damaged during the crime.***

(4) Any award made for loss of earnings or support shall, unless reduced pursuant to other provisions of this chapter be in an amount equal to the actual loss sustained; provided, however, that no such award shall exceed one hundred fifty dollars ($150) for each week of lost earnings or support. ***The claimant or victim must have been employed at the time the crime occurred. Said employment shall be verified by the staff of the board after information is provided by the claimant or victim. Should the claimant or victim fail to supply the board with the information requested, the portion of the claim for lost wages or support shall be denied.*** If there are two (2) or more persons entitled to an award as a result of the injury or death of a person which is the direct result of criminally injurious conduct the award shall be apportioned by the board among the claimants.

(5) The board is authorized to set a reasonable limit for the payment of funeral and burial expenses which shall include funeral costs, a monument and grave plot. In no event shall an award for funeral expenses exceed ***thirty-five*** [~~twenty-five~~] hundred dollars ***($3,500)*** [~~($2,500)~~].

(6) Any award made under this chapter shall not exceed twenty-five thousand dollars ($25,000).

(7) No award shall be made for any type of property loss or damage.

SECTION 8. A NEW SECTION OF KRS CHAPTER 346 IS CREATED TO READ AS FOLLOWS:

Any person who procures or attempts to procure compensation with this board by filing false information, shall have the claim denied and be forever barred from filing a claim with this board.

Section 9. KRS 346.155 is amended to read as follows:

(1) [~~Notwithstanding any other provision of KRS 346.010 to 346.180,~~] The board may award a lump sum payment not to exceed twenty-five thousand dollars ($25,000) to the family of a police officer employed by a city, county or urban-county government who is killed in the line of duty as a police officer for such city, county or urban-county and who is not eligible to receive death or disability benefits under a pension plan of the city, county or urban county.

(2) This section shall apply to any officer killed in the line of duty since January 1, 1986.

SECTION 10. A NEW SECTION OF KRS CHAPTER 346 IS CREATED TO READ AS FOLLOWS:

The board may apply for funds from, and submit all necessary forms to, any federal agency participating in a cooperative program to compensate victims of crime.

Section 11. KRS 346.185 is amended to read as follows:

(1) There is established in the state treasury the "crime victims' compensation fund," hereinafter referred to as the "fund," to be administered by the Crime Victims' Compensation Board. In all cases in which defendants plead or are found guilty of a crime as defined in KRS 500.080(2), there shall be imposed as an additional cost the sum of ten dollars ($10.00). This sum shall not be suspended or probated. ***This sum shall be collected in its entirety and shall not be prorated.*** The clerk of the court shall collect the cost and forward it monthly to the state treasurer, to be deposited in the fund. Nothing herein shall be construed to limit the power of the court to order additional forms of restitution including public or charitable work or reparation to the victim, to the fund, or otherwise as authorized by law.

(2) The fund shall consist of moneys from the following: appropriations by the General Assembly; the federal government; payments by the defendant pursuant to subsection (1) of this section and any other public or private source. Any unexpended balance remaining in the fund at the end of the biennium shall not lapse and be transferred to the general fund, but shall remain in the crime victims' compensation fund. Any funds not utilized by the board shall be used to provide assistance to programs for victims and the board shall allocate such funds to any agency providing services to victims. In the event there are insufficient funds in the fund to pay all claims in full, all claims shall be paid ***at seventy percent (70%)*** [~~on a pro rata basis~~]. If there are no moneys in the fund, then no claim shall be paid until moneys have again accumulated. In addition to payment of claims, moneys in the fund shall be used to pay all the necessary and proper expenses of the crime victims' compensation board.

(3) When judgment is entered against a defendant as provided in this section and each sum, or any part thereof, remains unpaid, there shall be withheld from any disbursement, payment, benefit, compensation, salary, or other transfer of money from the state of Kentucky to such defendant an amount equal to the unpaid amount of the judgment. The amount shall be paid to the crime victims' compensation fund and satisfaction of the judgment shall be entered on the court record. Under no circumstances shall the general revenue fund be used to reimburse court costs or pay for judgment.

Representative Geveden moved that the House concur in Senate Committee Substitute to **HB 407**. Agreed.

Representative Geveden moved that **HB 407**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: Yeas 87, Nays 1. (See March 28, 1990 roll call on **HB 407** - Appendix.)

HB 407, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Geveden moved that the vote by which **HB 407**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 521, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 1 to **HB 521** is as follows:

Amend printed copy of **HB 521** on page 1, line 3, after "leased" insert "***or possession otherwise transferred***"; and

On page 1, line 6, after "***leasehold***" insert "***or other***".

Representative Brown moved that the House concur in Senate Floor Amendment No. 1 to **HB 521**. Agreed.

Representative Brown moved that **HB 521**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 83, Nays 0. (See March 28, 1990 roll call on **HB 521** - Appendix.)

HB 521, as amended by the Senate, was passed and the title agreed to.

Representative Brown moved that the vote by which **HB 521**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 802, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 802** is as follows:

Amend printed copy of **HB 802** on page 2, line 5, delete “***Taxpayer’s rights advocate***” and insert “***Taxpayer ombudsman***”; and on line 8, delete “***Taxpayers’ Rights Advocacy***” and insert “***Taxpayer Ombudsman***”; and on line 24, delete “***Taxpayers’ Rights***” and insert “***Taxpayer Ombudsman***”; and on line 25, delete “***Advocacy***”;

On page 3, line 3, delete “***Taxpayers’ Rights Advocacy***” and insert “***Taxpayer Ombudsman***”; and on line 5, delete “***taxpayer’s rights advocate***” and insert “***taxpayer ombudsman***”;

On page 4, line 1, delete “***Taxpayers’ Rights Advocacy***” and insert “***Taxpayer Ombudsman***”; and on line 6, delete “***taxpayers’ rights advocate***” and insert “***taxpayer ombudsman***”;

The Senate Amendment No. 2 to **HB 802** is as follows:

Amend printed copy of **HB 802** on page 8, line 19, delete “***Franklin***” and insert “***Board of Claims***” and on line 20 delete “***Circuit Court***”;

On page 9, line 2, delete “***court***” and insert “***board***” and on line 7, delete “***court***” and insert “***board***” and on line 11, delete “***court***” and insert “***board***”.

The Senate Amendment No. 3 to **HB 802** is as follows:

Amend printed copy of **HB 802** on page 17, below line 15, by adding the following:

“Section 9. KRS 131.110 is amended to read as follows:

(1) The revenue cabinet shall mail to the taxpayer a notice of any tax assessed by it. The assessment shall be final if not protested in writing to the cabinet within ***forty-five (45)*** [~~thirty (30)~~] days from the date of notice. ***The*** [~~Such~~] protest shall be accompanied by a supporting statement setting forth the grounds upon which the protest is made. Upon written request, the cabinet may extend the time for filing the supporting statement if it appears the delay is necessary and unavoidable. The refusal of such extension may be reviewed in the same manner as a protested assessment.

(2) After a timely protest has been filed, the taxpayer may request a conference with the cabinet. The request shall be granted in writing stating the date and time set for the conference. The taxpayer may appear in person or by representative. Further conferences may be held by mutual agreement.

(3) After considering the taxpayer’s protest, including any matters presented at the final conference, the cabinet shall issue a final ruling on any matter still in controversy, which shall be mailed to the taxpayer. The ruling shall state that it is a final ruling of the cabinet, generally state the issues in controversy, the cabinet’s position thereon and set forth the procedure for prosecuting an appeal to the Kentucky board of tax appeals.

(4) The taxpayer may request in writing a final ruling at any time after filing a timely protest and supporting statement. When a final ruling is requested, the cabinet shall issue such ruling within thirty (30) days from the date the request is received by the cabinet.

(5) After a final ruling has been issued, the taxpayer may appeal to the Kentucky board of tax appeals pursuant to the provisions of KRS 131.340.”

The Senate Amendment No. 4 to **HB 802** is as follows:

Amend printed copy of **HB 802** on page 8, line 24, by deleting all language after “***cabinet.***” and on lines 25 and 26, by deleting lines 25 and 26 in their entirety; and

On page 9, lines 1 through 5, by deleting lines 1 through 5 in their entirety and on line 6, by deleting the word and period “***commenced.***”.

Representative Mack moved that the House concur in Senate Amendment No. 1 to **HB 802**. Agreed.

Representative Mack moved that the House concur in Senate Amendment No. 2 to **HB 802**. Agreed.

Representative Mack moved that the House concur in Senate Amendment No. 3 to **HB 802**. Agreed.

Representative Mack moved that the House concur in Senate Amendment No. 4 to **HB 802**. Agreed.

Representative Mack moved that **HB 802**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 86, Nays 0. (See March 28, 1990 roll call on **HB 802** - Appendix.)

HB 802, as amended by the Senate, was passed and the title agreed to.

Representative Mack moved that the vote by which **HB 802**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HJR 68, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HJR 68** is as follows:

Amend printed copy of **HJR 68** on page 2, line 10, by bracketing and striking through "Commerce Cabinet" and inserting in lieu thereof "***Cabinet for Economic Development***"; and

On page 2, line 18, by bracketing and striking through "Commerce Cabinet" and inserting in lieu thereof "***Cabinet for Economic Development***".

Representative Blevins moved that the House concur in Senate Amendment No. 1 to **HJR 68**. Agreed.

Representative Blevins moved that **HJR 68**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 86, Nays 0. (See March 28, 1990 roll call on **HJR 68** - Appendix.)

HJR 68, as amended by the Senate, was passed and the title agreed to.

Representative Blevins moved that the vote by which **HJR 68**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Motions, Petitions and Communications

Representative Stumbo moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative Stumbo moved the adoption of the following Legislative Citation No. 87. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby honors the members of the 1989-90 McDowell High School Boys Basketball Team.

This body salutes the outstanding performance of the members of the 1989-90 McDowell High School Boys Basketball Team. The team earned a 14-17 record for the season capturing the runner-up position in the 58th district championship. Now let it be known that superb athletic performance such as has been demonstrated herein is the result of hard work, enduring dedication and consistent positive attitude. The members of the McDowell High School team have demonstrated true team spirit, championship character and have brought pride to the community and the school. This prestigious body congratulates all team members, applauds the team's achievements, and extends its best wishes for continued success in all endeavors.

Representative Stumbo individually honored the following members of the 1989-90 McDowell High School Boys Basketball Team:

Kain Caudill, Earl Cook, Mike Dudleson, Barry Hall, Marc Hall, Martin Hall, Stacey Hall, Dale Hinkle, Doug Hopkins, Matt Johnson, Brent Morgan, Scott Shannon, Keith Shelton, and Britt Stumbo.

Representative Napier moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 253, by Representative Napier: A RESOLUTION honoring the Jessamine County High School basketball team.

Representative Napier moved the adoption of the following **HR 253**:

HR 253. A RESOLUTION honoring the Jessamine County High School basketball team.

WHEREAS, the Colts of Jessamine County made their first ever appearance in the Sweet Sixteen State High School basketball tournament; and

WHEREAS, Jessamine County was not supposed to get to the Sweet Sixteen because of the powerful Lexington teams in its region; and

WHEREAS, Coach Julian Cunningham guided his team to the championship of the 42nd District; and

WHEREAS, Coach Julian Cunningham saw his team overcome Henry Clay in the semifinals and go on to win the 11th Region crown; and

WHEREAS, according to the Chinese lunar calendar, it is the Year of the Horse, which surely helped the Colts defeat Paducah Tilghman in the first round of the Sweet Sixteen; and

WHEREAS, the Colts were defeated in the quarter finals and finished the season at 25 wins and 6 losses;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this esteemed body congratulates Coach Julian Cunningham; Assistant Coaches Tim Peterson, Glen Smith, and Steve Anderson; and the Colt basketball team for their excellent season and salutes them for achieving the Sweet Sixteen.

Section 1. That the Clerk of the House of Representatives is directed to send copies of this Resolution to Tom Walters, Principal of Jessamine County High School, Route 4, Nicholasville, Kentucky 40358, for distribution to Superintendent Lois Adams, Coach Julian Cunningham, and his assistant coaches and players.

HR 253 was adopted by voice vote.

Representative Priddy moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 260, by Representatives Priddy, Callahan, Kerr, McBee, Donnermeyer, Sheehan, Walker, K. Harper, Reinhardt, Burch, Riner, P. Clark, Heleringer, Stokes, Ward, Bronger, Butler, Yates, L. Clark, Lile, Casebier, O'Brien, Gray, Hatcher, Nett, Northup and Ackerson: A RESOLUTION urging United Airlines to select Kentucky for its jet fleet maintenance base.

Representative Priddy moved the adoption of the following **HR 260**:

HR 260, A RESOLUTION urging United Airlines to select Kentucky for its jet fleet maintenance base.

WHEREAS, United Airlines has indicated its intent to consolidate its jet fleet maintenance operations; and

WHEREAS, United Airlines has requested economic development officials of fifteen states, including Kentucky, to submit development proposals for locating the airlines' maintenance base operations at major airports within those states; and

WHEREAS, over seventy proposals have been submitted to United Airlines from cities and airports throughout America, including Greater Cincinnati International Airport located in Boone County and Louisville's Standiford Field located in Jefferson County; and

WHEREAS, since Greater Cincinnati International Airport and Standiford Field are Kentucky's major airports, and since both airports have made major improvements to their overall operational capacity and safety, making them among the nation's finest and most accessible airports; and

WHEREAS, since both airports are situated centrally to United Airlines' service area, and are easily accessible to United's jet fleet operations; and

WHEREAS, since the Northern Kentucky - Cincinnati area and the Louisville - Jefferson County area have first rate schools and universities, a superior labor force, competitive state and local tax rates as compared to other metropolitan regions throughout the United States, and above average housing stocks at values comparable or superior to housing stocks available in similar metropolitan areas; and

WHEREAS, the Commonwealth of Kentucky stands ready and committed to work with officials of United Airlines in their efforts to consolidate the airlines' maintenance operations; and

WHEREAS, United Airlines has indicated that it could spend $500 million on its maintenance base and hire between 5000 and 7000 employees;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the economic development agencies of the Commonwealth of Kentucky hereby are directed to fully cooperate with officials of Greater Cincinnati International Airport and Louisville's Standiford Field, the Kenton County Fiscal Court, the Northern Kentucky Chamber of Commerce, the Louisville and Jefferson County Chamber of Commerce, the City of Louisville and the Fiscal Court of Jefferson County in promoting the Greater Cincinnati International Airport and Louisville's Standiford Field as possible sites for United Airlines maintenance hub operations.

Section 2. That the House of Representatives notify in writing officials of United Airlines of the House's endorsement of Greater Cincinnati International Airport and Standiford Field as sites for United Airlines' maintenance base, and that the House further notify United Airlines of the House's commitment to support fully state and local economic development officials in their efforts to attract United Airlines jet maintenance operations to Kentucky.

Section 3. That the Clerk of the House shall send copies of this Resolution to the following: officials of Greater Cincinnati International Airport, Louisville's Standiford Field, Northern Kentucky Chamber of Commerce, Louisville and Jefferson County Chamber of Commerce, Tri-County Economic Development Corporation, Covington, Kentucky, the Honorable Clyde Middleton, Kenton County Judge Executive, the Honorable David Armstrong, Jefferson County Judge Executive, the Honorable Bruce Ferguson, Boone County Judge Executive, the Honorable Jerry Abramson, Mayor, City of Louisville, the Honorable Wallace G. Wilkinson, Governor, Mr. Gene Royalty, Secretary of the Cabinet for Economic Development and officials of United Airlines, Chicago, Illinois.

HR 260 was adopted by voice vote.

Representative Callahan moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 255, by Representatives Callahan, Kerr, Sheehan: A RESOLUTION honoring Covington Holmes High School Boys' Basketball Team, runners-up in the State Tournament.

Representative Callahan moved the adoption of the following **HR 255**:

HR 255, A RESOLUTION honoring Covington Holmes High School Boys' Basketball Team, runners-up in the State Tournment.

WHEREAS, the Covington Holmes Bulldogs ended the 1989-90 basketball season as the winningest team in Kentucky with a memorable 35 victories and a 35-5 record; and

WHEREAS, Covington Holmes Bulldogs won the 35th District Championship and the 9th Regional Championship, at which time the Bulldogs defeated Campbell County 96 to 81; and

WHEREAS, the success of the Covington Holmes Bulldogs' season is attributable to the disciplined and unselfish team play of team members Anthony Hughes, Antwon Brown, Gary Holiday, Kevin Eilers, Corey Pouncy, Jerry Marshall, Drazen Katinic, Lamont Hayes, Billy Scott, Khalid Abdul-Rahim, James Hayes, Dwight Campbell, and managers, Joey Mueller and Benji Watts; and

WHEREAS, Head Coach Mike Flynn and Assistant Coaches Tim Riley and Dicky Beal must be recognized for their genius as basketball coaches;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House salutes this outstanding basketball team, along with its coaches and congratulates them for the distinction they have attained.

Section 2. That the Clerk of the House is directed to transmit copies of this resolution to Covington Holmes High Principals, Richard Howard, Terry Mann, and Richard Poe, and Athletic Director, Bill Hina, 25th and Madison Avenue, Covington, Kentucky, 41014, for distribution to the Covington Holmes High School Boys' Basketball team and their coaches.

HR 255 was adopted by voice vote.

Representative Ridley moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 254, by Representative Ridley: A RESOLUTION honoring the life and memory of Fred Cecil Creasey.

Representative Ridley moved the adoption of the following **HR 254**:

HR 254, A RESOLUTION honoring the life and memory of Fred Cecil Creasey.

WHEREAS, on March 25, 1990, Western Kentucky, the Commonwealth and advocates of honorable public service everywhere lost a good and true friend with the departure of Fred Cecil Creasey from these earthly bounds; and

WHEREAS, Fred Cecil Creasey honorably served as a member of the Kentucky House of Representatives from Webster County during the 1944 and 1946 sessions and guided the City of Sebree as its Mayor for three terms in office; and

WHEREAS, following his service as Representative, Fred Cecil Creasey remained closely associated with the General Assembly and acted as doorman for two sessions; and

WHEREAS, Fred Cecil Creasey demonstrated determination, courage, and dignity in his battles with cancer and pulmonary ailments; and

WHEREAS, although he is no longer with us on the floor of the House of Representatives, his presence will always be felt; and

WHEREAS, his concern for his constituents and for the welfare of the Commonwealth he loved will be a lasting and shinning tribute to his memory and a model for those of us who have followed after Fred Cecil Creasey as Representatives; and

WHEREAS, Fred Cecil Creasey has left behind a state which is better for having his leadership, colleagues who are better leaders for having his example, friends who are better for having his fellowship and support in the good and bad times, and a family whose love and encouragement made him the man we all admired and whom we all will miss greatly;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable House honors the life and memory of Fred Cecil Creasey for his accomplishments and for providing a shining example of conscientious service to his constituents and to the Commonwealth as a member of the House of Representatives.

Section 2. That this body extends to the family of Fred Cecil Creasey its most heartfelt sympathy and wishes for them God's blessings of grace and comfort at this time of loss.

Section 3. That the House of Representatives adjourns in honor and loving memory of Fred Cecil Creasey on this day.

Section 4. That the Clerk of the House forward a copy of the resolution to Noretta Creasey, wife of Fred Creasey, 176 Woodgate, Frankfort, Kentucky 40601; a copy to Fred Creasey, son Fred Cecil Creasey, 390 Kings Daughters Drive, Frankfort, Kentucky 40601; and a copy to Representative Dorsey Ridley.

HR 254 was adopted by voice vote.

Representative Jensen moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 256, by Representative Jensen: A RESOLUTION honoring Roy Bowling and Sharon Garland for being inducted into the Kentucky High School Athletics Association Hall of Fame.

Representative Jensen moved the adoption of the following **HR 256**:

HR 256, A RESOLUTION honoring Roy Bowling and Sharon Garland for being inducted into the Kentucky High School Athletics Association Hall of Fame.

WHEREAS, Laurel County High School has an illustrious basketball history and tradition; and

WHEREAS, former Laurel County High School girls' basketball coach Roy Bowling and one of his former players, Sharon Garland, were inducted into the Kentucky High School Athletics Association Hall of Fame on March 20, 1990; and.

WHEREAS, Coach Bowling was inducted in the first year of eligibility due to an incredible overall win-loss record of 918 wins and 250 losses; and

WHEREAS, Sharon Garland was a prep All-American at Laurel County High School who scored 2,130 points and grabbed 1,261 rebounds during her varsity career; and

WHEREAS, Sharon Garland played on Coach Bowling's undefeated squad that went 36-0 in 1978-79; and

WHEREAS, Coach Bowling led the Lady Cardinals of Laurel County to four state championships and eight 12th Region tournament crowns during his 14 years and 403-62 record with the girls' basketball program;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this esteemed body applauds the achievements of coach Roy Bowling and Sharon Garland and congratulates them on their induction into the Kentucky High School Athletic Association Hall of Fame.

Section 2. That the Clerk of the House be directed to transmit two copies of this resolution to Sharon Garland at South Laurel Junior High School and Roy Bowling at 50 Royal Dr., London, Kentucky 40741.

HR 256 was adopted by voice vote.

Representative Johnson moved that the rules be suspended to introduce and act upon Resolutions. Agreed.

HR 257, by Representative Johnson: A RESOLUTION honoring Keith Edward Johnson.

Representative Johnson moved the adoption of the following **HR 257**:

HR 257, A RESOLUTION honoring Keith Edward Johnson.

WHEREAS, Keith Edward Johnson of Owensboro is a loyal and distinguished student of Apollo High School; and

WHEREAS, Keith Edward Johnson, starting guard and leader in assists, had the most charges taken on Apollo High School basketball team; and

WHEREAS, Keith Edward Johnson is not only an outstanding student and athlete, but is also a dedicated, conscientious and highly principled young man; and

WHEREAS, Keith Edward Johnson was voted by players, managers, and coaches as one of the tri-captains of the team and as "Mr. Hustle"; and

WHEREAS, Keith Edward Johnson has not lost sight of the ideals which make him admired by so many;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives salutes Keith Edward Johnson an outstanding Kentuckian.

Section 2. That this honorable body wishes Keith Edward Johnson continued success.

Section 3. That the Clerk of the House transmit a copy of this resolution to Keith Edward Johnson in care of Principal Robert D. Combs, Apollo High School, 2280 Tamarack Road, Owensboro, Kentucky 42301.

HR 257 was adopted by voice vote.

HR 258, by Representative Johnson: A RESOLUTION honoring Zane Beehn.

Representative Johnson moved the adoption of the following **HR 258**:

HR 258, A RESOLUTION honoring Zane Beehn.

WHEREAS, Zane Beehn is widely recognized as a top football and basketball player at Apollo High School; and

WHEREAS, Zane Beehn is an outstanding athlete and a four year starter in football and basketball; and

WHEREAS, Zane Beehn is a leading rusher and has recently signed with the University of Kentucky's football team;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives salutes this fine young Kentuckian.

Section 2. That this honorable body wishes Zane Beehn every success at the University of Kentucky.

Section 3. That a copy of this resolution be sent to Zane Beehn, in care of Principal Robert D. Combs, Apollo High School, 2280 Tamarack Road, Owensboro, Kentucky 42301.

HR 258 was adopted by voice vote.

HR 259, by Representative Johnson: A RESOLUTION honoring Arlando Johnson of Owensboro, Kentucky.

Representative Johnson moved the adoption of the following **HR 259**:

HR 259, A RESOLUTION honoring Arlando Johnson of Owensboro, Kentucky.

WHEREAS, this distinguished young man is the leading scorer and four-year star player for the Apollo High School's basketball team; and

WHEREAS, all Kentuckians are justifiably proud of Arlando Johnson's accomplishments, including earning All State Second Team, being selected by the Associated Press, and making the All Tournament Team; and

WHEREAS, the Commonwealth looks forward to Arlando Johnson's success playing for Eastern Kentucky University;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives salutes Arlando Johnson, an outstanding Kentuckian.

Section 2. That the Clerk of the House transmit a copy of this resolution to Arlando Johnson in care of Principal Robert D. Combs, Apollo High School, 2280 Tamarack Road, Owensboro, Kentucky 42301.

HR 259 was adopted by voice vote.

Representative Blevins moved the rules be suspended to act upon Legislative Citations. Agreed.

Representative Blevins moved the adoption of the following Legislative Citation No. 84. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Justice Janet L. Stumbo whose achievement as the first women to be elected to the Kentucky Court of Appeals stands as a personal milestone and as an inspiration for all Kentuckians. Justice Stumbo has pursued perfection while attending Belfry High School and on through her academic career both at Morehead State University and the University of Kentucky College of Law. Justice Stumbo further exemplifies the highest traditions of a parent as she daily balances the duties of a court officer and those of a mother to her three lovely daughters.

The members of the House of Representatives of the General Assembly of the Commonwealth of Kentucky join Representative Walter Blevins in applauding and honoring Justice Janet L. Stumbo.

Representative Blevins moved the adoption of the following Legislative Citation No. 85. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Colonel William E. Barber for your outstanding service and dedication to the United States Marine Corps. Your military career has taken you from West Liberty, Kentucky to points around the world. During these travels your high standard of performance has brought you and your family recognition and honor. Your dedication and commitment has been marked by the presentation of the Medal of Honor by President Truman in 1952. You also were awarded the Silver Star and Purple Heart for your heroic actions at Iwo Jima.

This prestigious body joins Representative Walter Blevins in honoring Colonel William E. Barber for your distinguished military service. We extend to you and your family our best wishes for a safe, prosperous and happy future.

Representative Blevins moved the adoption of the following Legislative Citation No. 86. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Mr. Robert R. Addington as an inspiration to both the business community and to those who sincerely believe that the Commonwealth of Kentucky deserves and seeks sanitary and safe solutions to environmental problems that hold the future hostage. Robert Addington has been, from days in a one room schoolhouse through graduation at Morehead College, a living symbol of what all Kentuckians strive for. His business endeavors, along with his brothers, are an example for all.

The members of the House of Representatives of the General Assembly of the Commonwealth of Kentucky join Representative Walter Blevins in applauding and honoring Mr. Robert R. Addington.

Representative Stumbo moved that when the House adjourns, it do so by voice vote. Agreed.

Representative Stumbo moved that when the House adjourns, it do so until 12 Noon, Thursday, March 29, 1990. Agreed.

Representative Stumbo moved that the rules be suspended to introduce a Resolution. Agreed.

HR 244, by Representative Reinhardt: A RESOLUTION in memory and honor of Andrew Washington Shipp.

Representative Cline moved that the Rules be suspended for the purpose of making a motion concerning co-sponsors. Agreed.

Representative Cline moved that all properly filed co-sponsor requests be approved. Agreed.

The following members filed requests to have their names added as co-sponsors of Bills and Resolutions:

HB 232, Representative Lefevers; **HB 243**, Representative Lefevers; **HB 275**, Representative Lefevers; **HB 291**, Representative Blevins; **HB 664**, Representative Lefevers; **HB 669**, Representative Lefevers.

Representative Barrows moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Barrows moved that his vote be changed from "nay" to "yea" on **HB 407**. Agreed.

Representative Barrows moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Barrows moved that he be recorded as voting "yea" on **SB 350**. Agreed.

Representative R. Smith moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative R. Smith moved that he be recorded as voting "yea" on **SCR 1**. Agreed.

Representative Long moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Long moved that he be recorded as voting "yea" on **HB 653**. Agreed.

Representative Moberly moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Moberly moved that he be recorded as voting "yea" on **SB 300**. Agreed.

Representative Johnson moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Johnson moved that he be recorded as voting "yea" on **HB 407**. Agreed.

Representative Ward moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Ward moved that he be recorded as voting "yea" on **SB 35**. Agreed.

Announcements

The Clerk announced the filing of the following Floor Amendments:

Floor Amendment No. 8 to **SB 35**, by Representative Hancock:

Amend printed copy of **SB 35** on page 4, after line 6, by inserting the following:

"Section 3. KRS 61.637 is amended to read as follows:

(1) A retired member who is receiving monthly retirement payments under any of the provisions of KRS 61.515 to 61.705 and 78.520 to 78.852 and who is reemployed as an employee by a participating agency shall have his retirement payments suspended for the duration of such reemployment. Monthly payments shall not be suspended for a retired member who is reemployed if he anticipates that he will receive less than the maximum permissible earnings ***allowed a person age sixty-five (65) or over*** as provided by the federal Social Security Act in compensation as a result of reemployment during the calendar year. The payments shall be suspended at the beginning of the month in which the reemployment occurs.

(2) Employer and employee contributions shall be made as provided in KRS 61.515 to 61.705 and 78.520 to 78.852 on the compensation paid during such reemployment except where monthly payments were not

suspended as provided in subsection (1) of this section or would not increase the retired member's last monthly retirement allowance by at least one dollar ($1), and the member shall be credited with additional service credit.

(3) In the month following the termination of reemployment, retirement allowance payments shall be reinstated under the plan under which the member was receiving payments prior to reemployment.

(4) (a) Notwithstanding the provisions of this section, the payments suspended in accordance with subsection (1) of this section shall be paid retroactively to the retired member, or his estate, provided he does not receive more than the maximum permissible earnings ***allowed a person age sixty-five (65) or over*** as provided by the federal Social Security Act in compensation from participating agencies during any calendar year of reemployment;

(b) In the event the retired member is paid suspended payments retroactively in accordance with this section, employee contributions deducted during his period of reemployment, if any, shall be refunded to the retired employee and no service credit shall be earned for the period of reemployment;

(c) In the event the retired member is not eligible to be paid suspended payments for his period of reemployment as an employee, his retirement allowance shall be recomputed under the plan under which the member was receiving payments prior to reemployment as follows:

1. The retired member's final compensation shall be recomputed using creditable compensation for his period of reemployment; however, the final compensation resulting from the recalculation shall not be less than that of the member when his retirement allowance was last determined;

2. If the retired member initially retired on or subsequent to his normal retirement date his retirement allowance shall be recomputed by using the formula in subsection (1) of KRS 61.595;

3. If the retired member initially retired prior to his normal retirement date his retirement allowance shall be recomputed using the formula in subsection (2) of KRS 61.595, except that the member's age used in computing benefits shall be his age at the time of his initial retirement increased by the number of months of service credit earned for service performed during reemployment;

4. The retirement allowance payments resulting from the recomputation under this subsection shall be payable in the month following the termination of reemployment in lieu of payments under subparagraph 3; provided, however, the member shall not receive less in benefits as a result of the recomputation than he was receiving prior to reemployment or would receive as determined under KRS 61.691;

5. Any retired member who was reemployed prior to March 26, 1974, shall begin making contributions to the system in accordance with the provisions of this section on the first day of the month following March 26, 1974.

(5) A retired member, or his estate, shall pay to the retirement fund the total amount of payments which are not suspended in accordance with subsection (1) of this section if the member received more than the maximum permissible earnings ***allowed a person age sixty-five (65) or over*** as provided by the federal Social Security Act in compensation from participating agencies during any calendar year of reemployment, except such retired member or his estate may repay the lesser of the total amount of payments which were not suspended or fifty (50) cents of each dollar earned during reemployment over the maximum permissible earnings.

(6) (a) "Reemployment" or "reinstatement" as used in this section shall not include a retired member who has been ordered reinstated by the personnel board under authority of KRS 18A.095; and

(b) A retired member who has been ordered reinstated by the personnel board under authority of KRS 18A.095 or by court order or by order of the human rights commission and accepts employment by an agency participating in the Kentucky Employees Retirement System or County Employees Retirement System shall void his retirement by reimbursing the system in the full amount of his retirement allowance payments received.

(7) In the event a retired hazardous position member or a member of the State Police Retirement System is receiving benefits under partial disability as provided for under KRS 16.586 and is reemployed in a nonhazardous position, the board is hereby authorized to waive or modify the foregoing provisions of this section and permit such person to receive a partial disability retirement allowance while accruing retirement benefits in a nonhazardous position."

Floor Amendment No. 4 to **SB 243**, by Representative Gedling:

Amend printed copy of **SB 243** on page 1, by deleting lines 1 through 21, and by deleting pages 2 through 10, and by substituting therefor on page 1, the following:

"Section 1. KRS 150.603 is amended to read as follows:

(1) Any person required to possess a hunting license under the provisions of KRS 150.170, except residents sixty-five (65) years of age or older and children under sixteen (16) years of age, taking or attempting to take wild ducks or geese within the state shall, in addition to the appropriate hunting license for taking game, possess a Kentucky waterfowl stamp. ***The*** [~~Said~~] stamp shall not be transferable, shall be signed across the face by the bearer, and fixed adhesively to the back of the regular hunting license of the bearer, and shall be carried at all times upon the person while hunting wild ducks or geese. ***The*** [~~Such~~] stamp shall be obtained for the sum of five dollars and twenty-five cents ($5.25) and shall be valid for the period of one (1) year. Notwithstanding KRS 64.012, the county clerk shall retain ***nine percent (9%) of the fee*** [~~twenty-five cents (25)~~] for administrative purposes.

(2) The Fish and Wildlife Commission shall determine the form of the stamp and shall administer all revenues generated by the sale of the stamp. ***The*** [~~Said~~] revenue shall be expended for waterfowl research projects for the purpose of protecting and propagating migratory waterfowl and for the development, restoration, maintenance, and preservation of wetlands within the state. The intent of this section is to expand waterfowl research and management and increase waterfowl populations in the state without detracting from other programs. The expenditures of funds generated under the provisions of this section shall be included in the annual report provided for in KRS 150.061.

Section 2. KRS 64.012 is amended to read as follows:

The county clerk shall receive for the following services the following fees:

Recording deed of trust or assignment for the benefit of creditors, provided the entire record thereof does not exceed three pages	$ 5.00
Exceeding three pages, for each page	1.50
Copy and certification of same when ordered	3.50
Each bond required to be taken or prepared by the clerk	2.00
Copy of any bond when ordered	1.50
Recording a bond, each bond	5.00
Receiving the acknowledgment or proof of any deed, mortgage or agreement, power of attorney, or other written instrument required by law to be done and certifying same	1.25
Taking the acknowledgment or proof of a deed of real estate, certifying and recording the same and recording his own certificate, provided the entire record thereof does not exceed three pages	7.00
Exceeding three pages, for each page	1.50
Certified copy of deed	3.50
Recording a mortgage of real estate, certificates, and all services connected with the same, provided the entire record thereof does not exceed three pages	7.00
Exceeding three pages, for each page	1.50
Certified copy of real estate mortgage	3.50
Recording deed of assignment of real estate mortgage	5.00
Noting release of any lien, mortgage or redemption other than a deed of release	2.50
Receiving the acknowledgment, recording and certifying each deed of release of a mortgage or lien under KRS 382.360	5.00
Each additional marginal notation relating to same instrument	2.50
Making a record for the establishment of a city, recording the plan or plat thereof, and all other services incident	10.00
Recording survey of a city, or any part thereof, or any addition to or extensions of the boundary of a city	10.00

Every order concerning the establishment, changing, closing or discontinuing of roads, to be paid out of the county levy when the road is established, changed, closed or discontinued, and by the applicant when it is not	1.00
Administering an oath and certificate thereof	1.00
Issuing license for which no other fee is fixed by law	1.50
Marriage license, bond, certificate and recording	14.00
For filing and indexing an original or continuation financing statement, and noting the security interest on the required receipt for one motor vehicle	6.00
For filing and indexing an assignment of a financing statement	6.00
For filing and noting a statement of release of collateral under a financing statement	1.00
Issuance of a certification as provided in KRS 355.9-407	3.50
Certified copy of financing statement or statement of assignment as provided in KRS 355.9-407	3.50
Recording real estate options, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Recording power of attorney or revocation of power of attorney, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Recording plats, maps and surveys, not exceeding 24 inches by 36 inches, per page	10.00
Recording all leases which are recordable by law, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Marginal notation to same instrument	2.50
Filing or recording of certification of intention to operate a business under an assumed name	5.00
Filing a lien on a delinquent motor vehicle or trailer bill	6.00
Releasing a lien on a delinquent motor vehicle or trailer bill	1.50
Filing or recording of mechanic's and artisan's liens under KRS Chapter 376	5.00
Filing or recording of notice of lien issued by the Internal Revenue Service	5.00
Filing or recording of notice of lien discharges issued by the Internal Revenue Service	5.00
Filing or recording of lis pendens notice concerning proceedings in bankruptcy and other lis pendens notices, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Filing or recording United States liens, provided the entire record per lien does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Filing or recording release of a United States lien, provided the entire record per lien does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Filing or recording state tax or other state liens, other than liens on delinquent motor vehicles or trailers	5.00
Filing release of a state tax or other state lien, other than a lien on a delinquent motor vehicle or trailer	5.00

Filing notification and declaration and petition of candidates for office	20.00
Recording wills or other probate documents under KRS 394.300	5.00
Issuance of fish and game licenses or tags costing more than $1.00 each	***9% of the cost*** [~~.75~~]
Registration of licenses for professional persons required to register with the county clerk	5.00
Recording and issuing articles, statements, or reports of corporations pursuant to KRS Chapters 271B, 272 and 273, including articles of incorporation, amendment, restatement of incorporation, merger, consolidation, or dissolution and statements of establishment of a series of shares, cancellation of a series of shares, reduction of capital, intent to dissolve, revocation of voluntary dissolution, or any other statement or report of a foreign or domestic corporation, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, for each page	1.50
Miscellaneous recordings for which no specific fee is set, provided the entire record thereof does not exceed three pages (except military discharges)	5.00
Exceeding three pages, each additional page	1.50
Filing miscellaneous documents for which no specific fee is set, provided the entire record thereof does not exceed three pages	5.00
Exceeding three pages, each additional page	1.50
Filing certification required by KRS 65.070(1)(a)	2.00
Certification of franchise tax assessment	2.50

Section 3. The change in fees and commissions resulting from sections 1 and 2 of this Act shall be effective upon the issuance of licenses for the 1991 hunting season.".

Adjournment

Representative Stumbo moved that the House adjourn until 12 Noon, Thursday, March 28, 1990.

The motion that the House adjourn until 12 Noon, Thursday, March 28, 1990 was adopted by voice vote.

THURSDAY, MARCH 29, 1990

FIFTY-SEVENTH LEGISLATIVE DAY

The House was called to order by Speaker Blandford.

Prayer by Dr. Donald A. Nunnelly, First Christian Church, Frankfort.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present.

Representative McElroy moved that the reading of the Journal of March 28, 1990 be dispensed with and the same approved. Agreed.

Representative P. Clark moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 261, by Representative P. Clark: A RESOLUTION adjourning the House of Representatives in honor of the 1990 Boys' State Basketball Champions, the Fairdale High School "Bulldogs."

Representative P. Clark moved the adoption of the following **HR 261**:

HR 261, A RESOLUTION adjourning the House of Representatives in honor of the 1990 Boys' State Basketball Champions, the Fairdale High School "Bulldogs."

WHEREAS, Fairdale High School's "Bulldogs" have demonstrated their outstanding abilities by capturing the 1990 Boys' State Basketball Championship on Saturday, March 24, 1990, at Freedom Hall, Louisville, Kentucky, defeating Covington Holmes High School 77-73; and

WHEREAS, the success of Fairdale High School's "Bulldogs" this season is attributable to the disciplined and unselfish team play of team members Jermaine Brown, Tyrran Scroggins, Terry Jenkins, Chris Kelso, Sean Bishop, Jason Gardner, Maurice Morris, Tony Wheat, Carlos Turner, David Hicks, Tim Comstock, and Jeff Thompson; and

WHEREAS, Head Coach Stan Hardin and Assistant Coaches Lloyd Gardner, Andrew Bailey, Larry Hall, and Kent Able must be recognized for their genius as basketball coaches; and

WHEREAS, Athletic Director George "Butch" Greschel has contributed greatly to the success of the "Bulldogs" during the 1989-90 playing season; and

WHEREAS, Marilyn Hohman, principal of Fairdale High School, has ardently supported the "Bulldogs" with enthusiasm and zeal;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body congratulates the team members of Fairdale High School's boys basketball team, and salutes them for the distinction they have attained by capturing the 1990 Boys' State Basketball Championship, and commends Head Coach Stan Hardin, Assistant Coaches Lloyd Gardner, Andrew Bailey, Larry Hall, and Kent Able, and Managers German Vasquez, Sean Hood, and Gary Compton.

Section 2. That when the House of Representatives adjourns this day, Thursday, March 29, 1990, it does so in honor of Fairdale High School's "Bulldogs," the 1990 Boys' State Basketball Champions.

Section 3. That the Clerk of the House of Representatives is directed to transmit twenty-one copies of this resolution to Ms. Marilyn Hohmann, principal, Fairdale High School, 1001 Fairdale Road, Louisville, Kentucky 40118, for distribution to team members, coaches, and managers.

HR 261 was adopted by voice vote.

Representative P. Clark moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative P. Clark moved the adoption of the following two Legislative Citations both numbered as Legislative Citation No. 90. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby congratulates the members of the 1989-90 Boys State Championship Fairdale High School Basketball Team.

This body proudly salutes the outstanding performance of the members of the 1989-90 Boys' State

Championship Fairdale High School Basketball Team. The Fairdale High School Bulldogs dominated the regular season and were awesome in district play. The Bulldogs commanded respect and inspired terror in their opponents in regional play where they performed with distinction, pride, true team spirit, strategic brilliance and athletic superiority in eliminating the competition in the state tournament. Now let it be known that this esteemed body extends to members of this championship team its heartiest congratulations for a most exciting season, a smashing post-season and thrilling state tournament.

Representative P. Clark individually honored the following members of the 1989-90 Boys State Championship Fairdale High School Basketball Team:

Sean Bishop, Jermaine Brown, Tim Comstock, Jason Gardner, David Hicks, Terry Jenkins, Chris Kelso, Maurice Morris, Tyrran Scroggins, Jeff Thompson, Carlos Turner, and Tony Wheat.

The House of Representatives of the Commonwealth of Kentucky hereby congratulates the supporters of the 1989-90 Boys State Championship Fairdale High School Basketball Team.

This body proudly salutes Gary Compton, Sean Hood and German Vasquez for outstanding performance as a member of the support team for the 1989-90 Boys' State Championship Fairdale High School Basketball Team. The Fairdale High School Bulldogs dominated the regular season and were awesome in district play. The Bulldogs commanded respect and inspired terror in their opponents in regional play where they performed with distinction, pride, true team spirit, strategic brilliance and athletic superiority in eliminating the competition in the state tournament. Now let it be known that this esteemed body extends to Gary Compton, Sean Hood, and German Vasquez its heartiest congratulations for their valuable contributions to a most exciting season, a smashing post-season and thrilling state tournament.

Introduction of Bills and Resolutions

HR 262, by Representative Noe: A RESOLUTION adjourning the House of Representatives in honor of the school children of Kentucky.

HR 263, by Representative Strong and Keith: A RESOLUTION in honor of the Owsley County High School Basketball Team.

Representative Bronger moved that the rules be suspended to allow floor privileges to Junior Williamson. Agreed.

Junior Williamson briefly addressed the House.

Senate Message

Announcing passage of **HB 115** with Senate Amendments, **HB 159** with Senate Amendments, **HB 242** with Senate Amendments, **HB 306** with Senate Amendment, **HB 464** with Senate Amendments, **HB 595** with Senate Amendment, **HB 603** with Senate Amendment, **HB 715** with Senate Amendment, **HB 748** with Senate Amendment, **HB 781** with Senate Amendment, **HB 795** with Senate Amendments, **HB 799** with Senate Amendments, **HB 812** with Senate Amendments, **HB 814** with Senate Amendments, **HB 830** with Senate Amendments, **HB 920** with Senate Amendment, **HB 924** with Senate Amendment, **HB 929** with Senate Amendments, **HB 940** with Senate Amendments, **HJR 185** with Senate Amendment, **HB 307**, **HB 341**, **HB 474**, **HB 478**, **HB 557**, **HB 563**, **HB 577**, **HB 687**, **HB 807**, **HB 839**, **HCR 48**, **HCR 122** and **HCR 205**.

HB 40 returned with the following message: The Senate has passed **HB 40** by way of Committee Substitute and respectfully requests that this Honorable Body concur with the Committee Substitute.

HB 188 returned with the following message: The Senate has passed **HB 188** by way of Committee Substitute and respectfully requests that this Honorable Body concur with the Committee Substitute.

Message received on **SB 68**: The Senate has appointed the following members to serve on a Conference Committee to **SB 68**: Senators Rose, Bailey and Quinlan.

Orders of the Day

Representative Moberly moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 269, by Representative Moberly: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Roy Josh Cosby.

Representative Moberly moved the adoption of the following **HR 269**:

HR 269, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Roy Josh Cosby.

With deepest respect, we pay homage and tribute to the memory of our beloved friend and colleague, Roy Josh Cosby.

WHEREAS, Roy Josh Cosby, a native of Madison County, Kentucky, traversed these earthly bounds from which no traveller returns on February 2, 1990; and

WHEREAS, Roy Josh Cosby served his constituents well in the Forty-seventh House District from 1950 through 1954; and

WHEREAS, his contributions to his community and to the citizens of the Commonwealth of Kentucky will have a lasting effect in years to come; and

WHEREAS, Roy Josh Cosby was the loving father of Kay Cosby Jones; and

WHEREAS, the passing of Roy Josh Cosby has left a void that will be difficult to fill, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does hereby express its profound sense of sorrow upon the passing of Roy Josh Cosby, and extends to his family its most heartfelt sympathy.

Section 2. That when the House of Representatives adjourns this day, Thursday, March 29, 1990, it does so in loving memory and honor of Roy Josh Cosby.

Section 3. That the Clerk of the House of Representatives is directed to transmit a copy of this resolution to Mrs. Kay Cosby Jones, 338 Lancaster Avenue, Richmond, Kentucky 40475.

HR 269 was adopted by voice vote.

Representative Turner moved that the rules be suspended to introduce and act upon a Resolutions. Agreed.

HR 266, by Representative Turner: A RESOLUTION in honor of James C. Carter Jr.

Representative Turner moved the adoption of the following **HR 266**:

HR 266, A RESOLUTION in honor of James C. Carter, Jr.

WHEREAS, James C. Carter, Jr. has served the citizens of the Commonwealth of Kentucky in many capacities; and

WHEREAS, James C. Carter, Jr. served with distinction as circuit court judge for 38 years; and

WHEREAS, James C. Carter, Jr. served faithfully as Commonwealth Attorney for Monroe County; and

WHEREAS, James C. Carter, Jr. served the people of Tompkinsville as city attorney; and

WHEREAS, James C. Carter, Jr. served as state representative in 1936 and 1937; and

WHEREAS, James C. Carter, Jr. is a devoted member of the Tompkinsville Baptist Church;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives honors and commmends James C. Carter, Jr. on his devotion to the Commonwealth.

Section 2. That the Clerk of the House transmit a copy of this resolution to James C. Carter, Jr., 607 North Main, Tompkinsville, Kentucky 42167.

HR 266 was adopted by voice vote.

HR 267, by Representative Turner: A RESOLUTION in honor and memory of A. R. Oliver of Scottsville, Kentucky.

Representative Turner moved the adoption of the following **HR 267**:

HR 267, A RESOLUTION in honor and memory of A. R. Oliver of Scottsville, Kentucky.

With heartfelt sorrow we pay homage and tribute to the memory of A. R. Oliver.

WHEREAS, on January 7, 1990, A. R. Oliver crossed that final bourne from which no traveller returns; and

WHEREAS, A. R. Oliver competently served as Allen County's judge/executive; and

WHEREAS, this outstanding citizen diligently served as magistrate for over two decades; and

WHEREAS, A. R. Oliver was a devoted husband to his wife, Adella, and a loving father to his six children; and

WHEREAS, A. R. Oliver was a devoted member of the Mount Union General Baptist Church;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives does hereby express its most profound sense of sorrow upon the death of A. R. Oliver and does extend to his family its most heartfelt sympathy.

Section 2. That the Clerk of the House of Representatives transmit seven copies of this Resolution to Mrs. Adella Oliver, 3107 A. R. Oliver Road, Scottsville, Kentucky 42164.

HR 267 was adopted by voice vote.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 158, HB 261, HB 369, HB 378, HB 407, HB 536, HB 601, HB 626, HB 639, HB 836, HJR 68, HCR 159, HB 14, HB 36, HB 80, HB 446, HB 521, HB 534, HB 653, HB 683, HB 745, HB 802, HB 855, HB 429** and **HB 425** had been examined and found correctly enrolled. Said Bills and Resolutions read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 12:27 p.m.)

HB 158, HB 261, HB 369, HB 378, HB 407, HB 536, HB 601, HB 626, HB 639, HB 836, HJR 68, HCR 159, HB 14, HB 36, HB 80, HB 446, HB 521, HB 534, HB 653, HB 683, HB 745, HB 802, HB 855, HB 429 and **HB 425** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Orders of the Day (Continued)

HB 38, with Senate Committee Substitute and Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 38** is as follows:

HB 38, AN ACT relating to crimes and punishments.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 510.010 is amended to read as follows:

The following definitions apply in this chapter unless the context otherwise requires:

(1) "Deviate sexual intercourse" means any act of sexual gratification [~~between persons not married to each other~~] involving the sex organs of one (1) person and the mouth or anus of another;

(2) "Forcible compulsion" means physical force or threat of physical force, express or implied, which places a person in fear of immediate death or physical injury to himself or another person or in fear that he or another person will be immediately kidnapped;

(3) [~~"Marriage" means persons living together as man and wife regardless of the legal status of their relationship. Spouses are not married to one another for purposes of this chapter if either or both spouses have filed a petition under KRS Chapter 403 and they are living apart;~~

~~(4)~~] "Mental illness" means a diagnostic term that covers many clinical categories, typically including behavioral or psychological symptoms, or both, along with impairment of personal and social function, and specifically defined and clinically interpreted through reference to criteria contained in the Diagnostic and Statistical Manual of Mental Disorders (Third Edition) and any subsequent revision thereto, of the American Psychiatric Association;

(4)[~~(5)~~] "Mentally retarded person" means a person with significantly subaverage general intellectual functioning existing concurrently with deficits in adaptive behavior and manifested during the developmental period, as defined in KRS Chapter 202B;

(5)[~~(6)~~] "Mentally incapacitated" means that a person is rendered temporarily incapable of appraising or controlling his conduct as a result of the influence of a controlled or intoxicating substance administered to him without his consent or as a result of any other act committed upon him without his consent;

(6)[~~(7)~~] "Physically helpless" means that a person is unconscious or for any other reason is physically unable to communicate unwillingness to an act;

(7)[~~(8)~~] "Sexual contact" means any touching of the sexual or other intimate parts of a person [~~not married to the actor~~] done for the purpose of gratifying the sexual desire of either party; and

(8)[~~(9)~~] "Sexual intercourse" means sexual intercourse in its ordinary sense [~~but is limited to sexual intercourse between persons not married to each other~~]. Sexual intercourse occurs upon any penetration, however slight; emission is not required.

Section 2. KRS 500.050 is amended to read as follows:

(1) Except as otherwise expressly provided, the prosecution of a felony is not subject to a period of limitation and may be commenced at any time.

(2) Except as otherwise expressly provided, the prosecution of an offense other than a felony must be commenced within one year after it is committed.

(3) For purposes of this section, an offense is committed either when every element occurs, or if a legislative purpose to prohibit a continuing course of conduct plainly appears, at the time when the course of conduct or the defendant's complicity therein is terminated.

(4) No offense in KRS Chapter 510 involving deviate sexual intercourse or sexual intercourse by the other spouse shall be prosecuted unless formally reported to the police within one (1) year after the commission of the offense. The report shall be signed by the victim of the offense.

SECTION 3. A NEW SECTION OF KRS CHAPTER 510 IS CREATED TO READ AS FOLLOWS:

In any proceeding to determine custody of or visitation with children, no evidence that one has been charged with violation of this statute, if the person charged and the complainant are married or that such a proceeding is pending, or any evidence regarding the circumstances on which such charge is based, shall be admissible into evidence on the issue of custody or visitation, nor shall any weight be given by any court to the existence of such a proceeding or the facts on which such proceeding is based. Nothing herein shall be construed to prevent evidence of incest or sexual assault or abuse of a child from being admitted in a custody or visitation proceeding.

The Senate Floor Amendment No. 2 to **HB 38** is as follows:

Amend printed copy of **HB 38** on page 4, below line 11, to add the following:

Section 4. KRS 510.300 is amended to read as follows:

(1) The arrest record of anyone accused by his spouse of an offense under this chapter shall be expunged if said charge was either dismissed with prejudice or a verdict of not guilty on said charge was entered.

(2) If the charges brought against a defendant under this chapter are dismissed with prejudice or the defendant is found not guilty, the court shall order all law enforcement and other public agencies holding records of the offense to expunge the records.

(3) No person whose records have been expunged pursuant to this section shall have to answer "Yes" and may answer "No" to the question "Have you ever been arrested?" or any similar question with regard to the offense for which the records were expunged."

The Senate Floor Amendment No. 3 to **HB 38** is as follows:

Amend printed copy of **HB 38** on page 4, below line 11, to insert the following:

"SECTION 4. A NEW SECTION OF KRS CHAPTER 510 IS CREATED TO READ AS FOLLOWS:

A person who engages in sexual intercourse or deviate sexual intercourse with another person to whom the person is married, or subjects another person to whom the person is married to sexual contact, does

not commit an offense under this chapter regardless of the person's age solely because the other person is less than sixteen (16) years old or mentally retarded."

Representative Long moved that the House concur in Senate Committee Substitute to **HB 38**. Agreed.

Representative Long moved that the House concur in Senate Floor Amendment No. 2 to **HB 38**. Agreed.

Representative Long moved that the House concur in Senate Floor Amendment No. 3 to **HB 38**. Agreed.

Representative Long moved that **HB 38**, by way of Senate Committee Substitute as amended by the Senate, be passed.

On the roll call the vote was: Yeas 81, Nays 7. (See March 29, 1990 roll call on **HB 38** - Appendix.)

HB 38, by way of Senate Committee Substitute as amended by the Senate, was passed and the title agreed to.

Representative Long moved that the vote by which **HB 38**, by way of Senate Committee Substitute as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Report on Enrolled Bills

The Committee on Enrollment reported **SB 103** had been examined and found correctly enrolled. Said Bill read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 12:40 p.m.)

Orders of the Day (Continued)

HB 358, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 358** is as follows:

HB 358, AN ACT relating to property taxation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 136 IS CREATED TO READ AS FOLLOWS:

(1) Notwithstanding the provisions of KRS 132.487, trucks, tractors, semi-trailers and buses of any person, corporation, partnership, or any other business association whose route or system is partly within this state and partly within another state or states, shall be assessed by the Revenue Cabinet for purposes of taxation as of January 1 each year. Notwithstanding the provisions of KRS 132.200, the trucks, tractors, semi-trailers, and buses described in this subsection shall be subject to taxation for state purposes only.

(2) The proportion of miles operated in this state compared to the total miles operated everywhere shall be considered in fixing the value of the property for taxation. Other reasonable evidence shall be considered in fixing the value.

SECTION 2. A NEW SECTION OF KRS CHAPTER 136 IS CREATED TO READ AS FOLLOWS:

On or before April 15, 1991, and each year thereafter, each person, corporation, partnership or other business association owning or operating trucks, tractors, semi-trailers and buses whose route or system is partly within this state and partly within another state or states, shall on forms provided by the Revenue Cabinet provide the cabinet with a detailed description of all the property as well as an estimate of the proportionate use of business situs property on a fleet basis and an estimate of the use of major interstate routes on a fleet basis.

SECTION 3. A NEW SECTION OF KRS CHAPTER 136 IS CREATED TO READ AS FOLLOWS:

(1) The Revenue Cabinet shall immediately, after fixing the assessed value of the trucks, tractors, semi-trailers and buses, notify the taxpayer of the valuation determined. Any taxpayer who has been assessed by the cabinet in the manner outlined in Section 1 of this Act shall have thirty (30) days from the date of the cabinet's notice of the tentative assessment in which to protest in the manner provided by KRS 131.110.

(2) The state taxes on the property shall become due thirty (30) days from the date of notice and shall be collected directly by the Revenue Cabinet.

Section 4. KRS 132.020 is amended to read as follows:

(1) An annual ad valorem tax for state purposes of thirty-one and one-half cents (31-1/2) upon each one hundred dollars ($100) of value of all real property directed to be assessed for taxation, and one and one-half cents (1-1/2) upon each one hundred dollars ($100) of value of all privately-owned leasehold interests in industrial buildings, as defined under KRS 103.200, owned and financed by a tax-exempt governmental unit, or tax-exempt statutory authority under the provisions of KRS Chapter 103 directed to be assessed for taxation, and one and one-half cents (1-1/2) upon each one hundred dollars ($100) of value of all tobacco directed to be assessed for taxation, and twenty-five cents (25) upon each one hundred dollars ($100) of value of all money in hand, shares of stock, notes, bonds, accounts and other credits, whether secured by mortgage, pledge or otherwise, or unsecured, except as otherwise provided in subsection (2) of this section, and one and one-half cents (1-1/2) upon each one hundred dollars ($100) of value of unmanufactured agricultural products, one-tenth of one cent ($.001) upon each one hundred dollars ($100) of value of all farm implements and farm machinery owned by or leased to a person actually engaged in farming and used in his farm operations, one-tenth of one cent ($.001) upon each one hundred dollars ($100) of value of all livestock and domestic fowl, one-tenth of one cent ($.001) upon each one hundred dollars ($100) of value of all tangible personal property located in a foreign trade zone as designated under 19 U.S.C. sec. 81, fifteen cents (15) upon machinery of individuals or corporations actually engaged in manufacturing, fifteen cents (15) upon commercial radio, television and telephonic equipment directly used or associated with electronic equipment which broadcasts electronic signals to an antenna, fifteen cents (15) upon property which has been certified as a pollution control facility as defined in KRS 224.850, one-tenth of one cent ($.001) upon property which has been certified as an alcohol production facility as defined in KRS 247.910, or as a fluidized bed energy production facility as defined in KRS 211.390, twenty-five cents (25) upon each one hundred dollars ($100) of value of motor vehicles qualifying for permanent registration as historic motor vehicles under the provisions of KRS 186.043, and forty-five cents (45) upon each one hundred dollars ($100) of value of all other property directed to be assessed for taxation shall be paid by the owner or person assessed except as provided in subsection (2) of this section and KRS 132.030, 132.050, 132.200, 136.270, 136.300, 136.320 and other sections providing a different tax rate for particular property.

(2) An annual ad valorem tax for state purposes of one and one-half cents (1-1/2) upon each one hundred dollars ($100) of value shall be paid upon the following classes of intangible personal properties, when such intangible personal properties have not acquired a taxable situs without this state:

(a) Accounts receivable, notes, bonds, credits, nondomestic bank deposits, and any other intangible property rights arising out of or created in the course of regular and continuing business transactions substantially performed outside this state;

(b) Patents, trademarks, copyrights and licensing or royalty agreements, relating thereto; and

(c) Shares of capital stock of any affiliated company as defined in subsection (3) of this section and notes, bonds, accounts receivable and all other intercompany intangible personal property due from such company.

(3) "Affiliated company" shall mean a parent corporation or subsidiary corporation, and any corporation principally engaged in business outside the United States in which the owner or the person assessed directly or indirectly owns or controls not less than ten percent (10%) of the outstanding voting stock.

(4) With respect to the intangible properties taxed pursuant to subsection (2) of this section, no other ad valorem tax shall be levied by the state or any county, city, school or other taxing district on such intangible properties, or directly or indirectly against the owner with respect thereto.

(5) Unmined coal and any interest therein, in whatever form held, including, but not limited to, leasehold and royalty interests shall be taxed at the rate of one-tenth of one cent ($.001) per one hundred dollars ($100) of assessed value.

(6) Thirty cents (30) of the thirty-one and one-half cents (31-1/2) state tax rate on real property and thirty cents (30) of the forty-five cents (45) state tax on tangible personalty subject to local taxation shall be considered as local school district tax levies for purposes of computing any direct payments of state or federal funds to said districts as replacement for ad valorem taxes lost on property acquired by a governmental agency. Should the equivalency ever be less than thirty cents (30), as certified by the department of education, the direct payments shall be reduced proportionately.

(7) The provisions of subsection (1) of this section notwithstanding, the state tax rate on real property shall be reduced to compensate for any increase in the aggregate assessed value of real property to the extent that such increase exceeds the preceding year's assessment by more than four percent (4%). In any year in which the aggregate assessed value of real property is less than the preceding year, the state rate shall be increased to the extent necessary to produce the approximate amount of revenue that was produced in the preceding year from real property.

(8) By July 1 each year, the revenue cabinet shall compute the state tax rate applicable to real property for the current year in accordance with the provisions of KRS 132.020(6) and certify the rate to the county clerks for their use in preparing the tax bills. In the event the assessments for all counties have not been certified by July 1, the cabinet shall, when real property assessments of at least seventy-five percent (75%) of the total number of counties of the Commonwealth have been certified, make an estimate of the real property assessments of the uncertified counties and compute the state tax rate.

(9) In the event that the tax rate set by the cabinet as provided in subsection (8) of this section produces more than a four percent (4%) increase in real property tax revenues, the rate shall be adjusted in the succeeding year so that the cumulative total of each year's property tax revenue increase shall not exceed four percent (4%) per year.

(10) [~~An ad valorem tax for state purposes on distilled spirits shall be levied according to the following rate schedule:~~

~~Calendar Year~~	~~Rate per $100 of Assessed Value~~
~~1982~~	~~$.225~~
~~1983~~	~~$.1125~~
~~1984 and after~~	~~$.001~~

~~(11)~~] Effective on or after January 1, ***1990*** [~~1986~~], an ad valorem tax for state purposes of ***five cents ($.05)*** [~~one-tenth of one cent ($.001)~~] upon each one hundred dollars ($100) of value shall be paid upon goods held for sale in the regular course of business and raw materials***, which includes distilled spirits and distilled spirits inventory,*** and in-process materials held for incorporation in finished goods held for sale in the regular course of business.

(11)[~~(12)~~] An ad valorem tax for state purposes of one tenth of one-cent ($0.001) per one hundred dollars ($100) of assessed value shall be paid on all motor vehicles registered pursuant to the provisions of KRS 186.050(6).

Section 5. KRS 136.120 is amended to read as follows:

(1) Every railway company, sleeping car company, chair car company, dining car company, gas company, water company, ferry company, bridge company, street railway company, interurban electric railroad company, express company, electric light company, electric power company, telephone company, telegraph company, commercial air carrier, air freight carrier, pipeline company, common carrier water transportation company, privately owned regulated sewer company, cable television company, ***railroad car line company, which means any company, other than a railroad company, which owns, uses, furnishes, leases, rents, or operates to, from, through, in or across this state or any part thereof, any kind of railroad car including, but not limited to, flat, tank, refrigerator, passenger, or similar type car*** and every other like company or business performing any public service, except bus line companies, regular and irregular route common carrier trucking companies, and taxicab companies, shall annually pay a tax on its operating property to the state and to the extent ***the*** [~~such~~] property is liable to taxation shall pay a local tax thereon to the county, incorporated city, and taxing district in which its operating property is located.

(2) The property of ***the*** [~~such~~] taxpayers shall be classified as operating property, nonoperating tangible property, and nonoperating intangible property. Nonoperating intangible property within the taxing jurisdiction of the Commonwealth shall be taxable for state purposes only at the same rate as the intangible property of other taxpayers not performing public services, and operating property and nonoperating tangible property shall be subject to state and local taxes at the same rate as the tangible property of other taxpayers not performing public services.

(3) The Revenue Cabinet shall have sole power to value and assess all of the property of every corporation, company, association, partnership, or person performing any public service, including those enumerated above and all others to whom this section may apply, whether or not ***the*** [~~such~~] operating property, nonoperating tangible property, or nonoperating intangible property has heretofore been assessed by ***the*** [~~said~~] cabinet, and shall[~~, except as provided in subsection (4) of this section,~~] allocate ***the*** [~~such~~] assessment as provided by KRS 136.170, and shall certify operating property liable to local taxation and nonoperating tangible property to the counties, cities, and taxing districts as provided in KRS 136.180. All of the property assessed by the cabinet pursuant to this section shall be assessed as of December 31 each year for the following year's taxes, and the lien therefor shall attach as of ***the*** [~~such~~] assessment date. [~~Provided, however, that~~] In the case of a taxpayer whose business is predominantly nonpublic service and the public service business in which he is engaged is merely incidental to his principal business, the cabinet shall in the exercise of its judgment and discretion determine, from evidence which it may have or obtain, what portion of the operating property

is devoted to the public service business subject to assessment by the cabinet under this section and shall require the remainder of the property not so engaged to be assessed by the local taxing authorities.

[~~(4)(a) The Revenue Cabinet shall likewise have sole power to value and assess all the property within the taxing jurisdiction of this Commonwealth of every passenger, sleeping, freight, and private car company, which is hereby defined as any company, other than a railroad company, which owns, uses, furnishes, leases, rents, or operates to, from, through, in or across this state or any part thereof, any kind of railroad car including but not necessarily limited to flat, tank, refrigerator, passenger, or similar type car. The cabinet shall not certify the assessment of the rolling stock of such companies to any county, city, or taxing district, but shall apportion and certify the operating property, other than rolling stock, to the counties, cities, and taxing districts where such property is located. On or before November 1, 1984, and each year thereafter, the Revenue Cabinet shall establish the state tax rate for rolling stock of private car lines based on average tax rate for tangible personal property except motor vehicles, within the Commonwealth subject to state, county, school and applicable city levy. The rolling stock of such companies shall be taxable for state purposes only and shall not be subject to taxation by a county, city, or other taxing district.~~

~~(b) The property of taxpayers within the meaning of paragraph (a) of this subsection shall likewise be classified as operating property, nonoperating tangible property, and nonoperating intangible property. The nonoperating intangible property of the companies within the meaning of this subsection which are within the taxing jurisdiction of the Commonwealth shall be taxable for state purposes at the same rate as the intangible property of nonpublic service taxpayers.~~]

Section 6. KRS 136.030 is amended to read as follows:

(1) The individual stockholders of a corporation shall not be required to list their shares for ad valorem taxation so long as the corporation pays taxes to the state of Kentucky on at least seventy-five percent (75%) of its total property, wherever located, provided, however, that bonds and obligations of the United States of America and its possessions and bonds and obligations of the state of Kentucky, its instrumentalities and its political subdivisions and their instrumentalities shall not be considered in the computation of the total property of the corporation, wherever located, nor in the computation of the amount of property upon which the corporation pays ad valorem taxes to the state of Kentucky. In order to obtain this exemption the stockholder must furnish satisfactory proof to the revenue cabinet that at least seventy-five percent (75%) of the total property of the corporation as hereinabove specified is taxed in the state of Kentucky.

(2) Every corporation organized under the laws of this state, or doing business in this state, whose stock is liable to assessment and taxation under subsection (1) of this section, except banks, trust companies, or combined banks and trust companies doing business in this state and domestic life insurance companies, shall by February 15 of each year make a true and correct report to the revenue cabinet signed by its president, secretary, treasurer or other chief officer, giving the names and addresses of residents of this state who hold its shares of stock and outstanding bonds as of January 1 previous thereto, and also the transfer of any of its stocks or bonds by residents of this state to nonresidents within thirty (30) days previous to January 1.

(3) For purposes of determining the tax status, under subsection (1) of this section, of the shareholders of a holding company with subsidiaries subject to the provisions of KRS 136.120(1), the property of the subsidiaries subject to the provisions of KRS 136.120(1) shall be considered to be property of the holding company, and ad valorem taxes paid to the state of Kentucky by the subsidiaries subject to the provisions of KRS 136.120(1) shall be considered to be paid by the holding company.

Section 7. KRS 136.180 is amended to read as follows:

The Revenue Cabinet shall, immediately after fixing the assessed value of the operating property and other property of a public service corporation for taxation, notify the corporation of the valuation, and the amount of assessment for state and local purposes. When the valuation has been finally determined, the cabinet shall immediately certify to the county clerk of each county in which any of the operating property or nonoperating tangible property assessment of the corporation is liable to local taxation, the amount thereof liable for county, city, or district tax. ***The Revenue Cabinet shall provide each year for railroad car line property to all local taxing districts a multiplier. The multiplier shall be applied against the local tangible personal property tax rate. The multiplier shall be calculated by dividing the statewide locally taxable business tangible personal property by the total statewide business tangible personal property.*** The certificate shall be filed by each county clerk in his office, and by him certified to the proper collecting officer of the county, city, or taxing district for collection. Any district which has such value certified by the cabinet shall pay annually to the cabinet a fee which represents an allocation of cabinet operating and overhead expenses incurred in generating said valuations. This fee shall be determined by the cabinet and shall apply to valuations for tax periods beginning on or after December 31, 1981.

Section 8. KRS 134.810 is amended to read as follows:

(1) All state, county, city, urban-county government, school and special taxing district ad valorem taxes shall be due and payable on or before the earlier of the last day of the month in which registration renewal is required by law for a motor vehicle renewed or the last day of the month in which a vehicle is transferred.

(2) All state, county, city, urban-county government, school and special taxing district ad valorem taxes due on motor vehicles shall become delinquent following the earlier of the end of the month in which registration renewal is required by law or the last day of the second calendar month following the month in which a vehicle was transferred.

(3) Any taxes which are paid within thirty (30) days of becoming delinquent shall be subject to a penalty of three percent (3%) on the taxes due. Any taxes which are not paid within thirty (30) days of becoming delinquent shall be subject to a penalty of ten percent (10%) on the taxes due. In addition, interest at an annual rate of fifteen percent (15%) shall accrue on said taxes and penalty from the date of delinquency; provided, however, that no penalty or interest shall accrue on a motor vehicle under dealer assignment pursuant to KRS 186A.220.

(4) When a motor vehicle has been transferred before registration renewal or before taxes due have been paid, the owner of record on January 1 of any year shall be liable for the taxes on said motor vehicle, except as hereinafter provided.

(5) In the event that an owner obtains a certificate of registration for a motor vehicle valid through the last day of his second birth month following the month and year in which he applied for a certificate of registration, all state, county, city, urban-county government, school, and special tax district ad valorem tax liabilities arising from the assessment date following initial registration are due and payable on or before the last day of the first birth month following said assessment date or date of transfer, whichever is earlier. Any taxes due under the provisions of this subsection and not paid as set forth above shall be considered delinquent and subject to the same interest and penalties found in subsection (3) of this section.

(6) All motor vehicles currently titled and registered in this state held on an assignment by a licensed Kentucky dealer on January 1 of any year shall not be taxed as a motor vehicle pursuant to KRS 132.485(3) but shall be subject to ad valorem tax as goods held for sale in the regular course of business under the provisions of KRS 132.020***(10)***[~~(11)~~] and 132.220.

(7) Any provision to the contrary notwithstanding, when any ad valorem tax on a motor vehicle becomes delinquent, the state and each county, city, urban-county government or other taxing district shall have a lien on all motor vehicles owned or acquired by the person who owned the motor vehicle at the time the tax liability arose. No lien for delinquent ad valorem taxes shall attach to any motor vehicle transferred while the taxes are due on that vehicle.

(8) The lien required by subsection (7) of this section shall be filed and released by the automatic entry of appropriate information in the AVIS data base. For the filing and release of each such lien or set of liens arising from motor vehicle ad valorem property tax delinquency a fee of one dollar ($1) shall be added to the delinquent tax account. The fee shall be collected and retained by the county clerk who collects the delinquent tax.

(9) The implementation of the automated lien system provided in this section shall not affect the manner in which commercial liens are recorded or released.

Representative Clarke moved that the House concur in Senate Committee Substitute to **HB 358**. Agreed.

Representative Clarke moved that **HB 358**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: Yeas 63, Nays 26. (See March 29, 1990 roll call on **HB 358** - Appendix.)

HB 358, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HB 358**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

A Conference Committee Report was filed on **SB 68**.

HB 75, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 75** is as follows:

HB 75, AN ACT relating to thistles and weeds and declaring an emergency.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 249.190 is amended to read as follows:

(1) If any person who holds land on which Canada or nodding thistles are growing and likely to ripen seed, neglects or refuses to cut and destroy them, [~~any person who considers himself aggrieved or about to be injured by the neglect or refusal, or~~] the Commissioner of Agriculture pursuant to subsection (2) of KRS 249.183, shall give ***fifteen (15)*** [~~five (5)~~] days' notice in writing to the person who holds the land, to cut and destroy the Canada or nodding thistles. On the neglect or refusal of the person who holds the land to cut and destroy them at the end of ***fifteen (15)*** [~~five (5)~~] days, [~~any person aggrieved, or believing himself about to be injured, or~~] the Commissioner of Agriculture may enter upon or hire other persons to enter upon the land and cut down and destroy the Canada or nodding thistles. The ***Commissioner of Agriculture*** [~~persons so employed~~] may recover from the person who holds the land ***the reasonable costs of the eradication***[~~, compensation at the rate of fifteen dollars ($15.00) per day~~].

(2) Land on which conventional farm machinery cannot be safely operated shall be exempt from this section.

Section 2. KRS 249.195 is amended to read as follows:

All public utilities, the State Highway Department, the county judge/executive, railroads, drainage districts, school districts, road districts***, game preserves,*** and other public and quasi-public corporations and every landowner in thistle eradication areas shall:

(1) ***Take action to*** control and eradicate Canada and nodding thistles and prevent their regrowth and reinfestation on all lands, rights of way and easements owned, occupied or controlled by them;

(2) Employ methods of control and eradication and for the prevention of the regrowth and reinfestation of [~~such~~] thistles ***by April 15 of each year in those counties in the Central Time Zone and by April 25 of each year in those counties in the Eastern Time Zone*** as directed by the Commissioner of Agriculture or the county thistle control board; ***and***

(3) Comply with all orders, rules and regulations promulgated by the Commissioner of Agriculture pursuant to KRS 249.183 to 249.195 and 249.991.

Section 3. KRS 176.051 is amended to read as follows:

(1) The Department of Highways ***shall*** [~~may~~] keep all state rights-of-way free of the species of grass, Sorghum halepense, commonly known as Johnson grass, and the species of weed commonly known as giant foxtail, both of which are noxious weeds, and the thistles Cirsium arvense and Carduus nutans, commonly known as Canada thistles and nodding thistles, respectively, [~~and~~] multiflora rose***, wild cumcumber, and black nightshade***; and, upon written request***, shall give priority to*** [~~from~~] any abutting property owner engaged in a program of eradication of Johnson grass, giant foxtail, Canada thistles, nodding thistles***,*** [~~or~~] multiflora rose, ***kudzu, wild cumcumber, and black nightshade; and*** shall cooperate with ***the*** [~~such~~] abutting owner by eradicating ***the*** [~~such~~] Johnson grass, giant foxtail, Canada thistles, nodding thistles, [~~or~~] multiflora rose, ***kudzu, wild cumcumber, and black nightshade*** from abutting state rights-of-way. The department shall take steps to eradicate ***this*** [~~such~~] grass ***and these weeds***[~~, weed~~] or thistles by the use of chemicals or any other means found to be effective by the department.

(2) The Department of Highways shall inform property owners of the availability of ***the*** [~~said~~] eradication program. In carrying out this responsibility the department shall, no later than the first week in March of every year, advertise in each county, pursuant to the provisions of KRS Chapter 424 that the program is available. The department shall stipulate in ***the*** [~~such~~] advertisement the place and manner in which an interested property owner may make a written request for inclusion in the program.

Section 4. KRS 249.990 is amended to read as follows:

(1) Any person who violates any of the provisions of KRS 249.020 to 249.100 or hinders the carrying out of any of the provisions of those sections shall be fined not less than twenty-five dollars ($25.00) nor more than five hundred dollars ($500).

(2) Any fine imposed for a violation of subsection (3) of KRS 249.070 may be recovered in the county in which the nursery is situated or the county to which the nursery stock is shipped.

(3) Any person who knowingly neglects or refuses to comply with the provisions of KRS 249.180 or 249.190 shall be fined ***not less than fifty dollars ($50.00) nor more than two hundred dollars ($200). Each day of violation after the notice provided in KRS 249.190 shall be a separate offense*** [~~five dollars ($5.00)~~].

Section 5. KRS 249.991 is amended to read as follows:

(1) Any person who interferes with or attempts to prevent the Commissioner of Agriculture from exercising

any of his powers under KRS 249.183 to 249.195 shall be punished by a fine of not more than one thousand dollars ($1,000) or by imprisonment for not more than six (6) months.

(2) Any person who violates any regulation prescribed by the Commissioner under KRS 249.183 to 249.195 shall be fined not ***less than fifty dollars ($50.00) nor*** more than ***two hundred dollars ($200)*** [~~five hundred dollars ($500) or imprisoned not more than six (6) months or both so fined and imprisoned~~]. ***Each day of violation after the notice provided in KRS 249.190 shall be a separate offense.***

Section 6. Whereas, the methods of controlling and eradicating thistles are most effectively applied in the month of April, an emergency is declared to exist, and this Act shall become effective upon its passage and approval by the Governor.

Representative Clarke moved that the House concur in Senate Committee Substitute to **HB 75**. Agreed.

Representative Clarke moved that **HB 75**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: Yeas 95, Nays 0. (See March 29, 1990 roll call on **HB 75** - Appendix.)

HB 75, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HB 75**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 419, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 419** is as follows:

HB 419, AN ACT relating to water supply planning.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 151.110 is amended to read as follows:

The conservation, development and proper use of the water resources of the Commonwealth of Kentucky have become of vital importance as a result of population expansion and concentration, industrial growth, technological advances and an ever increasing demand for water for varied ***domestic,*** industrial, municipal and recreational uses. It is recognized by the General Assembly that excessive rainfall during certain seasons of the year causes damage from overflowing streams. However, prolonged droughts at other seasons curtail industrial, municipal, agricultural and recreational uses of water and seriously threaten the continued growth and economic well-being of the Commonwealth. The advancement of the safety, happiness and welfare of the people and the protection of property require that the power inherent in the people be utilized to promote and to regulate the conservation, development and most beneficial use of the water resources. It is hereby declared that the general welfare requires that the water resources of the Commonwealth be put to the beneficial use to the fullest extent of which they are capable, that the waste or nonbeneficial use of water be prevented, and that the conservation and beneficial use of water be exercised in the interest of the people. Therefore, it is declared the policy of the Commonwealth to actively encourage and to provide financial, technical or other support for projects that will control and store our water resources in order that the continued growth and development of the Commonwealth might be assured. To that end, it is declared to be the purpose of KRS Chapters 146, 149, 151, 224, 262 and KRS 350.029 and 433.750 to 433.757 for the Commonwealth to permit, regulate, and participate in the construction or financing of facilities to store surplus surface water for future use; to conserve and develop the ground water resources of the Commonwealth; ***to require local communities to develop long range water supply plans;*** to protect the rights of all persons equitably and reasonably interested in the use and availability of water; to prohibit the pollution of water resources and to maintain the normal flow of all streams so that the proper quantity and quality of water will be available at all times to the people of the Commonwealth; to provide for the adequate disposition of water among the people of the Commonwealth entitled to its use during severe droughts or times of emergency; to prevent harmful overflows and flooding; to regulate the construction, maintenance and operation of all dams and other barriers of streams; to prevent the obstruction of streams and floodways by the dumping of substances therein; to keep accurate records on the amount of water withdrawal from streams and watercourses and reasonably regulate the amount of withdrawal of public water; and to engage in other activities as may be necessary to conserve and develop the water resources of the Commonwealth of Kentucky***, and to ensure adequate supply of water for domestic, agricultural, recreational and economic development uses.***

SECTION 2. A NEW SECTION OF KRS CHAPTER 151 IS CREATED TO READ AS FOLLOWS:

(1) The cabinet shall administer a program for the purpose of developing long range water supply plans for each county and its municipalities and public water systems or for a region composed of more than

one (1) county. The plans to be developed shall include an assessment of the existing public and private water resources, both surface and groundwater, of the study area, an examination of present water use in the area, projections of future water requirements, and a determination of possible alternative approaches that can be taken in order to meet future water supply needs.

(2) The plans may be developed by area development districts in conjunction with the counties and its municipalities and public water systems within each district. A county and its municipalities and public water systems may require that the plan be developed for its jurisdictional area only or, if there is agreement between two (2) or more counties, that the plan be developed jointly with other counties.

(3) The plans shall be subject to approval by the cabinet. The cabinet is authorized to approve any water supply plan developed outside of this program which meets the guidelines set out in this Act and the criteria established by cabinet regulations.

SECTION 3. A NEW SECTION OF KRS CHAPTER 151 IS CREATED TO READ AS FOLLOWS:

The cabinet shall promulgate regulations to carry out the program and shall consult with the Economic Development Cabinet in developing those regulations. The regulations shall set out the details which are to be included in the water supply plans, the procedure for counties and their municipalities and public water systems to apply for financial assistance to pay for the plans, and the criteria and process by which the cabinet will approve plans. The cabinet shall assemble all information in a uniform data base available to all agencies and concerned entities.

SECTION 4. A NEW SECTION OF KRS CHAPTER 151 IS CREATED TO READ AS FOLLOWS:

(1) The cabinet, in conjunction with a county and its municipalities and public water systems, shall finance the development of the water supply plans and encourage multi-county cooperation. The county and its municipalities and public water systems shall pay up to twenty (20) percent of the total cost of plan development. A county and its municipalities and public water systems shall be given credit toward its share of the plan's cost for in-kind services performed.

(2) The financial assistance of the cabinet shall be available until July 15, 1996.

(3) After July 15, 1996, the full cost of water supply plan development will be the responsibility of any county and its municipalities and public water systems which has not had a plan approved by the cabinet.

(4) After July 15, 1998, the cabinet shall not endorse projects that impact water under the Kentucky intergovernmental review process for any county and its municipalities and public water systems which does not have an approved water supply plan.

Representative Blevins moved that the House concur in Senate Committee Substitute to **HB 419**. Agreed.

Representative Blevins moved that **HB 419**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: Yeas 97, Nays 0. (See March 29, 1990 roll call on **HB 419** - Appendix.)

HB 419, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Blevins moved that the vote by which **HB 419**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 475, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 3 to **HB 475** is as follows:

Amend printed copy of **HB 475** on page 8, line 10, to delete "***six (6)***" and to insert in lieu thereof "***ten (10)***"; and

On page 8, line 18, to delete "***four (4) or les90RSHJ per year***"; and

On page 9, line 7, following "***gaming.***" to add the following:

"***Charitable gaming activities by suborganizations of a primary organization shall not exceed two (2) additional days per week.***"; and

On page 7, line 25, to delete "***shall not***" and insert in lieu thereof "***may***"; and

On page 7, line 26, following "***activity***" to delete "***, or from any other source***"; and

On page 9, line 4, to delete "***who***"; and

On page 9, line 5, to delete "***received a prize or***"; and

On page 10, line 22, following "***received***" to insert "***from the gaming activity***".

Representative L. Clark moved that the House concur in Senate Floor Amendment No. 3 to **HB 475**. Agreed.

Representative L. Clark moved that **HB 475**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 63, Nays 15. (See March 29, 1990 roll call on **HB 475** - Appendix.)

HB 475, as amended by the Senate, was passed and the title agreed to.

Representative L. Clark moved that the vote by which **HB 475**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 65, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 65** is as follows:

Amend printed copy of **HB 65** on page 4, delete lines 23-26 in their entirety;

On page 5, delete line 1 in its entirety.

The Senate Amendment No. 2 (Title) to **HB 65** is as follows:

Amend printed copy of **HB 65** to amend title to delete: ", and making an appropriation".

Representative Brown moved that the House concur in Senate Amendment No. 1 to **HB 65**. Agreed.

Representative Brown moved that the House concur in Senate Amendment No. 2 (Title) to **HB 65**. Agreed; and the title was agreed to.

Representative Brown moved that **HB 65**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 86, Nays 10. (See March 29, 1990 roll call on **HB 65** - Appendix.)

HB 65, as amended by the Senate, was passed.

Representative Brown moved that the vote by which **HB 65**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 893, with Senate Committee Substitute and Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 893** is as follows:

HB 893, AN ACT relating to the environment.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 224.877 is amended to read as follows:

(1) As used in this section:

(a) [~~"Discharge" means but is not limited to spilling, leaking, pumping, pouring, emitting, emptying or dumping;~~

~~(b)~~] "Hazardous substance" means any substance or combination of substances including wastes of a solid, liquid, gaseous or semi-solid form which, because of its quantity, concentration or physical, chemical or infectious characteristics may cause or significantly contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness, or pose a substantial present or potential hazard to human health or the environment. ***The*** [~~Such~~] substances may include but are not limited to those which are, according to criteria established by the cabinet, toxic, corrosive, ignitable, irritants, strong sensitizers or explosive;

(b) "Release" means any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing hazardous substances, pollutants, or contaminants into the

environment, including the abandonment or discarding of barrels, containers, and other closed receptacles containing any hazardous substance, pollutant, or contaminant, but excludes emissions from the engine exhaust of a motor vehicle, rolling stock, aircraft, vessel, or pipeline pumping station engine; the release of source, by-product, or special nuclear material from a nuclear incident, as those terms are defined in the Atomic Energy Act of 1954, if the release is subject to requirements with respect to financial protection established by the Nuclear Regulatory Commission under Section 170 of the Act, or any release of source by-product, or special nuclear material from any processing site designated under Sections 102(a)(1) or 302(a) of the Uranium Mill Tailing Radiation Control Act of 1978; and the normal application of fertilizer;

(c) "Site" means any building, structure, installation, equipment, pipe, or pipeline, including any pipe into a sewer or publicly-owned treatment works, well, pit, pond, lagoon, impoundment, ditch, landfill, storage containers, motor vehicles, rolling stock, or aircraft, or any other place or area where a release or threatened release has occurred. The term shall not include any consumer product in consumer use;

(d) "Site assessment" means investigations, monitoring, surveys, testing, analyses, and other information gathering activities sufficient to identify the existence, source, nature, and extent of a release or threatened release of a hazardous substance; the impact of the release or threatened release of hazardous substance on public health and the environment; and an appropriate restoration or remedial action consistent with the Act;

(e)[~~(c) "Preventive measures" mean the installation or testing of equipment or devices, designated way of performing a specified operation or the preparation of an emergency response plan; and~~

~~(d)~~] "Environmental emergency" ***means*** [~~includes~~] any release or threatened release of materials into the environment in such quantities or concentrations as cause or threaten to cause an imminent and substantial danger to human health or the environment; the term includes, but is not limited to, discharges of oil and hazardous substances prohibited by section 311(b)(3) of the Federal Clean Water Act - (Public Law 92-500), as amended***;***

(f) "Threatened release" means a circumstance which presents a substantial threat of a release;

(g) "Pollutant or contaminant" shall include, but not be limited to, any element, substance, compound, or mixture, including disease-causing agents, which after release into the environment and upon exposure, ingestion, inhalation, or assimilation into any organism, either directly from the environment or indirectly by ingestion through food chains, will or may reasonably be anticipated to cause death, disease, behavioral abnormalities, cancer, genetic mutation, physiological malfunctions (including malfunctions in reproduction) or physical deformations, in such organisms or their offspring; except that the term "pollutant or contaminant" shall not include petroleum, including crude oil or any fraction thereof which is not otherwise specifically listed or designated as a hazardous substance under this Act and shall not include natural gas, liquified natural gas, or synthetic gas of pipeline quality (or mixtures of natural gas and such synthetic gas); and

(h) "Environment" means the waters of the Commonwealth, land surface, surface, and subsurface soils and strata, or ambient air within the Commonwealth or under the jurisdiction of the Commonwealth.

(2) The cabinet shall promulgate regulations ***no later than one hundred eighty (180) days from the effective date of this Act*** designating the hazardous substances ***and pollutants or contaminants*** subject to the provisions of this section, provided that the regulations shall not designate as ***a*** hazardous ***substance*** any substance that is not a hazardous substance under the federal Comprehensive Environmental Response Compensation and Liability Act***, as amended.***

(3) ***The cabinet shall promulgate regulations no later than one hundred eighty (180) days from the effective date of this Act designating for each hazardous substance and pollutant or contaminant the quantity of the substance for which release notification shall be provided to the cabinet under this Act.***

(4) Persons possessing or controlling a hazardous substance***, pollutant or contaminant*** shall immediately notify the cabinet of any ***threatened release or any release to the environment of a hazardous substance, pollutant or contaminant in a reportable quantity*** [~~discharge~~] which ***is not authorized by a permit issued by the cabinet or the United States Environmental Protection Agency, or any federally permitted release authorized by the Comprehensive Environmental Response and Liability Act (CERCLA), unless otherwise exempt from reporting by regulation of the cabinet*** [~~exceeds the limits permitted by law~~]. ***Timely*** notification received under this subsection or information obtained in a notification received under this subsection may not be used against the person making ***the*** [~~such a~~] notification in any criminal proceeding***, except in a prosecution for submitting a false or untimely notification to the cabinet. Notification received by the cabinet of a threatened release shall not be deemed a separate incident.***

(5)[~~(4)~~] ***Except as provided in subsection (10) of this section,*** persons having possession of or control over a hazardous substance***, pollutant, or contaminant*** being ***released*** [~~discharged~~] or who caused the ***release***

[~~discharge~~] shall take the actions necessary to restore the environment to the extent practicable and minimize the harmful effects from any ***release*** [~~discharge~~] into the air, lands or waters of the Commonwealth.

(6)[~~(5)~~] The cabinet shall be the lead agency for hazardous substance***, pollutant, or contaminant*** emergency spill response and, after consultation with other affected federal, state and local agencies and private organizations, shall establish a contingency plan for undertaking emergency actions in response to the ***release*** [~~discharge~~] of ***a*** hazardous ***substance, pollutant, or contaminant*** [~~substances~~]. The contingency plan shall:

(a) Provide for efficient, coordinated and effective action to minimize damage to the air, land and waters of the Commonwealth caused by the ***release or threatened release*** [~~discharge~~] of hazardous substances;

(b) Include containment, cleanup and disposal procedures;

(c) Provide for ***remediation or*** restoration of the lands or waters affected ***consistent with this Act*** [~~to the satisfaction of the cabinet~~];

(d) Assign duties and responsibilities among state cabinets and agencies in coordination with federal and local agencies;

(e) Provide for the identification, procurement, maintenance and storage of necessary equipment and supplies;

(f) Provide for designation of persons trained, prepared and available to provide the necessary services to carry out the plan; and

(g) Establish procedures and techniques for identifying, containing, removing and disposing of [~~discharged~~] hazardous substances ***released or being released;***

(7)[~~(6)~~] The cabinet shall have the authority, power and duty to:

(a) Recover from persons liable therefor for the benefit of the hazardous waste management fund, the cabinet's actual ***and necessary*** costs expended in response to ***a threatened release,*** an environmental emergency ***or a release of a hazardous substance reportable under subsection (4) of this section***. Except as provided in paragraph (b) of this subsection, this section is intended solely to recognize the existence of a cause of action on behalf of the cabinet and is not intended to expand or contract the bases of liability, the elements of proof or the amount of liability of any person;

(b) Notwithstanding paragraph (a) of this subsection, recover its costs incurred in the removal of oil or hazardous substances discharged in violation of section 311(b)(3) of the federal Clean Water Act from any person liable therefor under section 311 of the federal Clean Water Act subject to limitations of liability and defenses provided in said section. Such limitations of liability shall apply to the total of state and federal expenses;

(c) In every case where action required under this section is not being adequately taken or the identity of the person responsible for the ***release or threatened release*** [~~discharge~~] is unknown, the cabinet or its agent may contain, remove or dispose of the hazardous substance***, pollutant, or contaminant*** or take any other [~~emergency~~] action ***consistent with this Act*** [~~which it deems appropriate under the circumstances~~], including, but not limited to, issuance of an emergency order as provided in KRS 224.071 to the person possessing, controlling or responsible for the ***release or threatened release*** [~~discharge of the hazardous substance~~] as necessary for the protection of the environment and public health, safety or welfare;

(8)[~~(d)~~] Any duly authorized officer, employe or agent of the cabinet may upon notice to the owner or occupant enter any property, premises or place at any time for the purposes of this section, if such entry is necessary to prevent damage to the air, land or waters of the Commonwealth. Notice to the owner or occupant shall not be required if the delay attendant upon providing it will result in imminent risk to public health or safety.

(9) The cabinet shall prepare and annually update an inventory of all sites in the Commonwealth at which there is or has been an environmental emergency or a release of a hazardous substance, pollutant or contaminant. In preparing the inventory the cabinet shall determine, based on information available to the cabinet, the impact of each site on public health and the environment and identify the relative priority for restoration or remedial action. Upon determining that no further restoration or remedial action is necessary, the cabinet shall so designate the site on the inventory. A separate designation of sites where a remedial action involving on-site containment or treatment has been performed and other sites where restoration of the environment has not been achieved shall be maintained. A review of environmental conditions at sites remediated by on-site containment or treatment and other sites where restoration or remediation of the environment is not achieved shall be conducted by the cabinet every five (5) years to determine whether additional action is necessary to protect human health or the environment.

(10) Upon a cabinet determination that an application satisfies the requirements of this subsection, remedial action may be conducted in response to a release of a hazardous substance, pollutant or contaminant. The remedial action shall protect human health, safety, and the environment considering the following factors as appropriate:

(a) The characteristics of the substance, pollutant, or contaminant, including its toxicity, persistence, environmental fate and transport dynamics, bioaccumulation, biomagnification, and potential for synergistic interaction and with specific reference to the environment into which the substance, pollutant, or contaminant has been released;

(b) The hydrogeologic characteristics of the facility and the surrounding area;

(c) The proximity, quality, and current and future uses of surface water and groundwater;

(d) The potential effects of residual contamination of potentially impacted surface water and groundwater;

(e) The chronic and acute health effects and environmental consequences to terrestrial and aquatic life of exposure to the hazardous substance, pollutant, or contaminant through direct and indirect pathways;

(f) An exposure assessment; and

(g) All other available information.

(11)[~~(7)~~] The cabinet shall have a lien against the real and personal property of a person liable for the actual ***and necessary*** costs expended in response to ***a release or threatened release or*** an environmental emergency [~~or cleanup, as provided for in subsection (6) of this section~~]. The lien shall be filed with the county clerk of the county in which the property of the person is located.

(12)[~~(8)~~] Nothing in this section shall replace the financial and technical assistance available to the Commonwealth pursuant to Section 311 of the Federal Clean Water Act (Public Law 92-500) as amended, but rather shall be used to provide the Commonwealth with a mechanism for ***additional response to releases and threatened releases of hazardous substances, pollutants, or contaminants*** [~~more immediate response to emergencies resulting from the discharge of hazardous substances~~].

(13) Defenses to liability and limitations to liability shall be determined in accordance with Sections 107(a) through (d) and 113(f)(1) of the Comprehensive Environmental Response Compensation and Liability Act, as amended, and the Federal Clean Water Act, as amended.

The Senate Floor Amendment No. 1 to **HB 893** is as follows:

Amend printed copy of **HB 893** on page 5, line 3, after the words "***quantity of the***" by inserting: ***hazardous***"; and

On line 4, after the word "***substance***" by inserting: "***and pollutant or contaminant***"

Representative Brown moved that the House concur in Senate Committee Substitute to **HB 893**. Agreed.

Representative Brown moved that the House concur in Senate Floor Amendment No. 1 to **HB 893**. Agreed.

Representative Brown moved that **HB 893**, by way of Senate Committee Substitute as amended by the Senate, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 29, 1990 roll call on **HB 893** - Appendix.)

HB 893, by way of Senate Committee Substitute as amended by the Senate, was passed and the title agreed to.

Representative Brown moved that the vote by which **HB 893**, by way of Senate Committee Substitute as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 605, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 605** is as follows:

Amend printed copy of **HB 605** from page 5, line 7, through page 8, line 5, by deleting Section 5 in its entirety.

Representative Ark moved that the House concur in Senate Amendment No. 1 to **HB 605**. Agreed.

Representative Ark moved that **HB 605**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 29, 1990 roll call on **HB 605** - Appendix.)

HB 605, as amended by the Senate, was passed and the title agreed to.

Representative Ark moved that the vote by which **HB 605**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 751, with Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 1 to **HB 751** is as follows:

Amend printed copy of **HB 751** on page 21, line 7, after the "***96A***" by inserting the following language: "***, a driver of a vehicle being operated under a nonprofit bus certificate established pursuant to KRS 281.619, or a driver of a vehicle registered pursuant to KRS 186.050(6),***"

Representative B. Richardson moved that the House concur in Senate Floor Amendment No. 1 to **HB 751**. Agreed.

Representative B. Richardson moved that **HB 751**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 72, Nays 19. (See March 29, 1990 roll call on **HB 751** - Appendix.)

HB 751, as amended by the Senate, was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **HB 751**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 99, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 99** is as follows:

Amend printed copy of **HB 99** on page 1, line 12, by inserting after the words "***licensure of***" the words "***any early childhood center and for the licensure of***".

Representative Scorsone moved that the House refuse to concur in Senate Amendment No. 1 to **HB 99**. Agreed.

HB 600, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 600** is as follows:

Amend printed copy of **HB 600** on page 1, lines 1 through 16, by deleting them in their entirety; and

On page 1, line 17, by changing "Section 2" to "Section 1"; and

On page 2, line 11, by changing "Section 3" to "Section 2".

Representative O'Brien moved that the House concur in Senate Amendment No. 1 to **HB 600**. Agreed

Representative O'Brien moved that **HB 600**, as amended by the Senate, be passed.

Representative O'Brien moved that **HB 600**, as amended by the Senate, be laid on the Clerk's Desk.

Representative Donnermeyer moved that **HB 600**, as amended by the Senate, be passed over but retain its position in the Orders of the Day. Agreed.

HB 632, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 632** is as follows:

Amend printed copy of **HB 632** on page 3, line 14, by inserting after the word "***may***" the words: "***, subject to fiscal court approval,***".

Representative Nelson moved that the House concur in Senate Amendment No. 1 to **HB 632**. Agreed.

Representative Nelson moved that **HB 632**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 29, 1990 roll call on **HB 632** - Appendix.)

HB 632, as amended by the Senate, was passed and the title agreed to.

Representative Nelson moved that the vote by which **HB 632**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 796, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 796** is as follows:

Amend printed copy of **HB 796** on page 3, line 1, by deleting everything after "***(1)***"; and

by deleting line 2 in its entirety; and

On line 3, by deleting "***Act,***"; and

On page 3, line 6, after "***designated by***" by adding "***federal Environmental Protection Agency***"; and

by deleting "***administrative***"; and deleting "***of the cabinet***"; and

On page 3, line 9, after "***and if no***" by adding "***federal***" and by deleting "***United States***"; and

On page 3, line 12, after "***courts.***" by adding "***Provided, however, that a county legislative body not currently operating such a program has affirmatively authorized such a program to be operated either under its own or the cabinet's jurisdiction.***"

Representative Walker moved that the House concur in Senate Amendment No. 1 to **HB 796**. Agreed.

Representative Walker moved that **HB 796**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 77, Nays 16. (See March 29, 1990 roll call on **HB 796** - Appendix.)

HB 796, as amended by the Senate, was passed and the title agreed to.

Representative Walker moved that the vote by which **HB 796**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 600, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative O'Brien moved that **HB 600**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 29, 1990 roll call on **HB 600** - Appendix.)

HB 600, as amended by the Senate, was passed and the title agreed to.

Representative O'Brien moved that the vote by which **HB 600**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Morris moved that the Conference Committee Report on **SB 68** requesting a Free Conference Committee be adopted. Agreed.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **SB 68**.

SB 72, with House Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Barrows moved that the House refuse to recede from the House Floor Amendment No. 3 to **SB 72**. Agreed.

SB 190, with House Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative R. Smith moved that the House recede from House Floor Amendment No. 2 to **SB 190**.

On the roll call the vote was yeas 39—Ackerson, Adkins, Bentley, Blandford, Blevins, Brown, Bruce, Castleman, Cline, Curd, Cyrus, Geveden, Gray, K. Harper, Johnson, A. Jones, Keith, Lear, Long, Mack, Maggard, Mason, McElroy, Moberly, Morris, Napier, Nelson, Noe, Noland, Northup, O'Brien, Riner, Sheehan, Siler, R. Smith, Stokes, Stumbo, Todd, Ward. Nays 47—Allen, Altman, Ark, Arnold, Ballard, Callahan, L. Clark, P. Clark, Clarke, Crupper, Curtsinger, Deskins, Donnermeyer, Farrow, Ford, Freibert, Gedling, Gregory, Hancock, Hatcher, Heleringer, Hourigan, Jackson, Jensen, T. Jones, Kerr, Layman, Lefevers, Lewis, Little, Lyne, McBee, Mullinix, Nett, Overstreet, Preston, Priddy, Pritchett, Rapier, Reinhardt, P. Richardson, Ridley, B. Smith, Turner, Walker, Yates, Zimmerman.

The motion that the House recede from House Floor Amendment No. 2 to **SB 190** was rejected.

Senate Message

Message received on **SB 86**: The Senate has refused to concur in the House Committee Substitute to **SB 86** and respectfully returns it with the request that this Honorable Body recede from the House Committee Substitute.

Message received on **SB 68**: The Senate has appointed the following members to serve on a Free Conference Committee to **SB 68**: Senators Rose, Bailey and Quinlan.

Orders of the Day (Continued)

Representative Stumbo moved that all remaining bills in Regular Orders of the Day be recommitted to the Committee on Appropriations and Revenue. Agreed.

Recess

Representative Stumbo moved that the House recess until 3:00 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Orders of the Day (Continued)

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 538**: Representative Hancock, Chairman; Representatives White and Preston.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 75**, **HB 358**, **HB 419**, **HB 474**, **HB 478**, **HB 577**, **HB 563**, **HB 557**, **HB 687**, **HB 807**, **HB 839**, **HCR 122**, **HCR 205**, **HCR 48**, **HB 307** and **HB 341** had been examined and found correctly enrolled. Said Bills and Resolutions read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 3:05 p.m.)

HB 75, **HB 358**, **HB 419**, **HB 474**, **HB 478**, **HB 577**, **HB 563**, **HB 557**, **HB 687**, **HB 807**, **HB 839**, **HCR 122**, **HCR 205**, **HCR 48**, **HB 307** and **HB 341** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Orders of the Day (Continued)

The Speaker announced the appointment of the following members to serve on a Conference Committee on **SB 190**: Representative Gedling, Chairman; Representatives Crupper, Allen and R. Smith.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 99**: Representative Scorsone, Chairman; Representatives Hancock, Todd, Burch and Mack.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 272**: Representative Lewis, Chairman; Representatives A. Jones, Butler and Altman.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 353**: Representative Mack, Chairman; Representatives Deskins, Lear and Overstreet.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 180**: Representative Johnson, Chairman; Representatives Lefevers and B. Richardson.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 424**: Representative Moberly, Chairman; Representatives Barrows and Preston.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **SB 72**: Representative Barrows, Chairman; Representatives Ward and Heleringer.

HB 157, with Senate Committee Substitute and Senate Floor Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 157** is as follows:

HB 157, AN ACT relating to revenue and taxation.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 131.170 is amended to read as follows:

The Revenue Cabinet may, when extension is not otherwise provided for, grant a reasonable extension of time for filing reports or returns whenever, in its judgment, good cause therefor exists. The cabinet shall keep a record of such extensions. Except where a taxpayer is abroad, no extension shall be granted for more than six (6) months, and in no case for more than one (1) year. If any extension operates to postpone a tax payment, interest at the ***tax interest rate as defined in KRS 131.010(6)*** [~~rate of one-half of one percent (.5%) per month or part thereof~~] shall be collected. The cabinet may condition the extension upon a bond sufficient to cover any tax and penalty determined to be due. The cabinet may, on request, permit a person to file a tax return or report or pay tax on a date other than that prescribed by statute, or to change the fiscal period covered by such return or report, if such a variation will not ultimately effect a reduction in revenue.

Section 2. KRS 136.050 is amended to read as follows:

(1) Except where otherwise specially provided, all corporations required to make reports to the Revenue Cabinet shall pay all taxes due the state from them into the State Treasury at the same time as natural persons are required to pay taxes, and when delinquent shall pay the same rate of interest and penalties as natural persons who are delinquent.

(2) All state taxes assessed against any corporation under the provisions of KRS 136.120 to 136.200 shall be due and payable as provided in KRS 131.110. All county, city, school and other taxes so assessed shall be due and payable thirty (30) days after notice of the amount of the tax is given by the collecting officer. The state, county, city, school and other taxes found to be due on any protested assessment or portion thereof shall begin to bear legal interest on the sixty-first day after the Kentucky Board of Tax Appeals acknowledges receipt of a protest of any assessment or enters an order to certify the unprotested portion of any assessment until paid, except that in no event shall interest begin to accrue prior to January 1 following March 31 of the year in which the report is due. Every corporation so assessed that fails to pay its taxes when due shall be deemed delinquent, a penalty of ten percent (10%) on the amount of the tax shall attach, and thereafter the tax shall bear interest at the ***tax interest rate as defined in KRS 131.010(6)*** [~~rate of ten percent (10%) per annum~~].

Section 3. KRS 137.180 is amended to read as follows:

(1) Each person engaged in the business of conducting a race track shall, on or before thirty (30) days following the close of each duly licensed race meeting, furnish the Revenue Cabinet a verified report of the number of days on which races were conducted on that race track during the race meeting, together with a statement of its daily mutuel handle for each such day during the said meeting, and at the same time pay to the state the tentatively correct amount of the license tax apparently due it pursuant to KRS 137.170.

(2) On or before December 31 in each year each [~~such~~] person ***engaged in the business of conducting a race track*** shall file a final report with the Revenue Cabinet giving in summary form a recapitulation of the information furnished by the previous tentative reports filed during the year, computing the final license tax due the state for the year ending November 30 and showing the amount of license tax actually paid during ***the*** [~~such~~] year. Any balance of license tax due the state as shown on ***the*** [~~said~~] final report shall be paid at the same time as the filing thereof. Any overpayment in license tax disclosed by ***the*** [~~said~~] final report shall, at the option of the taxpayer, be promptly refunded by the state or credited against the license tax to be due from the taxpayer in the following year.

(3) Any person who fails to pay the tax due in the time specified shall pay a penalty equal to twenty percent (20%) of the amount of tax due and delinquent, together with interest at ***the tax interest rate as defined in KRS 131.010(6)*** [~~six percent (6%) per annum on both the original tax and the penalty~~].

Section 4. KRS 138.4631 is amended to read as follows:

(1) If any holder of a permit under KRS 138.463(2) fails or refuses to file a return or furnish any information requested in writing, the cabinet may, from any information in its possession, make an estimate of the permit holder's gross rental or lease charges and issue an assessment against ***the*** [~~such~~] permit holder based on the estimated gross rental or lease charges and add a penalty of ten percent (10%) of the amount of the assessment so determined. This penalty shall be in addition to all other applicable penalties provided by law.

(2) If any holder of a permit under KRS 138.463(2) fails to make and file a return required by KRS 138.463 on or before the due date of the return or the due date as extended by the cabinet, then, unless

it is shown to the satisfaction of the cabinet that the failure is due to a reasonable cause, five percent (5%) of the tax found to be due shall be added to the tax for each thirty (30) days or fraction thereof elapsing between the due date of the return and the date on which filed, but the total penalty shall not exceed twenty-five percent (25%) of the tax; provided, however, that in no case shall the penalty be less than ten dollars ($10).

(3) If the tax imposed by KRS 138.463, whether assessed by the cabinet or the permit holder, or any installment or portion of the tax is not paid on or before the date prescribed for its payment, there shall be collected, as a part of the tax, interest upon the unpaid amount at the ***tax interest rate as defined in KRS 131.010(6)*** [~~rate of twelve percent (12%) per annum~~] from the date prescribed for its payment until payment is actually made.

Section 5. KRS 139.610 is amended to read as follows:

(1) The cabinet shall upon written request received on or prior to the due date of the return or tax, for good cause satisfactory to the cabinet, extend the time for filing the return or paying the tax for a period not exceeding thirty (30) days.

(2) Any person to whom an extension is granted and who pays the tax within the period for which the extension is granted shall pay, in addition to the tax, interest at the ***tax interest rate as defined in KRS 131.010(6)*** [~~rate of eight percent (8%) per annum~~] from the date on which the tax would otherwise have been due.

Section 6. KRS 140.210 is amended to read as follows:

(1) All taxes imposed by this chapter, unless otherwise provided in this chapter, shall be due and payable to the Revenue Cabinet at the death of the decedent. If they are paid within nine (9) months a discount of five percent (5%) shall be allowed, and if they are paid within eighteen (18) months no interest shall be charged and collected thereon. If the taxes due are not paid within eighteen (18) months, a penalty of ten percent (10%) per annum shall be charged and collected from the time the taxes accrued, except in cases where, by reason of claims made upon the estate, necessary litigation, or other unavoidable cause of delay, the estate of the decedent or a part thereof cannot be settled at the end of eighteen (18) months from the death of the decedent. In such cases ***interest at the tax interest rate as defined in KRS 131.010(6)*** [~~only eight percent (8%) per annum~~] shall be charged upon the tax from the expiration of ***the*** [~~said~~] eighteen (18) months until the cause of the delay is removed.

(2) In all cases where the personal representatives or trustees do not pay the taxes within eighteen (18) months from the death of the decedent, they shall be required to give bond in the form and to the effect prescribed by the cabinet, for the payment of the taxes and interest.

Section 7. KRS 140.320 is amended to read as follows:

In the event a qualified person sells, conveys, or otherwise transfers the ownership, directly or indirectly, of the qualified real estate to any person or persons other than another qualified person who is a joint owner or the qualified real estate is converted to a use other than agricultural or horticultural use, then the qualified persons to whom the property passed at the death of the decedent in whose estate the agricultural or horticultural value shall cause to be paid, pursuant to regulations issued by the Revenue Cabinet, the additional inheritance tax that would have been due on the decedent's estate if fair market value had been used to compute the tax due on the estate rather than the agricultural or horticultural value, along with interest on the unpaid tax at the ***tax interest rate as defined in KRS 131.010(6)*** [~~rate of eight percent (8%) per annum~~].

Section 8. KRS 143A.110 is amended to read as follows:

In every case, any tax not paid on or before the due date shall bear interest at the ***tax interest rate as defined in KRS 131.010(6)*** [~~rate of ten percent (10%) per annum~~] from the date due until the date of payment.

Section 9. KRS 234.420 is amended to read as follows:

(1) If any liquefied petroleum gas motor fuel dealer neglects or refuses to make the return required by KRS 234.370 or to pay the tax at the time provided, a penalty of twenty percent (20%) thereof and interest at ***tax interest rate as defined in KRS 131.010(6)*** [~~six percent (6%) per annum~~] from the date when due shall be paid as a part of the tax. If collected by proceedings in court, an additional penalty of twenty percent (20%) shall be collected and distributed as is authorized by KRS 134.400 and 135.060.

(2) If any taxpayer subject to the penalty provided in subsection (1) of this section submits in writing to the cabinet his reasons for failure to comply with KRS 234.370, and if the cabinet finds the reasons evidence of justifiable cause for modifying the penalty provided in subsection (1) of this section, it may modify the

penalty exacted therein to five percent (5%) of the amount of the tax due and delinquent, provided the five percent (5%) penalty may be reduced to a one percent (1%) penalty if the violation is the first violation by the taxpayer within twelve (12) months.

(3) Any liquefied petroleum gas motor fuel dealer who fails to make any return required under KRS 234.370 within the time required shall pay a penalty of ten dollars ($10.00) to be assessed and collected in the manner provided for the assessment and collection of taxes under KRS 234.310 to 234.440 or in a civil action initiated by the cabinet. In addition such delinquent taxpayer may be compelled to make the required report or return.

SECTION 10. A NEW SECTION OF KRS CHAPTER 132 IS CREATED TO READ AS FOLLOWS:

(1) Mobile homes not held for resale by a dealer shall be classified as real property for the purpose of the levy and assessment of ad valorem taxes, regardless of whether or not the wheels or mobile parts have been removed and whether or not the unit rests on a permanent, fixed foundation.

(2) Recreational vehicles shall be classified as real property if the wheels or mobile parts have been removed and the unit rests on a permanent, fixed foundation.

Section 11. KRS 132.720 is amended to read as follows:

As used in KRS 132.260 and 132.720 to ***Section 10 of this Act*** [~~132.750~~], unless the context otherwise requires:

(1) ***"Mobile home," "recreational vehicle,"*** "mobile home park" and "recreational vehicle park" have the same meanings as in KRS 219.320.

(2) "Unit" means any single mobile home or recreational vehicle.

(3) "Permanent, fixed foundation" means a foundation permanent in nature which is so constructed as to be fixed upon the surface of the land.

Section 12. KRS 132.730 is amended to read as follows:

All mobile homes and recreational vehicles which are within this state on January 1 each year shall be subject to all ad valorem tax levies applicable to other [~~tangible personal~~] property subject to full state and local rates, except that any mobile home and recreational vehicle not licensed in this state and not remaining within this state for a period of more than ninety (90) days in any twelve (12) month period shall not have a taxable situs in this state unless an occupant is employed in this state.

Section 13. KRS 132.810 is amended to read as follows:

(1) To qualify under the homestead exemption provision of the Constitution, each person claiming the exemption shall file an application with the property valuation administrator of the county in which the applicant resides, on forms prescribed by the Revenue Cabinet. The assessed value of property on which homestead exemption is claimed shall not be increased because of valuation expressed on the application form filed with the property valuation administrator, and whenever it becomes known that the valuation of property subject to the homestead tax exemption has been increased because of valuation expressed on the application form, adjustment shall be made the following year so that the total tax paid by the taxpayer is the same as if the increase had not been made.

(2) (a) Every person filing an application for exemption under the homestead exemption provision must be sixty-five (65) years of age or older during the year for which application is made or must have been classified as totally disabled under a program authorized or administered by an agency of the United States government or by the railroad retirement system on January 1 of the year in which application is made.

(b) Every person filing an application for exemption under the homestead exemption provision must own and maintain the property for which the exemption is sought as his personal residence.

(c) Every person filing an application for exemption under the disability provision of the homestead exemption must have received disability payments pursuant to the disability and must maintain the disability classification through December 31 of the year in which application is made.

(d) Every person filing for the homestead exemption who is totally disabled and is less than sixty-five (65) years of age must apply for the homestead exemption on an annual basis.

(e) Only one (1) exemption per residential unit shall be allowed even though the resident may be sixty-five (65) years of age and also totally disabled, and regardless of the number of residents sixty-five (65) years of age or older occupying said unit, but the $6,500 exemption shall be construed to mean $6,500 in terms of the purchasing power of the dollar in 1972. Every two (2) years thereafter, if the cost of living index of the United States Department of Labor has changed as much as one (1) per cent, the maximum exemption shall be adjusted accordingly.

(f) The real property may be held by legal or equitable title, by the entireties, jointly, in common, as a condominium, or indirectly by the stock ownership or membership representing the owner's or member's proprietary interest in a corporation owning a fee or a leasehold initially in excess of ninety-eight (98) years. The exemption shall apply only to the value of the real property assessable to the owner or, in case of ownership through stock or membership in a corporation, the value of the proportion which his interest in the corporation bears to the assessed value of the property.

(g) A mobile home ***or*** [~~,~~] recreational vehicle, ***when classified as real property as provided for in Section 10 of this Act,*** or ***a*** manufactured house may qualify as a residential unit for purposes of the homestead exemption provision [~~provided the unit is classified as real property as defined in KRS 132.750~~].

(h) When title to property which is exempted, either in whole or in part, under the homestead exemption is transferred, the owner, administrator, executor, trustee, guardian, conservator, curator or agent shall report such transfer to the property valuation administrator.

(3) Notwithstanding any statutory provisions to the contrary, the provisions of this section shall apply to the assessment and taxation of property under the homestead exemption provision for state, county, city or special district purposes.

(4) The provisions of this section shall become effective with the 1982 taxable year and persons eligible for a homestead exemption under this section, who have not previously filed under the age provision of the homestead exemption, shall file applications by December 31 of the taxation period.

(a) The homestead exemption for disabled persons shall terminate whenever those persons no longer meet the total disability classification or at the end of the taxation period for which the homestead exemption has been granted .

(b) Any totally disabled person granted the homestead exemption under the disability provision shall report any change in disability classification to the property valuation administrator in the county in which the homestead exemption is authorized.

(c) Any person making application and qualifying for the homestead exemption before payment of his property tax bills for the year in question shall be entitled to a full or partial exoneration, as the case may be, of the property tax due to reflect the taxable assessment after allowance for the homestead exemption.

(d) Any person making application and qualifying for the homestead exemption after property tax bills have been paid shall be entitled to a refund of the property taxes applicable to the value of the homestead exemption.

Section 14. KRS 133.230 is amended to read as follows:

Upon receipt of a certification of omitted property by the property valuation administrator or by the Revenue Cabinet, the county clerk shall make out for the use of the sheriff or collector a tax bill for each taxpayer who owes omitted taxes. The omitted tax bills shall be attested by the clerk in the same manner as the tax bills described in KRS 133.220. The clerk shall deliver the omitted tax bill to the sheriff or collector as soon as the omitted [~~poll or~~] property has been finally assessed.

Section 15. KRS 136.020 is amended to read as follows:

[~~(1)~~] The property of all corporations, except where otherwise provided by law, shall be assessed in the name of the corporation in the same manner as that of a natural person, except that, when legally called on, the chief officer shall report a full statement of the property of the corporation for taxation, and, for a failure, shall be subject to the penalties provided by law for a similar failure by a natural person in listing his property.

[~~(2) Each county clerk shall furnish to the Revenue Cabinet, on blanks provided by the cabinet, a statement of the assessed value of the tangible property of all corporations paying a franchise or other tax under this chapter.~~]

Section 16. KRS 136.392 is amended to read as follows:

(1) Every domestic, foreign or alien insurer, other than life and health insurers, which is either subject to or exempted from Kentucky premium taxes as levied pursuant to the provisions of either KRS 136.340, 136.350, 136.370 or 136.390, shall charge and collect a surcharge of one dollar and fifty cents ($1.50) upon

each one hundred dollars ($100) of premium, assessments, or other charges, except for those municipal premium taxes, made by it for insurance coverage provided to its policyholders, on risk located in this state, whether such charges are designated as premiums, assessments or otherwise. The premium surcharge shall be collected by the insurer from its policyholders at the same time and in the same manner that its premium or other charge for the insurance coverage is collected. The premium surcharge shall be disclosed to policyholders pursuant to regulations which shall be promulgated by the commissioner of insurance. However, no insurer or its agent shall be entitled to any portion of any premium surcharge as a fee or commission for its collection. On or before the twentieth (20th) day of each month, each insurer shall report and remit to the Revenue Cabinet, on such forms as it may require, all premium surcharge moneys collected by it during its preceding monthly accounting period less any such moneys returned to policyholders as applicable to the unearned portion of the premium on policies terminated by either the insured or the insurer. ***Insurers with an annual liability of less than one thousand dollars ($1,000) for each of the previous two (2) calendar years may report and remit to the Revenue Cabinet all such premium surcharge moneys collected on a calendar year basis on or before the twentieth (20th) day of January of the following calendar year.*** The funds derived from such premium surcharge, except as provided in subsection (2) of this section, shall be deposited in the State Treasury, and shall constitute a fund allocated for the uses and purposes of the professional fire fighters foundation program fund (KRS 95A.220) and the law enforcement foundation program fund (KRS 15.430).

(2) Insurance premium surcharge funds collected from the policyholders of any domestic mutual company, cooperative or assessment fire insurance company shall be deposited in the State Treasury, and shall be paid monthly by the State Treasurer into the volunteer fire department aid fund as provided in KRS 17.250; provided however, that insurance premium surcharge funds collected from the policyholders of any mutual company, cooperative or assessment fire insurance company which transfers its corporate domicile to this state from another state after July 15, 1986, shall continue to be paid into the professional fire fighters foundation program fund and the law enforcement foundation program fund as prescribed herein.

(3) Within five (5) days after the end of each month, all insurance premium surcharge proceeds deposited in the State Treasury as set forth in subsection (1) of this section shall be paid by the State Treasurer into the professional fire fighters foundation program fund trust and agency account and the law enforcement foundation program fund trust and agency account. The amount paid into each account shall be proportionate to each fund's respective share of the total deposits, pursuant to KRS 42.190. Moneys deposited to the law enforcement foundation program fund trust and agency account shall not be disbursed, expended, encumbered or transferred by any state official for uses and purposes other than those prescribed by KRS 15.410 to 15.500. Money deposited to the professional fire fighters foundation program fund trust and agency account shall not be disbursed, expended, encumbered or transferred by any state official for uses and purposes other than those prescribed by KRS 95A.200 to 95A.300.

Section 17. KRS 140.320 is amended to read as follows:

If, within five (5) years after the death of the decedent, [~~In the event~~] a qualified person sells, conveys, or otherwise transfers the ownership, directly or indirectly, of the qualified real estate to any person or persons other than another qualified person who is a joint owner or the qualified real estate is converted to a use other than agricultural or horticultural use, then the qualified persons to whom the property passed at the death of the decedent in whose estate the agricultural or horticultural value ***was reported*** shall cause to be paid, pursuant to regulations issued by the Revenue Cabinet, the additional inheritance tax that would have been due on the decedent's estate if fair market value had been used to compute the tax due on the estate rather than the agricultural or horticultural value, along with interest on the unpaid tax at the rate of eight percent (8%) per annum.

Section 18. KRS 209.160 is amended to read as follows:

There is hereby created a trust and agency account in the State Treasury to be known as the spouse abuse shelter fund. Each county clerk shall remit to the fund, by the tenth (10th) of the month, ten dollars ($10) from each fourteen dollars ($14) collected during the previous month from the issuance of marriage licenses. The fund shall be administered by the ***Revenue*** Cabinet. The Cabinet ***for Human Resources*** shall use the funds for the purpose of providing protective shelter services for spouse abuse victims.

Section 19. KRS 304.11-050 is amended to read as follows:

(1) Effective with all premiums collected during the calendar year 1968, except premiums on lawfully procured surplus lines insurance, every unauthorized insurer shall pay to the ***secretary of revenue*** [~~commissioner~~] before March 1, next succeeding the calendar year in which the insurance was so effectuated, continued, or renewed, a premium tax of two percent (2%) of gross premiums charged for such insurance on subjects resident, located, or to be performed in this state. Such insurance whether procured through negotiation or an application, in whole or in part occurring or made within or outside of this state, or for which premiums in whole or in part are remitted directly or indirectly from within or outside of this state, shall be deemed to be insurance procured or continued in this state. The term "premium" includes all premiums,

membership fees, assessments, dues, and any other consideration for insurance. If the tax prescribed by this section is not paid within the time stated, the tax shall be increased by a penalty of twenty-five percent (25%) and by the amount of an additional penalty computed at the rate of one percent (1%) per month or any part thereof from the date such payment was due to the date paid.

(2) If the policy covers risks or exposures only partly in the state, the tax payable shall be computed on the portions of the premium which are properly allocable to the risks or exposures located in the state. In determining the amount of premiums taxable in this state, all premiums written, procured, or received in this state and all premiums on policies negotiated in this state shall be deemed written on property or risks located or resident in this state, except such premiums as are properly allocated or apportioned and reported as taxable premiums to any other state or states.

(3) Proration of premium taxes due from an industrial insured under a contract procured from an unauthorized insurer having property in states other than Kentucky, shall be determined by rules and regulations promulgated by the ***secretary of revenue*** [~~commissioner~~] using the following criteria where applicable:

(a) Percentage of physical assets in Kentucky;

(b) Percentage of employee payroll in Kentucky;

(c) Percentage of sales in Kentucky; and

(d) Percentage of taxable income reportable in Kentucky.

(4) The ***secretary of revenue, or the*** Attorney General[,] upon request of the ***secretary of revenue*** [~~commissioner~~], shall proceed in the courts of this state or any other state or in any federal court or agency to recover such tax not paid within the time prescribed in this section.

Section 20. KRS 136.990 is amended to read as follows:

(1) [~~Any county clerk who fails to comply with the provisions of subsection (2) of KRS 136.020 shall be fined not less than ten dollars ($10) nor more than twenty-five dollars ($25).~~

~~(2)~~] Any corporation that fails to pay its taxes, penalty and interest as provided in subsection (2) of KRS 136.050, after becoming delinquent, shall be fined fifty dollars ($50) for each day the same remains unpaid, to be recovered by indictment or civil action, of which the Franklin Circuit Court shall have jurisdiction.

(2)[~~(3)~~] Any public service corporation, or officer thereof, that willfully fails or refuses to make reports as required by KRS 136.130 and 136.140 shall be fined one thousand dollars ($1,000), and fifty dollars ($50) for each day the reports are not made after March 31 of each year.

(3)[~~(4)~~] Any superintendent of schools or county clerk who fails to report as required by KRS 136.190, or who makes a false report, shall be fined not less than fifty dollars ($50) nor more than one hundred dollars ($100) for each offense.

(4)[~~(5)~~] Any company or association that fails or refuses to return the statement or pay the taxes required by KRS 136.330 or 136.340 shall be fined one thousand dollars ($1,000) for each offense.

(5)[~~(6)~~] Any insurance company that fails or refuses for thirty (30) days to return the statement required by KRS 136.330 or 136.340 and to pay the tax required by KRS 136.330 or 136.340, shall forfeit one hundred dollars ($100) for each offense. The commissioner of insurance shall revoke the authority of the company or its agents to do business in this state, and shall publish the revocation pursuant to KRS Chapter 424.

(6)[~~(7)~~] Any person who violates subsection (3) of KRS 136.390 shall be fined not less than one hundred dollars ($100) nor more than five hundred dollars ($500) for each offense.

(7)[~~(8)~~] Where no other penalty is mentioned for failing to do an act required, or for doing an act forbidden by this chapter, the penalty shall be not less than ten dollars ($10) nor more than five hundred dollars ($500).

(8)[~~(9)~~] The Franklin Circuit Court shall have jurisdiction of all prosecutions under subsections ***(4) to (6)*** [~~(5) to (7)~~] of this section.

(9)[~~(10)~~] If any taxpayer fails to make or file a return as required by KRS 136.090 on or before the due date of the return, then, unless it is shown to the satisfaction of the cabinet that the failure is due to reasonable cause, five percent (5%) of the tax found to be due by the cabinet shall be added to the tax for each thirty (30) days or fraction thereof elapsing between the due date of the return and the date on which it was filed, but the total penalty shall not exceed twenty-five percent (25%) of the tax, provided, however, that in no case shall a penalty be less than ten dollars ($10).

(10)[~~(11)~~] If the tax imposed by KRS 136.070, whether assessed by the cabinet or the taxpayer, or any instalment or portion of the tax, is not paid on or before the date prescribed for its payment, it shall be collected as a part of the tax, interest upon the nonpaid amount at the tax interest rate as defined in KRS 131.010(6) from the date prescribed for its payment until payment is actually made to the cabinet.

Section 21. KRS 138.510 is amended to read as follows:

(1) Through June 30, 1990, an excise tax is imposed on every person, corporation or association which operates a race track under the jurisdiction of the Kentucky State Racing Commission at which betting is conducted through a pari-mutuel or other similar system and which is conducting a race meeting. The tax shall be an amount equal to four and three-fourths percent (4 3/4%) of all money wagered during the year. A year as used herein shall begin at 12:01 a. m. July 1 and end at 12 midnight June 30. From July 15, 1982, until June 30, 1990, tracks with a daily average handle of less than one million two hundred thousand dollars ($1,200,000) shall receive a tax credit amounting to three percent (3%) of money wagered, with one and one-half percent (1.5%) to be allocated to purses, one percent (1%) to capital improvement and one-half percent (.5%) for administration. From July 15, 1986 until June 30, 1990, tracks with a daily average handle of one million two hundred thousand dollars ($1,200,000) or more shall receive a tax credit amounting to one percent (1%) of money wagered, to be allocated to purses. All money from the tax credit allocated to purses shall be in addition to purse money allocated by contractual agreement or by regulation of the commission. All expenditures of tax credit money shall be reported to and approved by the commission in such form and frequency as the commission by regulation may require. Copies of all [~~such~~] reports shall also be sent to the Legislative Research Commission. An amount equal to three-quarters of one percent (3/4 of 1%) of all pari-mutuel wagering shall be deducted from the tax and deposited in the Kentucky Thoroughbred Development Fund created and described in KRS 230.400. [~~From July 13, 1984, until September 15, 1988, any track with a daily average handle of less than one million two hundred thousand dollars ($1,200,000), which experienced an overlap of its racing dates in 1983 with another thoroughbred track, shall be exempt from payment of the tax levied under this subsection, with exception of the amount to be paid to the thoroughbred development fund, and the license tax levied in KRS 137.170, for the period of the overlap should the 1983 overlap of racing dates be continued. Moneys retained under this provision shall be allocated in the same manner as the tax credit is allocated.~~]

(2) Through June 30, 1990 an excise tax is imposed on every person, corporation or association which operates a race track under the jurisdiction of the Kentucky Harness Racing Commission at which betting is conducted through a pari-mutuel or other similar system and which is conducting a race meeting. The tax shall be an amount equal to five percent (5%) of all money wagered during the year. A year as used herein shall begin at 12:01 a. m. July 1 and end at 12 midnight June 30. An amount equal to one percent (1%) of all pari-mutuel wagering on racing under the jurisdiction of the Kentucky Harness Racing Commission shall be deducted from the tax and set aside by the Revenue Cabinet and shall be deposited in the Kentucky Standardbred, Quarter Horse, Appaloosa and Arabian Development Fund created and described in KRS 230.770. From July 15, 1982, until June 30, 1990, associations conducting a race meet under the jurisdiction of the Kentucky Harness Racing Commission with a daily average handle of less than three hundred thousand dollars ($300,000) shall receive a tax credit of three percent (3%) of all money wagered, two percent (2%) to be allocated to the associations for capital improvements, promotions, including advertising, or purses, as the association shall elect and three-quarters of one percent (3/4 of 1%) to be allocated to overnight purses and one-quarter of one percent (1/4 of 1%) to be allocated to the Kentucky Standardbred, Quarter Horse, Appaloosa and Arabian Development Fund. ***These*** [~~Said~~] expenditures shall be reported to and approved by the Harness Racing Commission in such form and frequency as the commission by regulation may require. Copies of all such reports shall also be sent to the Legislative Research Commission. [~~From July 13, 1986, until September 15, 1988, any association with a daily average handle of less than three hundred thousand dollars ($300,000), which experienced an overlap of racing dates in 1983 with a thoroughbred track within fifty (50) miles, shall be exempt from payment of the tax levied in this subsection, with exception of the amount to be paid to the standardbred, quarter horse, appaloosa and arabian development fund, for the period of the overlap should the 1983 overlap of racing dates be continued. Moneys retained under this provision shall be allocated fifty percent (50%) to purses and fifty percent (50%) to the association.~~]

(3) Effective July 1, 1990, an excise tax is imposed on all tracks conducting pari-mutuel racing under the jurisdiction of the Kentucky State Racing Commission and the Kentucky Harness Racing Commission. For tracks with a daily average handle of one million two hundred thousand dollars ($1,200,000) or above, the tax shall be in the amount of three and one-half percent (3 1/2%) of all money wagered during the fiscal year. For tracks with a daily average handle under one million two hundred thousand dollars ($1,200,000) the tax shall be an amount equal to one and one-half percent (1 1/2%) of all money wagered during the fiscal year. For the purposes of this subsection and subsections (1) and (2) of this section, the daily average handle shall be computed from the amount wagered only at the host track and shall not include money wagered at a receiving track. Money shall be deducted from the tax paid by host tracks and deposited to the respective development funds in the same amount and same manner as provided for in subsections (1) and (2) of this section.

(4) An excise tax is imposed on all tracks not conducting pari-mutuel racing but participating as receiving tracks in intertrack wagering under the jurisdictions of the Kentucky State Racing Commission and the Kentucky Harness Racing Commission. From July 15, 1988 until June 30, 1990, the tax shall be in the amount of five percent (5%) of all money wagered during the fiscal year. After June 30, 1990, the tax shall be in the amount of three percent (3%) of all money wagered during the fiscal year. After June 30, 1990 an amount equal to two percent (2%) of the amount wagered and deducted from the tax imposed in this subsection shall be deposited in the Thoroughbred Development Fund if the receiving track is under the jurisdiction of the Kentucky State Racing Commission, or the Kentucky Standardbred, Quarter Horse, Appaloosa and Arabian Development Fund, if the receiving track is under the jurisdiction of the Kentucky Harness Racing Commission.

(5) Two-tenths of one percent (.2%) of the total amount wagered in Kentucky shall be deducted from the pari-mutuel tax levied in subsections (1), (2) and (3) of this section and allocated to the equine industry program trust and revolving fund to be used for funding the equine industry program at the University of Louisville.

(6) One tenth of one percent (.1%) of the total amount wagered in Kentucky shall be deducted from the pari-mutuel tax levied in subsections (1), (2), (3) and (4) of this section and deposited to a trust and revolving fund to be used to fund facility construction, expansion or renovation and equipment purchase for equine programs at state universities. The Kentucky Council on Higher Education shall serve as the administrative agent and shall establish an advisory committee of interested parties to evaluate proposals and make recommendations for the awarding of funds. The Kentucky Council on Higher Education may by regulation establish procedures for administering the program and criteria for evaluating and awarding grants.

(7) For all tracks conducting pari-mutuel racing under the jurisdiction of the Kentucky State Racing Commission and the Kentucky Harness Racing Commission and participating in simulcasting, the host track, as defined in KRS 230.376(4) shall remit those taxes levied under the provisions of this section to the Revenue Cabinet on behalf of both the host track and the receiving track or intertrack facility as defined in KRS 230.376(5). The host track shall also be subject to any interest and penalties imposed by the cabinet relating to remission of these taxes.

Section 22. KRS 138.530 is amended to read as follows:

(1) The Revenue Cabinet shall enforce the provisions of and collect the tax and penalties imposed and other payments required by KRS 138.510 to 138.550, and in doing so it shall have the general powers and duties granted it in KRS chapter 131 and KRS 135.050, including the power to enforce, by an action in the Franklin Circuit Court, the collection of the tax, penalties and other payments imposed or required by KRS 138.510 to 138.550.

(2) The remittance of the tax imposed by KRS 138.510 shall be made to the Revenue Cabinet ***no later than the fifth business day following the last day of each month during which racing is conducted*** [~~the next business day following each day of racing, during each race meeting~~], and ***it shall be*** accompanied by [~~such~~] reports as prescribed by ***the*** [~~said~~] cabinet. All [~~such~~] funds received by the Revenue Cabinet shall be paid into the State Treasury and shall be credited to the general expenditure fund.

(3) The supervisor of pari-mutuel betting appointed by the Kentucky State Racing Commission shall ***no later than the fifth business day following the last day of each month during which racing is conducted*** [~~daily, during each race meeting,~~] report to the Revenue Cabinet the total amount bet or handled ***during*** the ***month*** [~~preceding day~~] and the amount of tax due the state thereon, under the provisions of KRS 138.510 to 138.550.

(4) The supervisor of pari-mutuel betting appointed by the Kentucky State Racing Commission or his duly authorized representatives shall, at all reasonable times, have access to all books, records, issuing or vending machines, adding machines and all other pari-mutuel equipment for the purpose of examining and checking the same and ascertaining whether or not the proper amount or amounts due the state are being or have been paid.

(5) Every person, corporation or association required to pay the tax imposed by KRS 138.510 shall keep its books and records so as to clearly show by a separate record the total amount of money contributed to every pari-mutuel pool, including daily double pools, if any.

Section 23. KRS 230.378 is amended to read as follows:

(1) A receiving track may accept wagers only at the track where it is licensed to conduct its race meeting or through a telephone account wagering system, or both. Wagers at a receiving track shall form a common pool with wagers at a host track. This common pool requirement shall not apply to wagers made in connection with interstate simulcasting pursuant to subsection (5) of KRS 230.377.

(2) The commission of a receiving track shall be the same as the commission of the host track as determined in KRS 138.515 or 230.750.

(3) In the absence of a valid contract with a horsemen's organization, the commission of a receiving track, after deduction of applicable taxes and other applicable deductions, shall be split as follows: twenty-two percent (22%) to the host track, twenty-two percent (22%) to the purse program at the host track, twenty-two percent (22%) to the receiving track and twenty-two percent (22%) to the purse program at the receiving track. Twelve percent (12%) of the commission shall be allocated evenly between the host track and the receiving track to cover the cost of simulcasting, unless otherwise agreed to by contract.

(4) The deduction for the backside improvement fund, as provided for in KRS 138.515(4) [~~and the deduction for equine drug research provided for in KRS 230.265(3),~~] shall not apply to the commission or pari-mutuel tax of a receiving track.

(5) A receiving track shall be exempt from ***any tax on admission's and*** [~~the admissions tax levied in KRS 138.480 and~~] from any license fee imposed by statute or regulation by the commission of jurisdiction.

Section 24. KRS 139.110 is amended to read as follows:

(1) "Retailer" includes:

(a) Every seller who makes any "retail sale" or "sales at retail," or who furnishes any services and facilities included in KRS 139.100, and every person engaged in the business of making retail sales at auction of tangible personal property owned by the person or others;

(b) Every person engaged in the business of making sales for storage, use or other consumption or in the business of making sales at auction of tangible personal property owned by the person or others for storage, use or other consumption;

(c) Every person making more than two (2) retail sales during any twelve (12) month period, including sales made in the capacity of assignee for the benefit of creditors, or receiver or trustee in bankruptcy;

(d) Any person conducting a race meeting under the provision of KRS chapter 230, with respect to horses which are claimed during such meeting***;***

(e) Every person owning a stallion standing at stud in Kentucky, or an interest or share therein, and to whom a fee has been paid for the right to breed a mare to such stallion.

(2) When the cabinet determines that it is necessary for the efficient administration of this chapter to regard any salesmen, representatives, peddlers, or canvassers as the agents of the dealers, distributors, supervisors or employers under whom they operate or from whom they obtain the tangible personal property sold by them, irrespective of whether they are making sales on their own behalf or on behalf of such dealers, distributors, supervisors or employers, the cabinet may so regard them and may regard the dealers, distributors, supervisors or employers as retailers for purposes of this chapter.

(3) A person having the responsibility of managing and controlling the breeding activities of a stallion standing at stud within Kentucky shall not be a retailer with respect to the receipt by a person owning a right to breed a stallion to a mare within this state of fees paid for such right when the person managing the stallion is neither an owner, transferor, transferee, seller, purchaser or user of the stallion service.

Section 25. KRS 139.340 is amended to read as follows:

(1) Except as provided in KRS 139.470 and 139.480, every retailer engaged in business in this state and making sales of tangible personal property for storage, use or other consumption in this state, shall, at the time of making the sales, or, if the storage, use or other consumption of the tangible personal property is not then taxable hereunder, at the time the storage, use or other consumption becomes taxable, collect the tax levied under KRS 139.310 from the purchaser and give to the purchaser a receipt therefor in the manner and form prescribed by the cabinet.

(2) "Retailer engaged in business in this state" as used in this chapter includes any of the following:

(a) Any retailer maintaining, occupying, or using, permanently or temporarily, directly or indirectly, or through a subsidiary, or agent, by whatever name called, an office, place of distribution, sales or sample room or place, warehouse or storage place or other place of business. Property owned by a person who has contracted with a printer for printing, which consists of the final printed product, property which becomes a part of the final printed product, or copy from which the printed product is produced, and which is located at the premises of the printer, shall not be deemed to be an office, place of distribution, sales or sample room or place, warehouse or storage place or other place of business maintained, occupied, or used by the person;

(b) Any retailer having any representative, agent, salesman, canvasser or solicitor operating in this state under the authority of the retailer or its subsidiary for the purpose of selling, delivering, or the taking of orders for any tangible personal property. An unrelated printer with which a person has contracted for printing shall not be deemed to be a representative, agent, salesman, canvasser or solicitor for such person; [~~or~~]

(c) Any retailer soliciting orders for tangible personal property from residents of this state on a continuous, regular, or systematic basis in which the solicitation of the order, placement of the order by the customer or the payment for the order utilizes the services of any financial institution, telecommunication system, radio or television station, cable television service, print media or other facility or service located in this state; ***or***

(d) Any retailer as described in KRS 139.110(1)(e).

Section 26. KRS 139.720 is amended to read as follows:

(1) Every seller, every retailer, and every person storing, using and otherwise consuming in this state tangible personal property purchased from a retailer shall keep such records, receipts, invoices, and other pertinent papers in such form as the cabinet may require.

(2) Every such seller, retailer, or person who files the returns required under this chapter shall keep such records for not less than four (4) years from the making of such records unless the cabinet in writing sooner authorizes their destruction.

(3) Every person having the responsibility of managing and controlling the breeding activities of a stallion standing at stud in Kentucky shall keep breeding records of the stallion. The records shall contain the following:

(a) A listing of all mares bred to the stallion;

(b) With respect to the mares bred to the stallion, the names and addresses of the persons authorized to breed the mares; and

(c) A certificate in the form to be prescribed by the secretary of the Kentucky Revenue Cabinet consistent with the limitations of KRS 131.190, and signed by each person or agent authorized to breed a mare bred to the stallion to the effect that either:

1. Any applicable tax imposed by this chapter with respect to the acquisition or use of the stallion service has been paid to the seller; or

2. The acquisition or use of the stallion service is exempt from the taxes imposed by this chapter, specifically referring to the statutory exemption claimed.

Section 27. The following KRS section is repealed:

132.750 When mobile home or recreational vehicle classified as real estate.

Section 28. The provisions of Sections 1 to 9 of this Act shall become effective on August 1, 1990.

The Senate Floor Amendment No. 1 to HB 157 is as follows:

Amend printed copy of HB 157 on page 7, after line 22 and before 23, insert the following:

"SECTION 9. A NEW SECTION OF KRS CHAPTER 140 IS CREATED TO READ AS FOLLOWS:

(1) Notwithstanding provisions of KRS 140.070 and 140.080(1)(b) and (c), taxation of Class A beneficiaries shall apply as follows:

(a) Taxable year beginning after December 31, 1989: one-fourth (1/4) of total inheritable interest shall be exempt;

(b) Taxable year beginning after December 31, 1990: one-half (1/2) of total inheritable interest shall be exempt;

(c) Taxable year beginning after December 31, 1991: three-fourths (3/4) of total inheritable interest shall be exempt; and,

(d) Taxable year beginning after December 31, 1992: total inheritable interest shall be exempt.

(2) For the proportion of inheritable interest not specifically exempt under the provisions of this section, the provisions of KRS 140.070 and KRS 140.080 shall apply."

and by renumbering subsequent sections accordingly;

and on page 12, line 24, by deleting "***Section 10***" and inserting in lieu thereof "***Section 11***";

And on page 37, line 22, by deleting "9" and inserting in lieu thereof "8 and Sections 10 and 11".

Representative Clarke moved that the House concur in Senate Committee Substitute to **HB 157**. Agreed.

Representative Clarke moved that the House refuse to concur in Senate Floor Amendment No. 1 to **HB 157**. Agreed.

HB 40, with Senate Committee Substitute thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 40** is as follows:

HB 40, AN ACT relating to crimes and punishments.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 525 IS CREATED TO READ AS FOLLOWS:

(1) A person is guilty of giving a peace officer a false name or address when he gives a false name or address to a peace officer who has asked for the same in the lawful discharge of his official duties with the intent to mislead the officer as to his identity. The provisions of this section shall not apply unless the peace officer has first warned the person whose identification he is seeking that giving a false name or address is a criminal offense.

(2) Giving a peace officer a false name or address is a Class B misdemeanor.

Representative McBee moved that the House concur in Senate Committee Substitute to **HB 40**. Agreed.

Representative McBee moved that **HB 40**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: Yeas 78, Nays 7. (See March 29, 1990 roll call on **HB 40** - Appendix.)

HB 40, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative McBee moved that the vote by which **HB 40**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 159, with Senate Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 1 to **HB 159** is as follows:

Amend printed copy of **HB 159** on page 4, line 2, after ";" insert:

"***(b) Forty percent (40%) of the additional floor space provided by this Act for use by the legislative branch shall be assigned for the use of the Senate. Sixty percent (60%) of the additional floor space provided by this Act for use by the legislative branch shall be assigned for the use of the House of Representatives;***"; and

On page 4, line 3, before "(b)" insert "***(c)***" and place brackets around and strike through "(b)".

The Senate Floor Amendment No. 2 to **HB 159** is as follows:

Amend printed copy of **HB 159** on page 3, line 7, after "***1991***" insert "***. All space assigned to the legislative branch and plans, uses, furnishings and equipment therefore are subject to the specific approval of the Legislative Research Commission***".

Representative Worthington moved that the House concur in Senate Floor Amendment No. 1 to **HB 159**.

On the roll call the vote was yeas 70—Adkins, Altman, Ark, Arnold, Ballard, Barrows, Bentley, Blandford, Blevins, Bronger, Brown, Butler, Callahan, Castleman, L. Clark, P. Clark, Cline, Crupper, Cyrus, Deskins, Donnermeyer, Farrow, Ford, Gedling, Geveden, Gray, Hancock, J. Harper, K. Harper, Heleringer, Jackson, Johnson, A. Jones, T. Jones, Keith, Lefevers, Lewis, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Mullinix, Napier, Nelson, Nett, Noland, Northup, O'Brien, Overstreet, Preston, Priddy, Rapier, Richards, Ridley, Sheehan, Siler, B. Smith, R. Smith, Strong, Stumbo, Turner, Ward, White, Worthington, Zimmerman. Nays 23—Ackerson, Allen, Clarke, Curd, Curtsinger, Freibert, Gregory, Hatcher, Hourigan, Jensen, Kerr, Lear, LeMaster, Lile, Pritchett, Reinhardt, B. Richardson, P. Richardson, Riner, Stokes, Todd, Walker, Yates.

Senate Floor Amendment No. 1 to **HB 159** was adopted.

Representative Worthington moved that the House concur in Senate Floor Amendment No. 2 to **HB 159**. Agreed.

Representative Worthington moved that **HB 159**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 86, Nays 1. (See March 29, 1990 roll call on **HB 159** - Appendix.)

HB 159, as amended by the Senate, was passed and the title agreed to.

Representative Worthington moved that the vote by which **HB 159**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 188, with Senate Committee Substitute thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 188** is as follows:

HB 188, AN ACT relating to health departments.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 424 IS CREATED TO READ AS FOLLOWS:

In lieu of the procedure provided in KRS 424.220, relating to publication of financial statements, each county, city-county or district health department shall, within sixty (60) days after the expiration of each fiscal year, publish in a newspaper qualified under KRS 424.120 to publish legal notices, a summary of revenue and expenditures for the past fiscal year. Revenue and expenditure categories shall be as follows:

(1) Revenue categories:

(a) State;

(b) Federal;

(c) Local; and

(d) Fees.

(2) Expenditure categories:

(a) Salaries, including an itemized listing of each employee's name and total salary paid to each;

(b) Fringe benefits;

(c) Contractual expenditures, including an itemized listing of all contracts over one thousand dollars ($1,000) showing name and amount;

(d) Travel, including an itemized listing of all travel over one thousand dollars ($1,000) showing name and amount;

(e) Space costs, including an itemized listing of annual rent in excess of one thousand dollars ($1,000) showing lessor and amount;

(f) Office administration;

(g) Administrative charges;

(h) Medical supplies, including an itemized listing of all purchases or leases in excess of one thousand dollars ($1,000);

(i) Automotive expenses, including an itemized listing of all expenditures in excess of one thousand dollars ($1,000);

(j) Other;

(k) Capital expenditures, including an itemized listing of all capital expenditures in excess of one thousand dollars ($1,000); and

(l) Indirect costs, including an itemized listing of each item of indirect cost in excess of one thousand dollars ($1,000).

The publication shall also include a statement indicating that supporting documents are available for public inspection during regular working hours at the county, city-county or district health department office.

Section 2. KRS 212.020 is amended to read as follows:

(1) The secretary of the Cabinet for Human Resources shall appoint three (3) qualified licensed and practicing physicians***;*** [~~and~~] one (1) qualified licensed and practicing dentist***;*** [~~and~~] one (1) qualified ***licensed and*** practicing registered nurse***; one (1) licensed engineer engaged in the practice of civil or sanitary engineering; one (1) qualified licensed and practicing optometrist;*** [~~and~~] one (1) qualified licensed and practicing veterinarian***;*** [~~and~~] one (1) lay person knowledgeable in consumer affairs residing in each county who, together with the county judge/executive and one (1) person appointed by the fiscal court in each county, shall constitute a local board of health for the respective counties in which they reside. In the event a county does not have three (3) qualified licensed and practicing physicians or one (1) qualified licensed and practicing dentist or one (1) qualified and licensed practicing registered nurse ***one (1) qualified and licensed practicing civil or sanitary engineer or one (1) qualified licensed and practicing optometrist,*** or one (1) qualified licensed and practicing veterinarian [~~or one (1) lay person knowledgeable in consumer affairs~~] residing therein, the secretary of the Cabinet for Human Resources may appoint a resident lay person knowledgeable in consumer affairs in lieu thereof for each such vacancy. The members of the local board shall hold office for a term of two (2) years ***with physicians, dentists and fiscal court appointees appointed in even numbered years and nurses, engineers, optometrists, veterinarians and lay appointees appointed in odd numbered years for terms*** from the date of their appointment, ***beginning on or after January 1, 1991*** and until their successors are appointed ***except the terms of the first appointment shall be such that all physician and fiscal court appointee terms beginning on January 1, 1991 shall expire on December 31, 1991, dentist terms beginning on August 1, 1990 shall expire on December 31, 1991, nurse, engineer and optometrist appointments beginning on August 1, 1990 shall expire on December 31, 1992, veterinarian and lay appointments beginning on October 1, 1990 shall expire on December 31, 1992.*** The members of the board shall receive no compensation for their services.

(2) The secretary ***may remove any member, other than the county judge/executive or fiscal court appointee, who misses three (3) consecutive scheduled meetings and*** may remove any board member he appoints as provided by KRS 65.007. The fiscal court may remove its appointee in like fashion.

Representative Blevins moved that the House concur in Senate Committee Substitute to **HB 188**. Agreed.

Representative Blevins moved that **HB 188**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: Yeas 81, Nays 12. (See March 29, 1990 roll call on **HB 188** - Appendix.)

HB 188, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Blevins moved that the vote by which **HB 188**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 799, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 799** is as follows:

Amend printed copy of **HB 799** on page 4, line 3, by deleting the amount "728,500" and inserting in lieu thereof the amount "563,300";

Page 4, line 3, by deleting the amount "731,700" and inserting in lieu thereof the amount "589,500";

Page 4, by deleting lines 9 through 12 in their entirety;

Page 4, line 16, by deleting the amount "1,406,000" and inserting in lieu thereof the amount "1,036,800";

Page 4, line 16, by deleting the amount "1,448,200" and inserting in lieu thereof the amount "1,481,000";

Page 4, line 22, by deleting the amount "1,450,000" and inserting in lieu thereof the amount "1,480,800";

Page 4, line 22, by deleting the amount "1,492,200" and inserting in lieu thereof the amount "1,525,000";

Page 6, line 11, by deleting the amount "6,807,500" and inserting in lieu thereof the amount "7,010,100";

Page 6, line 11, by deleting the amount "7,282,900" and inserting in lieu thereof the amount "7,490,200";

Page 6, line 14, by deleting the amount "11,827,600" and inserting in lieu thereof the amount "12,030,200";

Page 6, line 14, by deleting the amount "12,085,500" and inserting in lieu thereof the amount "12,292,800";

Page 6, line 18, by deleting the amount "10,546,600" and inserting in lieu thereof the amount "10,617,900";

Page 6, line 18, by deleting the amount "11,251,400" and inserting in lieu thereof the amount "11,303,800";

Page 6, line 20, by deleting the amount "10,642,300" and inserting in lieu thereof the amount "10,713,600";

Page 6, line 20, by deleting the amount "11,352,900" and inserting in lieu thereof the amount "11,405,300";

Page 6, line 26, by deleting the amount "21,899,200" and inserting in lieu thereof the amount "21,970,500";

Page 6, line 26, by deleting the amount "23,344,000" and inserting in lieu thereof the amount "23,396,400";

Page 7, line 2, by deleting the amount "21,994,900" and inserting in lieu thereof the amount "22,066,200";

Page 7, line 2, by deleting the amount "23,445,500" and inserting in lieu thereof the amount "23,497,900";

Page 9, line 11, by deleting the amount "7,141,100" and inserting in lieu thereof the amount "7,306,300";

Page 9, line 11, by deleting the amount "7,249,200" and inserting in lieu thereof the amount "7,391,400";

Page 9, line 14, by deleting the amount "9,858,500" and inserting in lieu thereof the amount "10,023,700";

Page 9, line 14, by deleting the amount "10,038,900" and inserting in lieu thereof the amount "10,181,100";

Page 9, line 23, by deleting the amount "11,313,300" and inserting in lieu thereof the amount "11,478,500";

Page 9, line 23, by deleting the amount "11,512,100" and inserting in lieu thereof the amount "11,654,300";

Page 9, line 26, by deleting the amount "14,101,900" and inserting in lieu thereof the amount "14,267,100";

Page 9, line 26, by deleting the amount "14,374,600" and inserting in lieu thereof the amount "14,516,800";

Page 24, line 6, by deleting the amount "141,758,500" and inserting in lieu thereof the amount "142,063,200";

Page 24, line 6, by deleting the amount "148,886,600" and inserting in lieu thereof the amount "146,181,100";

Page 24, line 9, by deleting the amount "238,552,400" and inserting in lieu thereof the amount "238,857,100";

Page 24, line 9, by deleting the amount "244,915,800" and inserting in lieu thereof the amount "245,208,300";

Page 25, line 19, by inserting the amount "86,966,000" for fiscal year 1990-91 and deleting the amount "83,866,000" for fiscal year 1990-91;

Page 25, line 19, by inserting the amount "95,730,700" for fiscal year 1991-92 and deleting the amount "92,430,700" for fiscal year 1991-92;

Page 25, line 22, by inserting the amount "97,998,000" for fiscal year 1990-91 and deleting the amount "94,898,000" for fiscal year 1990-91;

Page 25, line 22, by inserting the amount "107,086,100" for fiscal year 1991-92 and deleting the amount "103,786,100" for fiscal year 1991-92;

Page 25, after line 22 and before line 23, by adding the following:

"Included in the above General Fund appropriation is $3,100,000 in fiscal year 1990-91 and $3,300,000 in fiscal year 1991-92 to provide hazardous duty retirement benefit costs for all employees of the Corrections Cabinet who have daily face-to-face contact with sentenced state felons in an adult institution.";

Page 25, line 25, by inserting the amount "44,932,100" for fiscal year 1990-91 and deleting the amount "42,423,100" for fiscal year 1990-91;

Page 25, line 25, by inserting the amount "47,925,900" for fiscal year 1991-92 and deleting the amount "45,928,600" for fiscal year 1991-92;

Page 26, line 1, by inserting the amount "45,336,700" for fiscal year 1990-91 and deleting the amount "42,827,700" for fiscal year 1990-91;

Page 26, line 1, by inserting the amount "48,342,700" for fiscal year 1991-92 and deleting the amount "46,345,400" for fiscal year 1991-92;

Page 26, line 4, by inserting the amount "15,476,600" for fiscal year 1990-91 and deleting the amount "16,381,500" for fiscal year 1990-91;

Page 26, line 4, by inserting the amount "15,476,600" for fiscal year 1991-92 and deleting the amount "16,381,500" for fiscal year 1991-92;

Page 27, by deleting lines 2 through 4 in their entirety;

Page 27, line 7, by inserting the amount "166,924,100" for fiscal year 1990-91 and deleting the amount "162,220,000" for fiscal year 1990-91;

Page 27, line 7, by inserting the amount "181,877,600" for fiscal year 1991-92 and deleting the amount "177,485,200" for fiscal year 1991-92;

Page 27, line 10, by inserting the amount "178,396,300" for fiscal year 1990-91 and deleting the amount "173,692,200" for fiscal year 1990-91;

Page 27, line 10, by inserting the amount "193,685,400" for fiscal year 1991-92 and deleting the amount "189,293,000" for fiscal year 1991-92;

Page 27, line 14, by deleting the amount "48,735,900" and inserting in lieu thereof the amount "48,759,400";

Page 27, line 14, by deleting the amount "58,627,700" and inserting in lieu thereof the amount "58,674,600";

Page 27, line 16, by inserting the total line " " for 1991-92;

Page 27, line 17, by deleting the amount "48,925,900" and inserting in lieu thereof the amount "48,949,400";

Page 27, line 17, by deleting the amount "58,717,700" and inserting in lieu thereof the amount "58,764,600";

Page 28, line 5, by deleting the amount "$1,840,500" and inserting in lieu thereof the amount "$1,864,000";

Page 28, line 5, by deleting the amount "$6,092,700" and inserting in lieu thereof the amount "$6,139,600";

Page 29, line 14, by inserting the total line " " for 1991-92;

Page 31, line 5, by deleting the amount "63,545,400" and inserting in lieu thereof the amount "63,568,900";

Page 31, line 5, by deleting the amount "73,680,600" and inserting in lieu thereof the amount "73,727,500";

Page 31, line 8, by deleting the amount "65,890,500" and inserting in lieu thereof the amount "65,914,000";

Page 31, line 8, by deleting the amount "75,939,900" and inserting in lieu thereof the amount "75,986,800";

Page 32, line 5, by deleting the figures "23,570 21,100 18,620 16,040 14,790" and inserting in lieu thereof: "24,000 21,500 18,960 16,330 15,060";

Page 32, line 6, by deleting the figures "26,030 23,570 21,100 16,040 14,790" and inserting in lieu thereof: "26,510 24,000 21,500 16,330 15,060";

Page 32, line 7, by deleting the figures "29,220 26,740 24,260 16,040 14,790" and inserting in lieu thereof: "29,770 27,240 24,710 16,330 15,060";

Page 32, line 8, by deleting the figures "30,160 27,690 25,210 16,040 14,790" and inserting in lieu thereof: "30,720 28,200 25,670 16,330 15,060";

Page 32, line 10, by deleting the figures "30,630 28,160 25,660 16,040 14,790" and inserting in lieu thereof: "31,200 28,680 26,140 16,330 15,060";

Page 32, line 15, by deleting the figures "25,460 22,790 20,110 17,320 15,970" and inserting in lieu thereof: "25,200 22,580 19,910 17,150 15,810";

Page 32, line 16, by deleting the figures "28,110 25,460 22,790 17,320 15,970" and inserting in lieu thereof: "27,840 25,200 22,580 17,150 15,810";

Page 32, line 17, by deleting the figures "31,570 28,880 26,200 17,320 15,970" and inserting in lieu thereof: "31,260 28,600 25,950 17,150 15,810";

Page 32, line 18, by deleting the figures "32,570 29,910 27,230 17,320 15,970" and inserting in lieu thereof: "32,260 29,610 26,950 17,150 15,810";

Page 32, line 20, by deleting the figures "33,080 30,410 27,710 17,320 15,970" and inserting in lieu thereof: "32,760 30,110 27,450 17,150 15,810";

Page 34, by deleting lines 15 through 18 in their entirety;

Page 35, after line 6 and before line 7, by adding the following:

"Included in the above appropriation is $14,863,000 in fiscal year 1990-91 and $15,500,000 in fiscal year 1991-92 to provide secondary vocational education in state-operated vocational schools.";

Page 35, after line 20 and before line 21, by adding the following:

"Notwithstanding the provisions of KRS 160.599 there is appropriated $250,000 in fiscal year 1990-91 from "the emergency revolving school loan fund account" for the purpose of a loan to theElliott County Board of Education to be repaid within the term set by the State Board for Elementary and Secondary Education.";

Page 35, line 16, by deleting the word, "from", and inserting in lieu thereof: "form";

Page 38, line 4, by deleting the amount "4,606,400" and inserting in lieu thereof the amount "4,544,900";

Page 38, line 4, by deleting the amount "5,089,400" and inserting in lieu thereof the amount "5,234,900";

Page 38, line 7, by deleting the amount "5,381,300" and inserting in lieu thereof the amount "5,319,800";

Page 38, line 7, by deleting the amount "5,836,400" and inserting in lieu thereof the amount "5,981,900";

Page 38, line 13, by deleting the amount "30,024,000" and inserting in lieu thereof the amount "29,864,000";

Page 38, line 13, by deleting the amount "30,286,700" and inserting in lieu thereof the amount "30,118,200";

Page 38, line 16, by deleting the amount "115,244,300" and inserting in lieu thereof the amount "115,084,300";

Page 38, line 16, by deleting the amount "117,755,900" and inserting in lieu thereof the amount "117,587,400";

Page 38, line 19, by deleting the amount "11,231,700" and inserting in lieu thereof the amount "11,293,200";

Page 38, line 19, by deleting the amount "11,979,200" and inserting in lieu thereof the amount "12,046,700";

Page 38, line 22, by deleting the amount "43,523,000" and inserting in lieu thereof the amount "43,584,500";

Page 38, line 22, by deleting the amount "44,379,200" and inserting in lieu thereof the amount "44,446,700";

Page 40, line 11, by deleting the amount "183,900,000" and inserting in lieu thereof the amount "260,563,800";

Page 40, line 11, by deleting the amount "272,080,000" and inserting in lieu thereof the amount "341,590,200";

Page 40, after line 17 and before line 18, by adding the following:

"It is the intent of the General Assembly that appropriations from this unit in the first year of the biennium shall continue into the second year for the purposes designated.";

Page 40, line 18, by deleting the word, "folowing", and inserting in lieu thereof: "following";

Page 40, line 20, by deleting the amount "116,500,000" and inserting in lieu thereof the amount "186,088,800";

Page 40, line 20, by deleting the amount "124,900,000" and inserting in lieu thereof the amount "182,665,200";

Page 41, line 6, by deleting the amount "150,000" and inserting in lieu thereof the amount "125,000";

Page 41, line 8, by deleting the amount "50,000,000" and inserting in lieu thereof the amount "53,000,000";

Page 41, by deleting line 17 in its entirety;

Page 41, line 19, by deleting the amount "10,000,000" and inserting in lieu thereof the amount "15,000,000";

Page 41, line 19, by deleting the amount "10,000,000" and inserting in lieu thereof the amount "15,000,000";

Page 41, line 21, by deleting the amount "183,900,000" and inserting in lieu thereof the amount "260,563,800";

Page 41, line 21, by deleting the amount "272,080,000" and inserting in lieu thereof the amount "341,590,200";

Page 42, line 8, by deleting the amount "7,360,000" and inserting in lieu thereof the amount "7,439,000";

Page 42, line 8, by deleting the amount "1,644,077,000" and inserting in lieu thereof the amount "1,720,580,800";

Page 42, line 8, by deleting the amount "1,800,239,700" and inserting in lieu thereof the amount "1,869,794,400";

Page 42, line 11, by deleting the amount "7,360,000" and inserting in lieu thereof the amount "7,439,000";

Page 42, line 11, by deleting the amount "1,857,902,400" and inserting in lieu thereof the amount "1,934,406,200";

Page 42, line 11, by deleting the amount "2,019,262,200" and inserting in lieu thereof the amount "2,088,816,900";

Page 42, line 14, by deleting the amount "12,766,200" and inserting in lieu thereof the amount "13,508,400";

Page 42, line 14, by deleting the amount "14,701,000" and inserting in lieu thereof the amount "16,185,300";

Page 42, line 14, by deleting the amount "12,766,200" and inserting in lieu thereof the amount "13,508,400";

Page 42, line 14, by deleting the amount "14,701,100" and inserting in lieu thereof the amount "13,687,400";

Page 42, line 17, by deleting the amount "12,945,200" and inserting in lieu thereof the amount "13,687,400";

Page 42, line 17, by deleting the amount "15,003,700" and inserting in lieu thereof the amount "16,488,000";

Page 42, line 19, by deleting the amount "1,888,000" and inserting in lieu thereof the amount "2,630,200";

Page 42, line 19, by deleting the amount "1,332,600" and inserting in lieu thereof the amount "2,816,900";

Page 43, line 2, by inserting the total line " " for 1991-92;

Page 43, line 25, by deleting the amount "5,442,900" and inserting in lieu thereof the amount "5,576,200";

Page 44, line 2, by deleting the amount "6,627,900" and inserting in lieu thereof the amount "6,761,200";

Page 44, after line 2 and before line 3, by adding the following:

"Included in the above General Fund appropriation is $1,958,100 in each year of the Biennium for State-aid grants to local public libraries. It is the intent of the General Assembly to distribute these funds according to the formula established by KRS 171.201 at the level of 40.0 cents per capita in each year of the Biennium, notwithstanding any other provisions of KRS 171.201 to the contrary.";

Page 44, line 2, by deleting the amount "6,627,900" and inserting in lieu thereof the amount "6,761,200";

Page 44, by deleting lines 3 through 11 in their entirety;

Page 44, line 14, by deleting the amount "12,413,000" and inserting in lieu thereof the amount "12,546,300";

Page 44, line 17, by deleting the amount "15,680,500" and inserting in lieu thereof the amount "15,813,800";

Page 45, line 18, by inserting the total line " " for 1991-92;

Page 46, line 5, by deleting the amount "248,800" and inserting in lieu thereof the amount "248,300";

Page 46, line 8, by deleting the amount "300,400" and inserting in lieu thereof the amount "460,400";

Page 46, line 8, by deleting the amount "314,700" and inserting in lieu thereof the amount "403,200";

Page 46, line 10, by deleting the amount "21,600" and inserting in lieu thereof the amount "160,000";

Page 46, line 10, by deleting the amount "22,900" and inserting in lieu thereof the amount "168,500";

Page 46, line 11, by deleting the words, "Client Assistance Program", and inserting in lieu thereof: "Environmental Council";

Page 46, line 17, by deleting the amount "1,939,434,900" and inserting in lieu thereof the amount "2,016,974,200";

Page 46, line 17, by deleting the amount "2,112,888,200" and inserting in lieu thereof the amount "2,184,095,700";

Page 46, line 19, by inserting the amount "13,600" for federal funds appearing in fiscal year 1989-90 column;

Page 46, line 20, by deleting the amount "2,339,239,900" andinserting in lieu thereof the amount "2,410,447,400";

Page 46, line 20, by deleting the amount "7,439,000" and inserting in lieu thereof the amount "7,452,600";

Page 46, line 20, by deleting the amount "2,160,510,900" and inserting in lieu thereof the amount "2,238,050,200";

Page 46, line 25, by inserting the amount "11,828,000" for fiscal year 1991-92 and deleting the amount "8,578,000" for fiscal year 1991-92;

Page 46, line 26, by inserting the amount "1,504,400" for fiscal year 1990-91 and deleting the amount "1,767,300" for fiscal year 1990-91;

Page 46, line 26, by inserting the amount "1,639,700" for fiscal year 1991-92 and deleting the amount "1,906,200" for fiscal year 1991-92;

Page 47, line 1, by inserting the amount "9,146,900" for fiscal year 1990-91 and deleting the amount "9,409,800" for fiscal year1990-91;

Page 47, line 1, by inserting the amount "13,467,700" for fiscal year 1991-92 and deleting the amount "10,484,200" for fiscal year 1991-92;

Page 47, line 8, by deleting the amount "2,167,000" and inserting in lieu thereof the amount "5,417,000";

Page 47, line 25, by inserting the amount "14,545,600" for fiscal year 1990-91 and deleting the amount "13,545,600" for fiscal year 1990-91;

Page 47, line 25, by inserting the amount "17,349,400" for fiscal year 1991-92 and deleting the amount "16,149,400" for fiscal year 1991-92;

Page 47, line 26, by inserting the amount "28,462,800" for fiscal year 1990-91 and deleting the amount "29,462,800" for fiscal year 1990-91;

Page 47, line 26, by inserting the amount "29,229,200" for fiscal year 1991-92 and deleting the amount "30,429,200" for fiscal year 1991-92;

Page 48, line 24, by inserting the amount "28,065,300" for fiscal year 1990-91 and deleting the amount "27,065,300" for fiscal year 1990-91;

Page 48, line 24, by inserting the amount "34,985,800" for fiscal year 1991-92 and deleting the amount "30,535,800" for fiscal year 1991-92;

Page 48, line 25, by inserting the amount "72,200,500" for fiscal year 1990-91 and deleting the amount "73,463,400" for fiscal year 1990-91;

Page 48, line 25, by inserting the amount "74,736,900" for fiscal year 1991-92 and deleting the amount "76,203,400" for fiscal year 1991-92;

Page 48, line 26, by inserting the amount "100,265,800" for fiscal year 1990-91 and deleting the amount "100,528,700" for fiscalyear 1990-91;

Page 48, line 26, by inserting the amount "109,722,700" for fiscal year 1991-92 and deleting the amount "106,739,200" for fiscal year 1991-92;

Page 49, line 4, by deleting the amount "7,064,800" and inserting in lieu thereof the amount "7,289,800";

Page 49, line 4, by deleting the amount "8,237,200" and inserting in lieu thereof the amount "8,462,200";

Page 49, line 7, by deleting the amount "7,450,300" and inserting in lieu thereof the amount "7,675,300";

Page 49, line 7, by deleting the amount "8,621,000" and inserting in lieu thereof the amount "8,846,000";

Page 49, line 11, by deleting the amount "9,954,500" and inserting in lieu thereof the amount "7,916,900";

Page 49, line 11, by deleting the amount "10,210,300" and inserting in lieu thereof the amount "8,024.500":

Page 49, line 13, by deleting the amount "30,266,400" and inserting in lieu thereof the amount "28,228,700";

Page 49, line 13, by deleting the amount "31,402,200" and inserting in lieu thereof the amount "29,216,400";

Page 49, line 24, by deleting the words, "also included in the Restricted";

Page 49, line 24, after "program", by adding the following:

"Included in the above General Fund appropriation is $7,724,400 in fiscal year 1990-91 and $7,417,200 in fiscal year 1991-92 for CAP grants. CAP grants shall be available to assist financially needy part-time and full-time freshmen and sophomore students to attend an eligible college in Kentucky. A CAP grant will not exceed the full-time tuition amount at a publicly-supported community college in Kentucky.

The Kentucky Higher Education Assistance Authority shall promulgate administrative regulations further defining both collegeand student eligibility.";

Page 49, by deleting lines 25 and 26 in their entirety;

Page 50, by deleting line 1 in its entirety;

Page 50, line 13, by deleting the amount "17,086,300" and inserting in lieu thereof the amount "17,165,300";

Page 50, line 13, by deleting the amount "19,380,500" and inserting in lieu thereof the amount "19,463,500";

Page 50, line 16, by deleting the amount "31,757,700" and inserting in lieu thereof the amount "31,836,700";

Page 50, line 16, by deleting the amount "34,643,500" and inserting in lieu thereof the amount "34,762,500";

Page 50, line 22, by deleting the amount "31,383,900" and inserting in lieu thereof the amount "31,565,700";

Page 50, line 22, by deleting the amount "34,196,500" and inserting in lieu thereof the amount "34,415,600";

Page 50, line 25, by deleting the amount "63,721,600" and inserting in lieu thereof the amount "63,903,400";

Page 50, line 25, by deleting the amount "69,121,800" and inserting in lieu thereof the amount "69,340,900";

Page 51, line 1, by deleting the amount "3,807,800" and inserting in lieu thereof the amount "3,901,900";

Page 51, line 14, by deleting the amount "31,144,200" and inserting in lieu thereof the amount "31,201,600";

Page 51, line 17, by deleting the amount "59,250,200" and inserting in lieu thereof the amount "59,307,600";

Page 51, line 19, by deleting the amount "5,284,700" and inserting in lieu thereof the amount "5,342,100";

Page 51, line 23, by deleting the amount "224,193,900" and inserting in lieu thereof the amount "226,782,900";

Page 51, line 23, by deleting the amount "253,923,900" and inserting in lieu thereof the amount "260,092,100";

Page 51, line 26, by deleting the amount "613,247,600" andinserting in lieu thereof the amount "615,836,600";

Page 51, line 26, by deleting the amount "674,998,700" and inserting in lieu thereof the amount "681,166,900";

Page 52, line 2, by deleting the amount "18,939,100" and inserting in lieu thereof the amount "19,366,800";

Page 52, line 7, by deleting the amount "71,422,600" and inserting in lieu thereof the amount "73,761,900";

Page 52, line 10, by deleting the amount "107,117,700" and inserting in lieu thereof the amount "109,457,000";

Page 52, line 12, by deleting the amount "9,360,900" and inserting in lieu thereof the amount "11,700,200";

Page 52, line 16, by deleting the amount "130,473,900" and inserting in lieu thereof the amount "130,578,900";

Page 52, line 16, by deleting the amount "143,979,500" and inserting in lieu thereof the amount "144,849,200";

Page 52, line 19, by deleting the amount "273,155,700" and inserting in lieu thereof the amount "273,260,700";

Page 52, line 19, by deleting the amount "290,256,000" and inserting in lieu thereof the amount "291,125,700";

Page 52, line 21, by deleting the amount "11,698,900" and inserting in lieu thereof the amount "12,158,600";

Page 53, line 9, by deleting the amount "54,241,300" and inserting in lieu thereof the amount "54,298,700";

Page 53, line 12, by deleting the amount "106,463,800" and inserting in lieu thereof the amount "106,521,200";

Page 53, line 14, by deleting the amount "4,465,100" and inserting in lieu thereof the amount "4,522,500";

Page 53, line 18, by deleting the amount "655,831,600" and inserting in lieu thereof the amount "659,011,400";

Page 53, line 18, by deleting the amount "734,300,000" and inserting in lieu thereof the amount "741,319,100";

Page 53, line 19, by deleting the amount "663,744,300" and inserting in lieu thereof the amount "661,706,700";

Page 53, line 19, by deleting the amount "712,531,200" and inserting in lieu thereof the amount "710,345,400";

Page 53, line 21, by deleting the amount "1,447,192,200" and inserting in lieu thereof the amount "1,448,334,800";

Page 53, line 21, by deleting the amount "1,577,707,800" and inserting in lieu thereof the amount "1,585,541,100";

Page 55, line 14, by deleting the amount "64,962,900" and inserting in lieu thereof the amount "66,462,900";

Page 55, line 14, by deleting the amount "66,312,400" and inserting in lieu thereof the amount "68,812,400";

Page 55, line 17, by deleting the amount "237,814,100" and inserting in lieu thereof the amount "239,314,100";

Page 55, line 17, by deleting the amount "241,042,200" and inserting in lieu thereof the amount "243,542,200";

Page 58, line 23, by deleting the amount "342,879,100" and inserting in lieu thereof the amount "345,579,100";

Page 58, line 25, by deleting the amount "927,903,300" and inserting in lieu thereof the amount "935,279,300";

Page 58, line 26, by deleting the amount "1,274,032,400" and inserting in lieu thereof the amount "1,284,108,400";

Page 61, line 4, by deleting the amount "89,716,700" and inserting in lieu thereof the amount "95,818,700";

Page 61, line 4, by deleting the amount "96,422,800" and inserting in lieu thereof the amount "104,677,800";

Page 61, line 7, by deleting the amount "157,001,400" and inserting in lieu thereof the amount "163,103,400";

Page 61, line 7, by deleting the amount "166,182,300" and inserting in lieu thereof the amount "174,437,300";

Page 61, line 13, by deleting the amount "104,873,200" and inserting in lieu thereof the amount "107,296,200";

Page 61, line 13, by deleting the amount "112,929,000" and inserting in lieu thereof the amount "116,610,300";

Page 61, line 16, by deleting the amount "187,946,700" and inserting in lieu thereof the amount "190,369,700";

Page 61, line 16, by deleting the amount "194,305,500" and inserting in lieu thereof the amount "197,986,800";

Page 62, line 10, by deleting the amount "15,986,800" and inserting in lieu thereof the amount "16,285,800";

Page 62, line 10, by deleting the amount "17,557,500" and inserting in lieu thereof the amount "18,155,500";

Page 62, line 13, by deleting the amount "36,763,900" and inserting in lieu thereof the amount "37,062,900";

Page 62, line 13, by deleting the amount "38,444,600" and inserting in lieu thereof the amount "39,042,600";

Page 62, line 15, by deleting the amount "5,518,800" and inserting in lieu thereof the amount "5,817,800";

Page 62, line 15, by deleting the amount "5,735,300" and insertingin lieu thereof the amount "6,333,300";

Page 62, after line 21 and before line 22, by adding the following:

"Any project which is specifically funded in the Cabinet for Human Resources as authorized in this Act shall be exempted from the provisions of KRS 216B.010 - 216B.131. Nothing in this Act shall be deemed to exempt any such facility from any licensure provisions.

Page 62, line 24, by deleting the amount "708,196,700" and inserting in lieu thereof the amount "718,520,700";

Page 62, line 24, by deleting the amount "768,149,600" and inserting in lieu thereof the amount "785,883,900";

Page 62, line 26, by deleting the amount "1,720,469,100" and inserting in lieu thereof the amount "1,727,845,100";

Page 63, line 1, by deleting the amount "2,377,688,100" and inserting in lieu thereof the amount "2,388,012,100";

Page 63, line 1, by deleting the amount "2,592,785,800" and inserting in lieu thereof the amount "2,617,896,100";

Page 63, line 25, by deleting the amount "716,725,200" and inserting in lieu thereof the amount "727,049,200";

Page 63, line 25, by deleting the amount "777,001,400" and inserting in lieu thereof the amount "794,735,700";

Page 64, line 1, by deleting the amount "1,723,840,600" and inserting in lieu thereof the amount "1,731,216,600";

Page 64, line 2, by deleting the amount "2,390,440,300" and inserting in lieu thereof the amount "2,400,764,300";

Page 64, line 2, by deleting the amount "2,605,852,100" and inserting in lieu thereof the amount "2,630,962,400";

Page 64, line 7, by deleting the amount "70,212,800" and inserting in lieu thereof the amount "73,412,800";

Page 64, line 7, by deleting the amount "72,322,400" and inserting in lieu thereof the amount "75,622,400";

Page 64, line 10, by deleting the amount "79,700,000" and inserting in lieu thereof the amount "82,900,000";

Page 64, line 10, by deleting the amount "82,033,400" and inserting in lieu thereof the amount "85,333,400";

Page 66, line 14, by deleting the amount "72,830,300" and inserting in lieu thereof the amount "76,030,300";

Page 66, line 14, by deleting the amount "75,053,300" and inserting in lieu thereof the amount "78,353,300";

Page 66, line 17, by deleting the amount "107,321,800" and inserting in lieu thereof the amount "110,521,800";

Page 66, line 17, by deleting the amount "111,062,100" and inserting in lieu thereof the amount "114,362,100";

Page 67, line 2, by inserting the amount "99,793,200" for fiscal year 1990-91 and deleting the amount "99,757,500" for fiscal year 1990-91;

Page 67, line 2, by inserting the amount "108,048,300" for fiscal year 1991-92 and deleting the amount "107,909,700" for fiscalyear 1991-92;

Page 67, line 4, by inserting the amount "105,859,500" for fiscal year 1990-91 and deleting the amount "105,823,800" for fiscal year 1990-91;

Page 67, line 4, by inserting the amount "114,462,200" for fiscal year 1991-92 and deleting the amount "114,323,600" for fiscal year 1991-92;

Page 67, line 7, by inserting the amount "6,541,300" for fiscal year 1990-91 and deleting the amount "6,946,700" for fiscal year 1990-91;

Page 67, line 7, by inserting the amount "6,734,500" for fiscal year 1991-92 and deleting the amount "7,113,800" for fiscal year 1991-92;

Page 68, line 12, by inserting the amount "108,640,900" for fiscal year 1990-91 and deleting the amount "109,010,600" for fiscal year 1990-91;

Page 68, line 12, by inserting the amount "117,168,000" for fiscal year 1991-92 and deleting the amount "117,408,700" for fiscal year 1991-92;

Page 68, line 14, by inserting the amount "115,373,600" for fiscal year 1990-91 and deleting the amount "115,743,300" for fiscal year 1990-91;

Page 68, line 14, by inserting the amount "124,267,900" for fiscal year 1991-92 and deleting the amount "124,508,600" for fiscal year 1991-92;

Page 70, line 22, by inserting the total line " " for 1991-92;

Page 73, line 2, by deleting the amount "104,800";

Page 73, line 2, by deleting the amount “781,800” and inserting in lieu thereof the amount “600,900”;

Page 73, line 2, by deleting the amount “806,200” and inserting in lieu thereof the amount “618,900”;

Page 73, line 4, by deleting the amount “1,937,500” and inserting in lieu thereof the amount “1,756,600”;

Page 73, line 4, by deleting the amount “1,973,700” and inserting in lieu thereof the amount “1,786,400”;

Page 73, line 4, by deleting the amount “104,800”’

Page 73, line 7, by deleting the amount “7,936,800” and inserting in lieu thereof the amount “8,145,800”;

Page 73, line 7, by deleting the amount “8,466,100” and inserting in lieu thereof the amount “8,402,100”;

Page 73, line 10, by deleting the amount “9,309,000” and inserting in lieu thereof the amount “9,518,000”;

Page 73, line 10, by deleting the amount “9,932,600” and inserting in lieu thereof the amount “9,868,600”;

Page 73, line 13, by deleting the amount “9,597,900” and inserting in lieu thereof the amount “9,870,200”;

Page 73, line 13, by deleting the amount “10,007,800” and inserting in lieu thereof the amount “10,293,200”;

Page 73, line 16, by deleting the amount “10,778,600” and inserting in lieu thereof the amount “11,050,900”;

Page 73, line 16, by deleting the amount “11,091,400” and inserting in lieu thereof the amount “11,376,800”;

Page 73, line 25, by deleting the amount “3,681,100” and inserting in lieu thereof the amount “681,100”;

Page 73, line 25, by deleting the amount “3,759,400” and inserting in lieu thereof the amount “559,400”;

Page 74, line 22, by deleting the amount “104,800”;

Page 74, line 22, by deleting the amount “33,171,100” and inserting in lieu thereof the amount “30,471,500”;

Page 74, line 22, by deleting the amount “35,784,700” and inserting in lieu thereof the amount “32,618,800”;

Page 74, line 25, by deleting the amount “104,800”;

Page 74, line 25, by deleting the amount “75,736,900” and inserting in lieu thereof the amount “73,037,300”;

Page 74, line 25, by deleting the amount “78,148,300” and inserting in lieu thereof the amount “74,982,400”;

Page 75, line 9, by deleting the amount “18,858,400” and inserting in lieu thereof the amount “16,858,400”;

Page 75, line 9, by deleting the amount “17,661,200” and inserting in lieu thereof the amount “19,661,200”;

Page 75, line 11, by deleting the amount “20,813,000” and inserting in lieu thereof the amount “18,813,300”;

Page 75, line 11, by deleting the amount “19,616,400” and inserting in lieu thereof the amount “21,616,400”;

Page 75, line 25, by deleting the amount “20,030,200” and inserting in lieu thereof the amount “20,230,200”;

Page 75, line 25, by deleting the amount “20,483,900” and inserting in lieu thereof the amount “20,533,900”;

Page 76, line 2, by deleting the amount “21,269,800” and inserting in lieu thereof the amount “21,469,800”;

Page 76, line 2, by deleting the amount “21,748,900” and inserting in lieu thereof the amount “21,798,900”;

Page 76, line 5, by deleting the amount “1,102,200” and inserting in lieu thereof the amount “1,336,200”;

Page 76, line 5, by deleting the amount “5,291,100” and inserting in lieu thereof the amount “5,515,100”;

Page 76, line 5, by deleting the amount “5,386,300” and inserting in lieu thereof the amount “5,641,800”;

Page 76, line 7, by deleting the amount “1,102,200” and inserting in lieu thereof the amount “1,336,200”;

Page 76, line 7, by deleting the amount “5,522,600” and inserting in lieu thereof the amount “5,746,600”;

Page 76, line 7, by deleting the amount “5,621,500” and inserting in lieu thereof the amount “5,877,000”;

Page 76, line 11, by deleting the amount “110,309,600” and inserting in lieu thereof the amount “109,939,900”;

Page 76, line 11, by deleting the amount "118,860,900" and inserting in lieu thereof the amount "118,620,200";

Page 76, line 12, by deleting the word, "CABINET";

Page 76, line 14, by deleting the amount "1,102,200" and inserting in lieu thereof the amount "1,336,200";

Page 76, line 14, by deleting the amount "58,440,500" and inserting in lieu thereof the amount "58,864,500";

Page 76, line 14, by deleting the amount "58,376,500" and inserting in lieu thereof the amount "60,682,000";

Page 76, line 15, by deleting the amount "113,558,300" and inserting in lieu thereof the amount "113,188,600";

Page 76, line 15, by deleting the amount "122,194,900" and inserting in lieu thereof the amount "121,954,200";

Page 76, line 17, by deleting the amount "1,102,200" and inserting in lieu thereof the amount "1,336,200";

Page 76, line 17, by deleting the amount "172,175,800" and inserting in lieu thereof the amount "170,230,100";

Page 76, line 17, by deleting the amount "180,748,400" and inserting in lieu thereof the amount "182,813,200";

Page 76, line 21, by deleting the amount "770,000" and inserting in lieu thereof the amount "935,000";

Page 76, line 21, by deleting the amount "799,100" and inserting in lieu thereof the amount "814,100";

Page 77, line 10, by deleting the amount "6,662,500" and inserting in lieu thereof the amount "6,602,500";

Page 77, line 10, by deleting the amount "7,284,300" and inserting in lieu thereof the amount "7,224,300";

Page 77, line 13, by deleting the amount "20,465,200" and inserting in lieu thereof the amount "20,548,500";

Page 77, line 13, by deleting the amount "25,866,600" and inserting in lieu thereof the amount "27,018,400";

Page 77, line 15, by deleting the amount "56,016,900" and inserting in lieu thereof the amount "56,100,300";

Page 77, line 15, by deleting the amount "60,329,700" and inserting in lieu thereof the amount "61,481,500";

Page 77, line 17, by deleting the amount "1,555,500" and inserting in lieu thereof the amount "1,638,800";

Page 77, line 17, by deleting the amount "3,471,300" and inserting in lieu thereof the amount "4,623,100";

Page 77, line 22, by deleting the amount "1,953,400" and inserting in lieu thereof the amount "2,043,100";

Page 77, line 22, by deleting the amount "2,180,200" and inserting in lieu thereof the amount "2,267,400";

Page 77, line 24, by deleting the amount "5,477,200" and inserting in lieu thereof the amount "5,566,900";

Page 77, line 24, by deleting the amount "5,635,700" and inserting in lieu thereof the amount "5,722,900";

Page 78, line 19, by deleting the amount "38,018,400" and inserting in lieu thereof the amount "38,296,400";

Page 78, line 19, by deleting the amount "44,339,500" and inserting in lieu thereof the amount "45,533,500";

Page 78, line 21, by deleting the amount "110,100,700" and inserting in lieu thereof the amount "110,378,700";

Page 78, line 21, by deleting the amount "116,316,500" and inserting in lieu thereof the amount "117,510,500";

Page 79, after line 18 and before line 19, by adding the following:

"Included within the above General Fund appropriation is $7,200 in fiscal year 1990-91 and $7,200 in fiscal year 1991-92 to provide each Railroad Commissioner $200 a month expense allowance. This expense allowance shall be in lieu of any salary.

The above General Fund appropriations to the Kentucky Railroad Commission shall sunset on January 5, 1992. Any of the above General Fund, which remain unexpended at January 5, 1992 shall lapse to the credit of the General Fund."

Page 80, line 4, by inserting the amount "20,190,000" for fiscal year 1990-91 and deleting the amount "18,720,600" for fiscal year 1990-91;

Page 80, line 4, by inserting the amount "20,810,500" for fiscal year 1991-92 and deleting the amount "19,267,400" for fiscal year 1991-92;

Page 80, line 5, by inserting the amount "23,047,700" for fiscal year 1990-91 and deleting the amount "21,578,300" for fiscal year 1990-91;

Page 80, line 5, by inserting the amount "23,767,600" for fiscal year 1991-92 and deleting the amount "22,224,500" for fiscal year 1991-92;

Page 86, line 5, by inserting the amount "836,076,800" for fiscal year 1990-91 and and deleting the amount "834,607,400" for fiscalyear 1990-91;

Page 86, line 5, by inserting the amount "838,282,000" for fiscal year 1991-92 and deleting the amount "836,738,900" for fiscal year 1991-92;

Page 86, line 7, by inserting the amount "1,277,267,600" for fiscal year 1990-91 and deleting the amount "1,275,798,200" for fiscal year 1991-92;

Page 86, line 7, by inserting the amount "1,200,723,000" for fiscal year 1990-91 and deleting the amount "1,199,179,900" for fiscal year 1991-92;

Page 86, line 20, after "Fund", by adding the following:

", Federal Funds and Restricted Funds";

Page 86, after line 21 and before line 22, by adding the following:

"These transfers shall be limited to the following budget units within the Cabinet for Workforce Development: Department for theBlind, Vocational Rehabilitation, Internal Administration, Adult Basic Education and Adult Vocational Technical Education.";

Page 88, line 26, by deleting the amount "9,741,300" and inserting in lieu thereof the amount "10,291,100";

Page 88, line 26, by deleting the amount "11,266,600" and inserting in lieu thereof the amount "12,910,100";

Page 89, line 3, by deleting the amount "10,774,100" and inserting in lieu thereof the amount "11,323,900";

Page 89, line 3, by deleting the amount "12,341,900" and inserting in lieu thereof the amount "13,985,400";

Page 89, line 23, by deleting the amount "75,805,000" and inserting in lieu thereof the amount "76,354,800";

Page 89, line 23, by deleting the amount "80,594,100" and inserting in lieu thereof the amount "82,237,600";

Page 89, line 26, by deleting the amount "170,440,200" and inserting in lieu thereof the amount "170,990,000";

Page 89, line 26, by deleting the amount "177,442,400" and inserting in lieu thereof the amount "179,085,900";

Page 90, line 4, by deleting the amount "79,643,700" and inserting in lieu thereof the amount "79,772,900";

Page 90, line 4, by deleting the amount "4,037,565,000" and inserting in lieu thereof the amount "4,134,392,600";

Page 90, line 4, by deleting the amount "4,405,817,800" and inserting in lieu thereof the amount "4,519,237,600";

Page 90, line 5, by deleting the amount "42,308,300" and inserting in lieu thereof the amount "32,129,600";

Page 90, line 5, by deleting the amount "1,315,718,200" and inserting in lieu thereof the amount "1,311,678,300";

Page 90, line 5, by deleting the amount "1,392,661,000" and inserting in lieu thereof the amount "1,388,527,300";

Page 90, line 6, by deleting the amount "2,433,834,700" and inserting in lieu thereof the amount "2,441,210,700";

Page 90, line 7, by deleting the amount "834,607,400" and inserting in lieu thereof the amount "836,076,800";

Page 90, line 7, by deleting the amount "836,738,900" and inserting in lieu thereof the amount "838,282,000";

Page 90, line 9, by deleting the amount "198,299,900" and inserting in lieu thereof the amount "188,250,400";

Page 90, line 9, by deleting the amount "8,688,617,200" and inserting in lieu thereof the amount "8,782,874,300";

Page 90, line 9, by deleting the amount "9,219,377,500" and inserting in lieu thereof the amount "9,337,582,700";

Page 90, line 12, by deleting the amount "5,234,900" and inserting in lieu thereof the amount "6,242,000";

Page 90, line 12, by deleting the amount "2,575,700" and inserting in lieu thereof the amount "1,240,300";

Page 90, line 14, by deleting the amount "13,283,400" and inserting in lieu thereof the amount "14,290,500";

Page 90, line 14, by deleting the amount "12,792,500" and inserting in lieu thereof the amount "11,457,100";

Page 90, line 17, by deleting the amount "50,000,000";

Page 90, line 21, by deleting the amount "79,805,700" and inserting in lieu thereof the amount "79,934,900";

Page 90, line 21, by deleting the amount "4,082,799,900" and inserting in lieu thereof the amount "4,134,392,600";

Page 90, line 21, by deleting the amount "4,458,393,500" and inserting in lieu thereof the amount "4,520,477,900";

Page 90, line 22, by deleting the amount "42,308,300" and inserting in lieu thereof the amount "32,129,600";

Page 90, line 22, by deleting the amount "1,315,718,200" and inserting in lieu thereof the amount "1,311,678,300";

Page 90, line 22, by deleting the amount "1,392,661,000" and inserting in lieu thereof the amount "1,388,527,300";

Page 90, line 23, by deleting the amount "2,433,834,700" and inserting in lieu thereof the amount "2,441,210,700";

Page 90, line 24, by deleting the amount "842,655,900" and inserting in lieu thereof the amount "844,125,300";

Page 90, line 24, by deleting the amount "846,955,700" and inserting in lieu thereof the amount "848,498,800";

Page 90, line 26, by deleting the amount "198,461,900" and inserting in lieu thereof the amount "188,412,400";

Page 90, line 26, by deleting the amount "8,741,900,600" and inserting in lieu thereof the amount "8,790,922,800";

Page 90, line 26, by deleting the amount "9,282,170,000" and inserting in lieu thereof the amount "9,349,039,800";

Page 93, line 23, by deleting the amount "24,575,000" and inserting in lieu thereof the amount "24,020,000";

Page 93, after line 23 and before line 24, by adding the following, with the figure appearing in fiscal year 1990-91:

"Investment Income	555,000";

Page 95, line 2, by deleting the amount "100,000" and inserting in lieu thereof the amount "285,000";

Page 95, after line 5 and before line 6, by adding the following, with the figure appearing in fiscal year 1990-91:

"g. Star Theatre - Russell Springs

Bond Fund	150,000";

Page 96, line 6, by deleting the word, "General", and inserting in lieu thereof: "Bond Fund";

Page 99, line 16, by inserting the amount "50,000,000*" for fiscal year 1990-91 and deleting the amount "20,000,000" for fiscal year 1990-91;

Page 99, after line 16 and before line 17, by adding the following:

"*Project authorization in the first year but bond sale for $30 million not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.";

Page 103, line 5, by deleting the words, "restricted funds", and inserting in lieu thereof: "Restricted Funds";

Page 104, line 1, by deleting the words, "Federal Funds" and inserting in lieu thereof:

"General Fund 500,000";

Page 104, after line 2 and before line 3, by adding the following:

"Restricted Funds 454,000

General Fund ***454,000***

Total 908,000";

Page 104, by deleting line 3 in its entirety;

Page 104, after line 5 and before line 6, by adding the following:

"f. Chandler and Kentucky Halls' roofs

General Fund 112,000";

Page 104, line 26, by deleting the word, "restricted", and inserting in lieu thereof: "Restricted";

Page 105, line 1, by deleting the word, "funds", and inserting in lieu thereof: "Funds";

Page 105, by deleting lines 17 and 18 in their entirety;

Page 106, line 12, by deleting the word, "agency", and inserting in lieu thereof: "Restricted";

Page 106, line 13, by deleting the word, "funds", and inserting in lieu thereof: "Funds";

Page 106, line 15, by deleting the word, "agency", and inserting in lieu thereof: "Restricted";

Page 106, line 16, by deleting the word, "funds", and inserting in lieu thereof: "Funds";

Page 108, after line 10 and before line 11, by adding the following:

"Bond Fund 475,000*

Restricted Funds ***475,000***

Total 950,000";

Page 108, by deleting line 11 in its entirety;

Page 114, after line 13 and before line 14, by adding the following:

"nnn. Animal Diagnostic Facility

Bond Fund 3,815,000*";

Page 117, after line 26, by adding the following:

"L. Hazard Community College Academic technical building

Bond Fund 3,000,000*;

M. Lexington Community College Academic technical building

Bond Fund 4,800,000*

N. Southeast Community College Bell County Facility

Bond Fund 9,891,400*

O. Jefferson Community College-SW Academic Building

Bond Fund 3,000,000*";

Page 118, after line 14 and before line 15, by adding the following, with the figure appearing in fiscal year 1990-91:

"Bond Fund 4,100,000*

Restricted Fund	4,100,000
Total	8,200,000

Page 118, by deleting line 15 in its entirety;

Page 120, line 2, by deleting the amount "476,000" and inserting in lieu thereof the amount "476,000*";

Page 120, line 2, by deleting the word, "Restricted", and inserting in lieu thereof: "Bond";

Page 122, after line 10 and before line 11, by adding the following:

"13. Morehead State University

Funding for the following Morehead State University equipment purchases will be from bond funds with Debt Service supported from the General Fund.

a. Microcomputers/LANS	500,000*
b. Ultracentrifuges with Accessories	50,000*
c. Computerized Numerical Control Lathe	9,000*
d. CAD/CAM Upgrade of Software	3,500*
e. Upgrade Organic Chemistry Sample Prep Equipment	50,000*
f. Gas Chromatograph/Mass Spectrometer	10,500*
g. Scanning Electron Microscope	10,000*
h. Microprocessor Instructional Training Equipment	55,000*
i. Microscope Upgrade (Science Labs)	32,800*
j. Instructional Stations Business and Economics	50,000*
k. Mass Spectrometers	60,000*
l. Concert Grand Piano	20,000*
m. Electronic Organ	
n. Academic Computer System Upgrade	200,000*
o. Electronic/Recording Lab	15,000*
p. Video/Communication System	60,900*
q. Image Search LAN	95,000*
r. TV Production Studio	150,000*
s. TV Production Satellite Uplink	298,000*
t. Growth Chambers	80,000*
u. Limnology Research Vessel	65,000*
v. Walk-In Incubators	70,000*
w. Biological Cabinets	54,000*
x. Glassware Washer	60,000*

*Project authorization in first year but Bond sale not allowed until after January 1, 1991, due to timing of debt service payment and related General Fund appropriation.

Funding for the following Morehead State University equipment purchases will be from Restricted Funds.

y. Campus Telecommunication/Data Networking Project (1989-90, $92,000)	550,000	550,000

z. Administrative Computer Equipment	200,000
aa. Two Color Printing Press	180,000
bb. Bulldozer/Loader	30,000
cc. WMKY Antenna Upgrade	61,900
dd. Diod Array/Liquid Chromatography Detectors	50,000
ee. Material Testing Units	80,000
ff. Fourier Transform Infared Spectofturometer	50,000
gg. Liquid Scintillation Count	50,000
hh. Induc Coupled Plasma Atomic Emission Spectrophotometer	50,000
ii. Artistic Design Laboratory	60,000
jj. Communicator Network Controller/Server	300,000";

Page 122, by deleting lines 11 through 26 in their entirety;

Page 123, by deleting lines 1 through 26 in their entirety;

Page 124, by deleting lines 1 through 26 in their entirety;

Page 125, by deleting lines 1 through 2 in their entirety;

Page 139, line 5, by deleting the amount "550,000" in fiscal year 1990-91 and inserting in lieu thereof the amount "400,000" in fiscal year 1990-91;

Page 139, line 5, by deleting the amount "550,000" in fiscal year 1991-92 and inserting in lieu thereof the amount "400,000" in fiscal year 1991-92;

Page 140, line 9, by deleting the amount "100,000" and inserting in lieu thereof the amount "150,000";

Page 141, line 19, by deleting the amount "120,000" and inserting in lieu thereof the amount "150,000";

Page 145, line 16, by inserting the amount "6,750,000" for fiscal year 1990-91 and deleting the amount "1,250,000" for fiscal year 1990-91;

Page 148, after line 20 and before line 21, by adding the following in fiscal year 1990-91:

"f. Henderson Post

General Fund 950,000

2. Criminal Justice Training";

Page 148, line 21, by deleting the letter, "f", and inserting in lieu thereof: "a";

Page 150, line 2, by deleting the words, "Waste Management Authority Revolving Loan Fund", and inserting in lieu thereof: "Solid Waste Revolving Loan and Grant Fund";

Page 154, after line 5 and before line 6, by adding the following:

"aa. Carr Fork Lake - Infrastructure, Design and Lodge Construction

Bond Fund 1,500,000 3,000,000

bb. Green River Infrastructure Development

Bond Fund 1,000,000

cc. Dale Hollow Infrastructure, Design and Lodge Construction

Bond Fund 6,500,000

dd. Pine Mountain Meeting Facility

ee. Lincoln Homestead camping sites and golf course improvement

General Fund 700,000";

Page 158, line 15, by deleting the words, "General Fund", and inserting in lieu thereof: "Bond Fund";

Page 158, line 17, by deleting the words, "General Fund", and inserting in lieu thereof: "Bond Fund";

Page 158, by deleting lines 18 and 19 in their entirety;

Page 158, after line 19 and before line 20, by adding the following:

"11. Technology Expansion Bowling Green SVTS

Bond Fund 4,914,200

12. Diesel & Industrial Technology Mayo SVTS

Bond Fund 4,664,200

13. New Hi-Tech Center Anderson County

Bond Fund 4,850,000

14. Technology Annex Hazard SVTS

Bond Fund 4,972,300";

and by renumbering to conform;

Page 169, line 5, after "memorandum.", by adding the following:

"The provisions of KRS 56.870(1) shall not be applicable to the financing of any project in any case where the project for which financing is proposed is certified by the Governor to be of such type as to independently produce revenue sufficient to fully meet debt service, issuance costs, reserve fund requirements, insurance premiums and any other expenditures necessary for financing so that no appropriation of state funds will be required. Repayments of revolving funds established with bond issues for which debt service, issuance costs, reserve fund requirements, insurance premiums or any other expenditures associated with the issuance of such bonds is appropriated by the General Assembly shall not be deemed independently produced revenue. Such certification shall be made in writing by the Secretary of the Finance and Administration Cabinet to the statutory head of the issuing agency or authority with a copy to the Governor and the Legislative Research Commission."

Page 177, line 7, by deleting the amount "$49,985,500";

Page 178, line 4, by deleting the amount "16,500,000" and inserting in lieu thereof the amount "13,500,000";

Page 178, after line 25, by adding the following:

"Effective September 1 of the applicable fiscal year,the Salary Equity award to each eligible employee shall be disbursed by payroll period in one-twenty-fourth installment for the duration of active employment. Salary equity funds shall not be in addition to the appropriation provided to specified budget units for salary upgrades for any employees in the operating budget. To the extent specified salary upgrades result in a lesser amount than that to which the employee's job class is entitled under this provision, salary equity funds may be used to supplement the upgrade moneys for such employees within the above fixed award amounts.

This provision shall not limit the power of the Commissioner of Personnel to effect a general grade change in the classified employee salary schedule or to increase the entry level salary for new employees in the itemized job classes. If the classified and unclassified employee salary schedule should be upgraded for those job classes which are excluded from the salary equity fund support, then agencies are authorized to use available appropriated resources from any fund source to grant a fixed percentage increment for the employees in the affected job class with the approval of the State Budget Director.

Page 178, after line 25 and before line 26, by adding the following:

"21. It is the intent of the General Assembly that until the employment of the first Commissioner of Education as established under House Bill 940 all appropriations for fiscal year 1990-91 related to the education equity and reform program established pursuant to House Bill 940 including, but not limited to, the following Department of Education budget units in this Act: School Foundation Program; Power Equalization; Instruction; Executive Policy and Management; Escrow Accounts; and School Equity and Reform Initiatives, shall be administered by the State Budget Director of the Governor's Office for Policy and Management for the purpose of providing policy direction. All such policy direction and all decisions related to the execution of the appropriations for fiscal year 1990-91 referred herein above shall be communicated to the Legislative Research Commission's Office of Education Accountability. Moreover, it is the intent of the General Assembly that the Kentucky Revised Statutes Chapters 156, 157, 158 and 163 to the contrary notwithstanding, all personnel and resources within the Department of Education identified by the State Budget Director as being necessary to assist in carrying out the provisions of this section shall be made available to the Governor's Office for Policy and Management by the Superintendent of Public Instruction. The purpose of this provision is to provide policy transition for the purpose of implementing the SEEK Program and other financial distribution formulae and approaches as established under House Bill 940. This authority shall continue only until such time as the first Commissioner of Education is employed by the State Board for Elementary and Secondary Education."

Page 180, line 20, by deleting the amount "4,127,563,500" and inserting in lieu thereof the amount "4,365,863,800";

Page 180, line 20, by deleting the amount "4,390,840,200" and inserting in lieu thereof the amount "4,525,840,300";

The Senate Amendment No. 2 to **HB 799** is as follows:

Amend printed copy of **HB 799/GA** on page 178, after line 25 and before line 26, by adding the following:

"21. Prior to the issuance of the revenue bonds or notes authorized by this Act, the agency authorized to issue the bonds or notes shall furnish to the Capital Projects and Bond Oversight Committee and the Interim Joint Committee on Appropriations and Revenue, and make available to the public, a listing of all costs associated, either directly or indirectly, with the issuance of the revenue bonds or notes. The costs shall be itemized as to amount and name of payee, and shall include fees or commissions paid to, or anticipated to be paid to, issuers, underwriters, placement agents and advisors, financial advisors, remarketing agents, credit enhancers, trustees, accountants, and the counsel of all such persons, bond counsel and special tax counsel, and shall include the economic benefits received or anticipated to be received by any other persons from any source in return for services performed relating to the issuance of the bonds or notes. Changes in amounts or names of payees of recipients, or additions of amounts or names of payees or recipients, to the listing furnished and made available pursuant to this section, shall be furnished to the Capital Projects and Bond Oversight Committee and the Interim Joint Committee on Appropriations and Revenue and made available to the public within three (3) days following the change.

The costs required to be furnished under the provisions of this section shall not include the payment of wages or expenses to full-time, permanent employees of the Commonwealth of Kentucky."

Representative Clarke moved that the House refuse to concur in Senate Amendment No. 1 to **HB 799**. Agreed.

HB 940, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 940** is as follows:

Amend printed copy of **HB 940** on page 6, line 17 beginning with the word "***In***" delete the line in its entirety;

On page 6, delete lines 18 through 21 in their entirety; and

On page 7, delete lines 13 through 18 in their entirety.

On page 11, line 9, after the word "***subsection***" by adding the following: "***or no later than thirty (30) days before the start of the next school year whichever is later***".

On page 35, line 11, place brackets around "sixty-five thousand (65,000)" and strikethrough;

On page 35, line 11, after "of" insert "***twenty thousand (20,000)***"; and

On page 35, line 23, delete "***sixty-five thousand (65,000)***" and insert "***twenty thousand (20,000)***". On page 36, line 23, by deleting "***classroom teacher***" and inserting in lieu thereof "***person***";

On page 36, line 25, after "***state***" by inserting "***with the exception of principals, assistant principals, and head teachers***";

On page 37, line 2, after "***district***" by inserting the following:

"which shall include but not be limited to a description of how the district's policies, including those developed pursuant to KRS 160.340, have been amended to allow the professional staff members of a school to be involved in the decision making process as they work to meet educational goals established in Sections 2 and 3 of this Act";

On page 37, line 3, after "***shall***" by inserting "***also***" and by deleting "***provisions***";

On page 37, line 10, by deleting everything after the "." and by deleting everything on lines 11 and 12;

On page 37, by deleting everything on lines 13 through 25 and by inserting in lieu thereof the following:

"***(b) The teacher representatives shall be elected for one (1) year terms by a majority of the teachers. The parent representatives shall be selected for one (1) year terms according to the procedures adopted by the board. The principal or head teacher shall be the chair of the school council.***

(c) The school council shall have the responsibility to set school policy which shall provide an environment to enhance the students' achievement and help the school meet the goals established by Sections 2 and 3 of this Act. The principal or head teacher shall be the primary administrator and the instructional leader of the school, and with the assistance of the total school staff shall administer the policies established by the school council and the local board."

And by renumbering the following subsections to conform;

On page 38, line 1, by deleting "***process***";

On page 38, line 4, by deleting "***or***" and by inserting in lieu thereof "***and***";

On page 38, line 6, by deleting "***school***";

On page 38, line 16, before the first "***The***" on the line by inserting "***After receiving notification of the funds available for the school from the local board,***";

On page 38, line 19, after the "." by inserting the following: "***The council may make personnel decisions on vacancies occurring after the school council is formed but shall not have the authority to recommend transfers or dismissals.***";

On page 39, line 24, after "." by inserting "***The superintendent shall provide additional applicants upon request.***";

On page 40, line 10, between "***and***" and "***year***" by inserting "***school calendar***";

On page 39, lines 25 and 26, delete "***have the authority to act***" and insert "***adopt a policy to be implemented by the principal***". On page 36, line 11, by deleting "***1992-93***" and inserting in lieu thereof "***1991-92***";

On page 101, line 22, after the "." by inserting the following:

"A school district cooperative or consortia formed under the Interlocal Cooperation Act, KRS 65.210 to 65.300, may contract with the Department of Education to serve the role and function of the regional service center for the area in which the cooperative is based. The department may contract directly with a school district cooperative or consortia for services or assistance to accomplish goals and duties of the commissioner of education and the department as established under this Act."

On page 37, between lines 25 and 26 by inserting the following:

"***(c) The parent members shall be elected by the parent members of the parent teacher organization of the school or, if none exists, the largest organization of parents formed for this purpose.***";

Reletter subsequent paragraphs accordingly;

On page 41, by deleting lines 14 and 15 in their entirety; and

Reletter subsequent paragraphs accordingly.

On page 38, line 19, after "***school.***" by deleting the remaining new material on the line;

On page 38, by deleting lines 20 through 26 in their entirety; and

On page 39, by deleting lines 1 through 5 in their entirety.

On page 40, line 3, after "***appraisal***" by inserting "***within the local school board's policy***".

On page 41, between lines 24 and 25, by adding the following:

"***(j) A process for appealing a decision made by a school council.***".

On page 43, line 1, after the "." by inserting the following:

"***Notwithstanding the provisions of this section, a local school district shall not be required to implement school-based decision making if the local school district contains only one (1) school.***"

On page 43, line 7 after "***(7)***" insert the following:

"***A school that chooses to have school-based decision making but would like to be exempt from the administrative structure set forth by this section may develop a model for implementing school-based decision making including, but not limited to, a description of the membership, organization, duties and responsibilities of a school council. The school shall submit the model through the local board of education to the chief state school officer and the State Board for Elementary and Secondary Education for approval. The application for approval of the model shall show evidence that it has been developed by representatives of the parents, students, certified personnel and the administrators of the school and that two-thirds (2/3) of the faculty have agreed to the model.***

(8)"; and

On page 43, line 18 delete "***(8)***" and insert "***(9)***" in lieu thereof. On page 43, by deleting lines 7 through 17 in their entirety and inserting in lieu thereof the following:

"***(7) The State Board for Elementary and Secondary Education, upon recommendation of the chief state school officer, shall adopt by administrative regulation a formula by which school district funds shall be allocated to each school council.***"

On page 45, line 22, after "***failure.***" by adding the following:

"***Any school district which can show a lack of facilities to comply with this section may apply for an exemption to delay implementation until 1991-92.***".

On page 45, line 19 delete "***provide***" and insert in lieu thereof "***assure that***" ;

On page 45, line 20 delete "***to meet the education and related needs***" and insert in lieu thereof "***is provided for***";

On page 45, line 21 delete "***of***";

On page 46, lines 19 and 20 delete "***and Head Start Programs***";

On page 46, lines 22 delete "***and Head Start Programs***";

On page 46, line 26 delete "***Head Start***"; and

On Page 47, line 1 delete "***Programs***" and insert in lieu thereof "***preschool programs***".

On page 51, line 7 delete "***secretary of the Cabinet for Human Resources***" and insert "***chief state school officer***" in lieu thereof;

On page 51, line 12 delete "***Cabinet for Human Resources***" and insert "***Department of Education***" in lieu thereof;

On page 53, line 17 delete "***Cabinet for Human Resources***" and insert "***State Board for Elementary and Secondary Education***" in lieu thereof;

On page 53, lines 25 and 26 delete "***secretary of the Cabinet for Human Resources***" and insert "***State Board for Elementary and Secondary Education***" in lieu thereof; and

On page 54, line 7 delete "***secretary of the Cabinet for Human Resources***" and insert "***State Board for Elementary and Secondary Education***" in lieu thereof.

On page 51, line 18, by deleting "***adjacent to***" and inserting in lieu thereof "***near***";

On page 52, line 17, by deleting "***adjacent to***" and inserting in lieu thereof "***near***";

On page 80, line 4, by bracketing and striking through "removed" and inserting in lieu thereof "***moved***";

On page 80, line 5, by bracketing and striking through "removed" and inserting in lieu thereof "***moved***".

On page 54, beginning with line 16, delete all new language through line 26 in its entirety;

Delete pages 55, 56, 57, 58, 59, 60, 61, 62, and 63 in their entirety;

On page 64, delete lines 1-25 in their entirety;

On page 54, line 16, insert the following:

"***As used in Sections 19 to 22 of this Act unless the context indicates otherwise:***

(1) "Council" means the Council for Education Technology.

(2) "Technology" includes, but is not limited to, computers, telecommunications, cable television, interactive video, film, low-power television, satellite communications, and microwave communications.

SECTION 20. A NEW SECTION OF KRS CHAPTER 168 IS CREATED TO READ AS FOLLOWS:

The General Assembly of the Commonwealth of Kentucky recognizes that technology plays an important role in enlarging and enriching the school experiences of students and is vital to an efficient system of public schools.

SECTION 21. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

(1) There is hereby established the Council for Education Technology which shall be an advisory group attached to the State Board for Elementary and Secondary Education. The Council shall develop a specific plan for education technology within broad parameters established by the State Board for Elementary and Secondary Education.

(2) The council shall consist of fifteen (15) members who shall be appointed by the Governor, with the consent of the House of Representatives and the Senate. If the General Assembly is not in session at the time of appointment, the consent of the General Assembly shall be obtained during the time the General Assembly next convenes. Members shall be acknowledged leaders in research, technology, economic development, education, business, intergovernmental relations, and the local community. Membership shall not be restricted to Kentucky residents, and every effort shall be made to obtain the services of those whose intelligence and knowledge of education and technology will be of greatest benefit to the Commonwealth. A majority of the membership present at any meeting shall constitute a quorum for the official conduct of business.

(3) Members shall be appointed for four (4) year terms and may be reappointed. Upon the effective date of this Act, the initial members of the board shall be appointed as follows: four (4) members shall be appointed for terms of two (2) years; five (5) members shall be appointed for terms of three (3) years; and six (6) members shall be appointed for terms of four (4) years. Members shall receive no compensation but may be reimbursed for actual and necessary expenses in accordance with state laws and regulations.

(4) Immediately upon receiving notice of the appointment of all members, the chief state school officer shall call an organizational meeting. At this meeting the chief state school officer shall preside as temporary chairman, and the council shall elect from among the members a chairman and any other officers it deems necessary, and define the duties of the officers.

(5) At the organizational meeting, or at any subsequent meeting, the council may elect an executive committee, not fewer than three (3) in number. The council shall define the scope, duties, and powers of the executive committee to transact business between meetings.

(6) Meetings shall be held at least two (2) times per year at a time and place designated by the chairman. The State Board for Elementary and Secondary Education shall provide staff support for the council.

(7) The duties and responsibilities of the council shall include, but not be limited to, the following:

(a) Developing a long range plan for the efficient and equitable use of technology at all levels from primary school through higher education, including vocational and adult education. The plan shall focus on the technology requirements of classroom instruction, instructional management, distance learning, and communications as they relate to the Commonwealth's outcome goals for students as described in Section 3 of this Act;

(b) Creating, overseeing, and monitoring a well planned and efficient statewide network of technology services designed to meet the educational and informational needs of the schools;

(c) Working with private enterprise to encourage the development of technology products specifically designed to answer Kentucky's educational needs;

(d) Encouraging an environment receptive to technological progress in education throughout the Commonwealth;

(e) Recommending a policy governing the granting of right of ways for the laying of fiber optic cable in a manner to insure that all of Kentucky's citizens are served equitably, that the fiber optic system is available for educational technology purposes, and that the private and public sectors are partners in the venture; and

(f) Receiving, holding, investing, and administering all funds received by the council for the purpose of carrying out its duties and responsibilities, as set out in this section. These funds shall be spent with the aim of achieving equality of education throughout the Commonwealth.

SECTION 22. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

(1) By July 1, 1991, the council shall develop recommendations for an initial five (5) year plan for education technology and submit the plan to the Legislative Research Commission for approval. The plan shall outline the Commonwealth's five (5) year activities related to purchasing, developing and using technology to:

(a) Improve learning and teaching and the ability to meet individual students' needs to increase student achievement;

(b) Improve curriculum delivery to help meet the needs for educational equity across the state;

(c) Improve delivery of professional development;

(d) Improve the efficiency and productivity of administrators; and

(e) Encourage development by the private sector and acquisition by districts of technologies and applications appropriate for education.

(2) The five (5) year plan shall cover all aspects of education technology, including but not limited to, its use in educational instruction and administration, video and computer systems, software and hardware, multiple delivery systems for satellite, microwave, cable, instructional television fixed service, fiber optic, and computer connections products, the preparation of school buildings for technological readiness, and the development of staff necessary to implement the plan.

(3) The five (5) year plan shall include specific recommendations to the State Board for Elementary and Secondary Education for the adoption of administrative regulations to establish and implement a uniform and integrated system of standards and guidelines for financial accounting and reporting which shall be used by all school districts. These recommendations may be submitted in advance of the total plan.

(4) The integrated technology based communications system shall provide comprehensive, current, accurate, and accessible information relating to management, finance, operations, instruction, and pupil programs which are under the jurisdiction of the Department of Education. The system shall be operational by October 1, 1991.

(5) To facilitate communication among teachers, parents, students, and prospective employers of students, and to provide access to many vital technological services, the five (5) year plan shall include the installation of a telephone in each classroom.

(6) In designing and implementing the five (5) year plan, the council shall consider seeking the active participation of private organizations whose knowledge and assistance will be useful.

(7) The council shall update as necessary the plan developed under subsection (2) of this section.

(8) The council shall submit its recommendations to the State Board for Elementary and Secondary Education, which shall accept the recommendations, or return them to the council along with suggestions for changes to make the recommendations consistent with the policies of the State Board for Elementary and Secondary Education.

SECTION 23. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

The State Board for Elementary and Secondary Education shall initiate a program to assist and encourage each certified teacher to purchase a computer for his own personal use. The program shall include, but not be limited to, the following:

(1) The State Board for Elementary and Secondary Education shall obtain by competitive bidding or negotiation the lowest possible purchase prices for various personal computers on behalf of all interested teachers.

(2) The State Board for Elementary and Secondary Education shall arrange a suitable training program in the use of these computers with the vendor awarded the contract."; and

Renumber all sections accordingly.

On page 82, line 26, by deleting "***or***";

On page 83, line 1, by inserting a "***,***" after "***law***" and before the word "***shall***" by inserting the following:

"***and regulations promulgated pursuant to Sections 3, 4, 5, 10, and 32 of this Act relating to measurement of performance outcomes and determination of successful schools***";

On page 83, line 1, after the "." by deleting "***A local scool***" and by inserting the following:

"***Any waiver granted under this subsection shall be subject to revocation upon a determination by the State Board for Elementary and Secondary Education that the school holding the waiver has subsequently failed to reach its threshold level as provided for in Section 5 of this Act.***";

On page 83, by deleting lines 2 through 6.

On page 84, line 24, by deleting "***June 30***" and inserting in lieu thereof "***December 31***";

On page 84, line 25, by deleting "***1991***" and inserting in lieu thereof "***1990***";

On page 91, line 20, by deleting everything after "***than***" and inserting in lieu thereof "***December 31, 1990.***";

On page 91, by deleting lines 21 through 25;

On page 92, line 4, be deleting "***June 30***" and inserting in lieu thereof "***December 31***";

On page 92, line 5, by deleting "***1991***" and inserting in lieu thereof "***1990***";

On page 92, line 19, by deleting "***July***" and inserting in lieu thereof "***January***";

On page 94, line 6, by deleting "***employ staff***"; and

On page 94, line 7, by deleting "***during the transition period and may***".

On page 93, line 20, by inserting after the period the words, "***Employees terminated under the provisions of this section shall have the same reemployment rights granted career employees by KRS Chapter 18A, except this section shall not be construed to require reemployment of these employees by the Department of Education.***"

On page 147, line 10, after the word "***least***" by changing "***two hundred (200)***" to "***two hundred fifty (250)***".

On page 178, line 14, after the word "***schools***" by adding "***or school board attorney***";

On page 180, line 8, after "***schools***" by adding "***or school board attorney***".

On page 186, line 25, by changing "***classroom units***" to "***funding***";

On page 187, line 5, by changing "***classroom units***" to "***these funds***".

On page 193, line 7, after "***in***" delete "***the district on the effective date of***"; and

On page 193, line 8, delete "***this Act.***" and insert in lieu thereof the following:

"***any elementary or secondary school in any school district. A superintendent's spouse who is employed under this provision shall not hold a position in which the spouse supervises certified or classified employees. A superintendent's spouse may supervise teacher aides and student teachers.***"

On page 193, line 8, after the "." by inserting the following:

"***However, the superintendent shall not promote his relative who continues employment under an exception of this subsection.***";

On page 193, line 14, after the "." by inserting the following:

"***However, the superintendent shall not promote any relative of a school board member who continues employment under the exception of this subsection.***"

On page 193, by deleting lines 15, 16, and 17 in their entirety and inserting in lieu thereof the following:

"***(g) No principal's relative shall be employed in the principal's school, except a relative who is not the principal's spouse and who was employed in the principal's school during the 1989-90 school year. No spouse of a principal shall be employed in the principal's school, except a principal's spouse who was employed in the principal's school during the 1989-90 school year for whom there is no position for which the spouse is certified to fill in another school operated in the district. The provisions of KRS 161.760 shall not apply to any transfer made in order to comply with the provisions of this paragraph.***"

On page 195, by deleting lines 13 through 26 in their entirety and inserting in lieu thereof the following:

"***(1) No employee of the local school district shall take part in the management or activities of any political campaign for school board.***

(2) No employee of the local school district shall, directly or indirectly, pay or promise to pay an assessment to a school board candidate for political purposes, or solicit or take part in soliciting any political assessment, subscription, contribution, or service. No candidate for school board shall solicit or accept any political assessment, subscription, contribution, or service of any employee of the school district."

On page 196, by deleting lines 1 and 2 in their entirety.

On page 198, line 5, after the word "a", by placing brackets around and striking through "principal,".

On page 221, line 26, by inserting a "." after "***7.110***" and by deleting all new language after "***7.110***" and in lieu thereof inserting the following:

"***The office shall also have access to otherwise confidential records, meetings, and hearings regarding local school district personnel matters. However, the office shall not disclose any information contained in or derived from the records, meetings, and hearings that would enable the discovery of the specific identification of any individual who is the focus or subject of the personnel matter.***

(e) In compliance with KRS 48.800, 48.950, and 48.955, the Finance and Administration Cabinet and the Governor's Office of Policy and Management shall provide to the Office of Education Accountability access to all information and records, other than preliminary work papers, relating to allotment of funds, whether by usual allotment or by other means, to the Department of Education, local school districts, and to other recipients of funds for educational purposes.

(f) Any state agency receiving a complaint or information which if accurate may identify a violation of this Act shall notify the office of the complaint or information.

(g) The Office of Education Accountability may contract for services as approved by the Legislative Research Commission pursuant to KRS 7.090(7)."; and

On page 222, by deleting all of lines 1 and 2.

On page 233, line 24, delete "***During the four (4) year phase-in period,***";

On page 233, line 26, after "***(8%)***" add for "***1990-91 and five percent (5%) in 1991-92***"; and

On page 234, line 1 after "***(25%)***" by adding "***in either year***".

On page 243, by deleting the new material on lines 24 through 26.

On page 258, lines 10 through 26, by deleting all new material;

On page 259, delete all new material;

On page 260, lines 1 through 5, by deleting all new material;

On page 378, by bracketing and striking through all of lines 5 and 6, and inserting the following in lieu thereof:

"***(a) Commit at least an equivalent tax rate of five cents (5) to debt service, new facilities or major renovations of existing school facilities. The five cents (5) shall be in addition to the thirty cents (30) required by KRS 160.470 (12). If the current levy of a district exceeds the required thirty cents (30) and the five***

cents (5), no additional tax shall be required. However, not less than five cents (5) shall be committed under this subsection.";

On page 255, line 6, by adding the following after "section":

"***, less the amount of local tax revenues generated for school purposes, after a deduction for local revenues dedicated to capital construction and debt service, up to a maximum equivalent local rate of thirty cents (30)***".

On page 290, after line 9 insert the following:

"SECTION 118. A NEW SECTION OF KRS CHAPTER 156 IS CREATED TO READ AS FOLLOWS:

The General Assembly directs that appointments made by the appointing authority to every board, commission, council or other type of advisory or decision-making body created or reenacted by the Education Reform Act of 1990 reflect reasonable minority representation of the membership and that active minority participation at every level of implementation be continually encouraged.

Delete Section 464 in its entirety, beginning on page 724, line 13, through page 725, line 21; and

On page 290, between lines 9 and 10, insert the following:

"Section 118. KRS 160.613 is amended to read as follows:

(1) There is hereby authorized a utility gross receipts license tax for schools not to exceed three percent (3%) of the gross receipts derived from the furnishing, within the county, of telephonic and telegraphic communications services, ***cable television services***, electric power, water, and natural, artificial, and mixed gas. "Gross receipts" includes all amounts received in money, credits, property, or other money's worth in any form, as consideration for the furnishing of the above utilities, except that "gross receipts" shall not include amounts received for furnishing energy or energy-producing fuels, used in the course of manufacturing, processing, mining, or refining to the extent that the cost of the energy or energy-producing fuels used exceeds three percent (3%) of the cost of production, and shall not include amounts received for furnishing any of the above utilities which are to be resold.

(2) In the event that any user of electrical energy purchases the electrical energy directly from any supplier who is exempt either by state or federal law from the utility gross receipts license tax under the provisions of subsection (1) of this section, then the consumer, if such tax has been levied in his district, shall be liable for the tax and shall pay directly to the county finance officer, in accordance with the provisions of KRS 160.615, a utility gross receipts license tax for schools computed by multiplying the gross cost of all electrical energy received by the tax rate levied under the provisions of this section.

(3) Gross cost shall be construed in such a way that the consumer shall pay taxes on the same base as that on which a seller who comes within the provisions of subsection (1) of this section is paying."

And by renumbering subsequent sections to conform.

On page 865, below line 9 and before line 10, insert the following:

"SECTION 617. KRS 161.721 IS REPEALED AND REENACTED TO READ AS FOLLOWS:

The superintendent shall be eligible for continuing contract status when he meets all requirements prescribed in KRS 161.720 to 161.810 for continuing contracts for teachers.";

Renumber following sections to conform; and

On page 870, lines 6 to 7, delete lines in their entirety.

On page 876, line 10 delete "***two and one-half***" and delete the brackets and strike-throughs from "***three***"; and

On page 876, line 11 delete "***(2.5%)***" and delete the brackets and strike-throughs from "(3%)".

The Senate Amendment No. 6 to **HB 940** is as follows:

Amend printed copy of **HB 940** on page 276, line 8 by deleting "***1991***" and inserting "***1990***" in lieu thereof;

On page 276, line 13 by deleting "***1992-93***" and inserting "***1990-91***" in lieu thereof;

On page 276, line 14 by deleting "***1991***" and inserting "***1989***"; and

On page 276, line 15 by deleting “***1992-93***” and inserting “***1990-91***” in lieu thereof;

On page 889, delete lines 17-26 in their entirety;

On page 890, delete lines 1-7 and insert in lieu thereof:

“***(f) Include, for taxable years ending before January 1, 1991, all overpayments of federal income tax refunded or credited for taxable years; and***

(g) Deduct, for taxable years ending before January 1, 1991, federal income tax paid for taxable years ending before January 1, 1990;”.

The Senate Floor Amendment No. 7 to **HB 940** is as follows:

Amend printed copy of **HB 940** on page 12, lines 3 to 11, beginning with “On page 51, line 7” and ending with “in lieu thereof; and” by deleting lines in their entirety; and

On page 13, lines 1 to 3 beginning with “On page 54, line 7” and ending with “in lieu thereof.” by deleting lines in their entirety.

The Senate Floor Amendment No. 13 to **HB 940** is as follows:

Amend printed copy of **HB 940** on page 9, line 6, after the “.” by inserting the following:

“***In determining the percentage to be applied to a school for calculation of the rewards for the school's staff, consideration shall be given to the fact that schools already having a high percentage of successful students shall have a lower requirement for a percentage increase in its number of successful students.***”;

On page 9, line 7, by inserting at the beginning of the line “***in connection to his share of the reward***”;

On page 10, line 19, after “***its***” by inserting “***original***”;

On page 14, line 11, after “***significant***” by inserting “***new***”;

On page 17, line 6, before the period by inserting “***pursuant to subsection (1)(g) of Section 5 of this Act***”;

On page 36, line 11, delete “***1992-93***” and insert “***1991-92***” in lieu thereof;

On page 38, line 15, after the period by inserting the following:

“***However, the exceptions to open meetings provided in KRS 61.810 shall apply.***”;

On page 102, line 16 by deleting “***govern***” and inserting “***establish***” in lieu thereof;

On page 102, by deleting all of line 17 and on line 18 by deleting “***examination, and***” and inserting “***the***” in lieu thereof;

On page 103, line 7, by deleting “***National***” and in lieu thereof inserting “***American***”;

On page 178, line 5 after “Section 77.” insert the following: “KRS 160.330 is amended to read as follows:

(1) Each board of education may furnish necessary school supplies free of charge to indigent children in its school district or to such other children as it deems advisable, under such rules and regulations as it may adopt, except that free textbooks must be provided to indigent children as provided in KRS 157.110.

(2) Local school districts shall establish, pursuant to State Board for Elementary and Secondary Education administrative regulations, a process by which to waive fees for pupils who qualify for free and reduced priced lunches, including a process by which such students shall be informed of the fee waiver provisions.”;

On page 704, lines 17 through 24, delete all language; and

Renumber all sections accordingly.

The Senate Floor Amendment No. 14 to **HB 940** is as follows:

Amend printed copy of **HB 940** on pages 37, 38 and 39, by deleting Section 118, which appears on pages 37, 38 and 39, in its entirety, and substituting in its place the following:

“Section 118. A NEW SECTION OF KRS CHAPTER 160 IS CREATED TO READ AS FOLLOWS:

(1) A utility gross receipts license tax initially levied by a school district board of education on or after the effective date of this Act shall be levied on the gross receipts derived from the furnishing of cable television services in addition to the gross receipts derived from the furnishing of the services enumerated in KRS 160.613.

(2) A utility gross receipts license tax initially levied by a school district board of education prior to the effective date of this Act shall be levied on the gross receipts derived from the furnishing of cable television services, in addition to the gross receipts derived from the furnishing of the services enumerated in KRS 160.613, if the school district board of education repeats the notice and hearing requirements of KRS 160.603, but only as to the levy of the tax on the gross receipts derived from the furnishing of cable television services.

The Senate Floor Amendment No. 17 to **HB 940** is as follows:

Amend printed copy of **HB 940** on page 36, lines 2 and 3, by deleting "***after a deduction for local revenues dedicated to capital construction and debt service,***";

And on page 36, line 4, after "***(30)***" by adding "***as defined by KRS 157.615(5)***"

The Senate Floor Amendment No. 18 to **HB 940** is as follows:

Amend printed copy of GA copy of **HB 940** on page 376, line 25, after "***KRS 160.470***" add the following:

"***. The amount of income from any voted building tax shall be included in computing the equivalent tax rate***"

The Senate Floor Amendment No. 19 to **HB 940** is as follows:

Amend printed copy of SCA 1 to GA Copy of **HB 940** on page 4, line 3, by deleting "***according***" and inserting in lieu thereof a ".";

On page 4, line 4, by deleting "***to the procedures adopted by the board***" and inserting in lieu thereof "***The parent members shall be elected by the parent members of the parent teacher organization of the school or, if none exists, the largest organization of parents formed for this purpose.***";

On page 7, by deleting all of lines 7 through 11.

The Senate Floor Amendment No. 22 to **HB 940** is as follows:

Amend printed copy of SCA to GA **HB 940** on page 27, by deleting lines 10 and 11 in their entirety, and inserting in lieu thereof the following:

"On page 93, line 20, by inserting after the period the following:

"***Employees whose employment has been terminated under the provisions of this section shall have the same reemployment rights granted career employees by KRS Chapter 18A, except these employees shall not have priority status on the register for reemployment in the Department of Education. This shall not be construed as prohibiting the Department of Education from rehiring an employee whose employment has been terminated.***";

On page 28, by deleting lines 1 through 3 in their entirety."

The Senate Floor Amendment No. 23 to **HB 940** is as follows:

Amend printed copy of SCA 1 to GA copy of **HB 940** on page 31, lines 7 through 11 after "***(2)***" delete the entire sentence beginning with "***No***" and ending with "***service***".

The Senate Floor Amendment No. 24 to **HB 940** is as follows:

Amend printed copy of GA copy of **HB 940** on page 378, by placing a bracket before "(b)" on line 7 and after "bonding;" on line 10 and striking through all bracketed material; and

On page 378, line 11, insert "***(b)***" before "(c)" and place brackets around and strike through "(c)".

The Senate Floor Amendment No. 25 to **HB 940** is as follows:

Amend printed copy of SCA (1) of GA copy **HB 940** on page 16, line 4, delete "***fifteen (15)***" and insert "***nine (9)***" in lieu thereof;

On page 16, line 5, after "***Governor***" insert "***upon the effective date of the Act***";

On page 16, line 10, after "***education,***" insert "***and***" and after "***business***" remove the comma;

On page 16, line 11, delete "***intergovernmental relations, and the local community***";

On page 17, line 5, delete "***four (4)***" and insert "***two (2)***" in lieu thereof;

On page 17, line 6, delete "***five (5)***" and insert "***three (3)***" in lieu thereof;

On page 17, line 7, delete "***six (6)***" and insert "***four (4)***" in lieu thereof;

On page 19, line 2, after "***instruction***" insert "***literacy laboratories,***";

On page 20, line 10, delete "***July***" and insert "***January***" in lieu thereof;

On page 20, line 10, after "***develop***" insert "***the broad parameters of the***" and delete "***recommendations***";

On page 20, line 11, delete "***for an***";

On page 20, line 12, after "***approval.***" insert "***Implementation of the first stages of the plan shall begin immediately upon approval.***";

On page 22, line 9, delete "***may***" and insert "***shall***" in lieu thereof;

On page 22, line 10, delete "***in advance of the total plan***" and insert "***January 1, 1991***" in lieu thereof;

On page 22, line 15, delete "***October 1, 1991***" and insert "***the beginning of the 1991-92 school year***" in lieu thereof; and

On page 23, line 9, insert after "***section***" the following:

"***and report to the Legislative Research Commission by July 1 of each year***".

Representative Stumbo moved that the House concur in all Senate Amendments. Agreed.

Representative Stumbo moved that **HB 940**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 58, Nays 42. (See March 29, 1990 roll call on **HB 940** - Appendix.)

HB 940, as amended by the Senate, was passed and the title agreed to.

Representative Stumbo moved that the vote by which **HB 940**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 929, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 929** is as follows:

Amend printed copy of GA Copy of **HB 929** on page 2, line 11, before the "***;***" by inserting the following language: "***, the projects authorized by this paragraph shall be for the segments of US-68 from Bowling Green to Cadiz as submitted by the Transportation Cabinet in the 1990 highway construction plan, except that funding shall be used for completion of the southern corridor of the US-68 By-pass in Christian County***".

The Senate Amendment No. 2 to **HB 929** is as follows:

Amend printed copy of **HB 929/GA** on page 3, after line 13 and before line 14, by adding the following:

"***(4)(a) Prior to the issuance of the revenue bonds or notes authorized by this act, the Turnpike Authority shall furnish to the Capital Projects and Bond Oversight Committee and the Interim Joint Committee on Appropriations and Revenue, and make available to the public, a listing of all costs associated, either directly or indirectly, with the issuance of the revenue bonds or notes. The costs shall be itemized as to amount and name of payee, and shall include fees or commissions paid to, or anticipated to be paid to, issuers, underwriters, placement agents and advisors, financial advisors, remarketing agents, credit enhancers, trustees, accountants, and the counsel of all such persons, bond counsel and special tax counsel, and shall include the economic benefits received or anticipated to be received by any other persons from any source in return for services performed relating to the issuance of the bonds or notes. Changes in amounts or names of payees or recipients, or additions of amounts or names of payees or recipients, to the listing furnished and made available pursuant to this paragraph, shall be furnished to the Capital Projects and Bond Oversight Committee and the Interim Joint Committee on Appropriations and Revenue and made available to the public within three (3) days following the change.***

(b) The costs required to be furnished under the provisions of paragraph (a) of this subsection shall not include the payment of wages or expenses to full-time, permanent employees of the Commonwealth of Kentucky."

The Senate Floor Amendment No. 3 to **HB 929** is as follows:

Amend printed copy of GA Copy of **HB 929** on page 3, line 14, after "Section 2" by adding the following language:

"A NEW SECTION OF KRS CHAPTER 45 IS CREATED TO READ AS FOLLOWS:

The provision of any other law notwithstanding:

(1) The Governor shall include in the executive branch budget recommendation and in the draft budget bill for the executive branch submitted to each regular session of the General Assembly pursuant to KRS 48.100, for the biennium period beginning July 1, 1992, and for each biennium thereafter, the appropriations by each source of funds for a recommended highway construction program.

(2) The Governor shall submit a recommended highway construction program and a draft joint biennial highway construction resolution at the time prescribed for submission of the branch budget recommendations pursuant to KRS 48.100.

(3) The recommended highway construction program shall include:

(a) A complete list and summary description of each specific highway project recommended for funding during the biennium; and

(b) For each project:

1. The county and highway district;

2. The highway department item number which shall remain in effect throughout the life of the project;

3. The route number and total miles to be constructed;

4. A project description;

5. The fiscal year each project phase is to commence and the estimated cost of each project phase; and

6. The source of funding to be used.

(4) All information required by subsection (3) of this section shall be included in the recommended highway construction program. The joint biennial highway construction resolution shall contain only the information specified in subsection (3)(a) of this section and subparagraphs 1., 2., 5., and 6. of subsection (3)(b) of this section.

(5) During the biennium beginning July 1, 1992, and during each biennium thereafter, the amount allotted, from all sources, for expenditure on any project in the state highway construction program for that biennium, shall not exceed the estimated cost of the project as shown in the joint biennial highway construction resolution for the executive branch enacted by the General Assembly, except as provided in Sections 4 and 5 of this Act.

(6) Appropriations from the road fund to the recommended highway construction program shall be based on the revenue estimates pursuant to KRS 48.120. If additional highway construction projects are proposed which exceed revenue estimates pursuant to KRS 48.120 or which require the suspension or modification of an existing statute, the projects shall be separately stated and categorized with the recommmended funding source and account.

SECTION 3. A NEW SECTION OF KRS CHAPTER 45 IS CREATED TO READ AS FOLLOWS:

The draft appropriation act or acts and the biennial highway construction act or acts submitted to the General Assembly by the Governor, and the act or acts enacted by the General Assembly, shall comply with the provisions of Sections 2 through 5 of this Act. Expression of general exclusion including, but not limited to, "any act or statute to the contrary notwithstanding," and "the provisions of any other law notwithstanding" shall not be effective as an exemption from the provisions of this Act. Exemptions from the provisions of this Act shall include the specific projects exempted.

SECTION 4. A NEW SECTION OF KRS CHAPTER 45 IS CREATED TO READ AS FOLLOWS:

(1) There is created within the road fund the highway construction contingency account. The account shall consist of moneys appropriated to the account by the General Assembly.

(2) Money in the highway construction contingency account may be transferred to the allotment account of a highway construction account, authorized by the General Assembly subject to the following conditions and procedures:

(a) Except as provided in paragraphs (b) and (c) of this subsection, during the biennium the amount that may be transferred from the highway construction contingency account to the allotment account shall not exceed an amount equal to fifteen percent (15%) of the estimated cost of the project, for that biennium, approved by the General Assembly in the manner provided by Section 2 of this Act;

(b) Subject to paragraph (c) of this subsection if the cost of an authorized project exceeds by more than fifteen percent (15%) its estimated cost, as approved by the General Assembly, due to an unforeseen decision by a federal or state court or regulatory agency, moneys in excess of fifteen percent (15%) of the estimated cost of the project may be transferred from the highway construction contingency account to the allotment account of the project;

(c) The Transportation Cabinet shall, prior to making any transfer under this subsection, present the proposed transfer to the Interim Joint Committee on Transportation for review as provided by Section 5 of this Act. Presentation of a proposed transfer under paragraph (b) of this subsection shall include written certification to the Interim Joint Committee on Transportation from the state highway engineer of the Transportation Cabinet, that the transfer is necessitated by cost increases resulting from an unforeseen decision by a federal or state court or regulatory agency.

(3) Money in the highway construction contingency account may be used for projects involving the use of matching funds made by the Federal Highway Administration to the Commonwealth as a result of other states not utilizing their total federal obligation.

SECTION 5. A NEW SECTION OF KRS CHAPTER 45 IS CREATED TO READ AS FOLLOWS:

(1) Except as otherwise provided in subsection (2)(b) of Section 4 of this Act, prior to transferring funds from the highway construction contingency account to the allotment account of a highway construction project, the Transportation Cabinet shall present to the Interim Joint Committee on Transportation, for its review, specification of the amount of the proposed transfer, the amount already expended on the project prior to and during the current biennium and any alteration made or planned in the project since its consideration by the General Assembly during the most recent regular session.

(2) Within thirty (30) days after submission to the Interim Joint Committee on Transportation of a proposed contingency account transfer, the committee shall determine whether the amount of the proposed transfer is reasonable and consistent with Section 4 of this Act, whether the proposed transfer is necessary and whether any alterations made or planned in a project materially change the project as considered by the General Assembly. The Legislative Research Commission shall promptly transmit the committee's finding and determinations to the Transportation Cabinet.

(3) If the committee disapproves a proposed transfer or other proposed action, the transfer shall not be made nor action taken unless the secretary of the Transportation Cabinet shall:

(a) Revise the transfer or action to comply with the objection of the committee; or

(b) Cancel the transfer or action; or

(c) Determine to make the transfer or take action disapproved by the committee.

(4) The decision made by the secretary of the Transportation Cabinet under the preceding subsection shall be communicated to the committee in writing within thirty (30) days of the committee's disapproval.

(5) The Legislative Research Commission shall maintain records of the committee's findings and determinations and the Transportation Cabinet's report of its action on each proposed transfer from the highway construction contingency account. If the committee determines that the amount of a proposed transfer is not reasonable or is not consistent with Section 4 of this Act, or that the transfer is not necessary, or if the committee finds that any alteration in a project materially changes the project as considered and approved by the General Assembly, the committee's determination and the cabinet's action on the transfer shall be transmitted to the Interim Joint Committee on Appropriations and revenue and to the General Assembly when next convened.

(6) The Interim Joint Committee on Transportation shall monitor the costs of state highway construction for design, land acquisition, availability of labor and materials, regulations relating to highway construction,

private contractor charges and any other highway construction activity deemed to be appropriate. Committee findings and recommendations shall be transmitted to the Legislative Research Commission and to the General Assembly when convened.

Section 6. KRS 176.420 is amended to read as follows:

(1) The Department of Highways shall undertake a continuing study of the needs of the highways under its jurisdiction for the purpose of bringing existing facilities to acceptable standards or for the replacement of existing facilities where required.

(2) The Department of Highways shall[~~, on a biennial basis,~~] provide the General Assembly***, at the time of submission of the executive budget to the regular session of the General Assembly pursuant to KRS 48.100, with a biennial highway construction and preconstruction program. The biennial construction and preconstruction program shall detail those projects which the department shall advance to construction or preconstruction during the ensuing biennium.***

(3) At the same time of submission of the highway construction plan provided in subsection (2) of this section, the department shall provide the General Assembly with an additional four (4) year preconstruction and construction document of projects being considered by the department, but are not included for funding during the ensuing biennium. The four (4) year preconstruction plan shall be separate and distinct documents from the construction plan required in subsection (2) of this section. No project shall appear in this preconstruction plan without a specific fiscal year being designated for commencing construction and a construction cost estimate provided.

(4) In addition to the plans required to be submitted by subsections (2) and (3) of this section, the department shall provide the General Assembly with the computer tapes and file layout for each plan in a form prescribed by the General Assembly or the Legislative Research Commission at the same time as the submission of the plans [~~with an estimate of maintaining and improving the state highway system to acceptable standards~~].

Section 7. KRS 176.430 is amended to read as follows:

(1) ***The recommended highway construction program submitted to the General Assembly as provided by Section 2 of this Act and KRS 176.420(2)*** [~~Each biennium, beginning with the 1982-84 biennium, the department shall submit to the General Assembly a program of construction~~] to be commenced during the ensuing biennium[~~, which~~] shall be based upon the ***budget submitted by the Governor for highway construction*** [~~anticipated revenues to be appropriated by the General Assembly~~].

(2) In determining ***each*** [~~the~~] construction program, the following factors shall be considered but are not exclusive:

(a) Alignment of existing roads;

(b) The width or elevation of existing roadways and shoulder surfaces;

(c) The width of rights-of-way;

(d) The cost of construction;

(e) The type and volume of traffic;

(f) The condition of structures and drainage;

(g) The accident rate;

(h) The geographic distribution of roadways to be constructed or reconstructed; and

(i) The social, economic and environmental impact of the proposed construction.

(3) In addition to the [~~biennial~~] construction program, the department also shall provide to the General Assembly a biennial program of preconstruction projects in various stages of planning and preparation ***for the ensuing biennium*** and ***an additional*** [~~a~~] four (4) year ***period. All preconstruction projects shall designate the fiscal year each phase is scheduled to commence, a cost estimate for each phase, a projected construction date, and construction cost estimate*** [~~planning document for projects which are being reviewed by the department, but are not being included for funding during the biennium~~].

(4) ***The Transportation Cabinet shall monthly provide the Legislative Research Commission with the following information***

(a) Advertisements relating to the letting of projects;

(b) Bid awards including the amount of the contract;

(c) Final project cost estimates;

(d) Bid rejections;

(e) Change order authorizations; and

(f) Any additional financial consideration for funds utilized in the design, right of way acquisition, utilities relocation, or construction of a Transportation Cabinet project.

(5) The secretary of transportation shall be responsible for the execution of each biennial program as approved by the General Assembly and shall promptly account for any deviations of funding and schedule to the Interim Joint Committee on Transportation. The Department of Highways shall be responsible to provide annual certification of project expenditures to the General Assembly prior to either the organizational or regular session.

Section 8. KRS 176.440 is amended to read as follows:

(1) Six (6) months prior to the convening of each regular session of the General Assembly, the department shall furnish the projected ***highway*** biennial construction and preconstruction program***, computer tapes, and file layout in a form prescribed by the General Assembly, at the same time of submission of the plan*** to the Interim Joint Committee on Transportation, which may hold public hearings in each highway district.

(2) A report based on the testimony received at said hearings shall be made to the department. ***On or before November 15 of each odd numbered years,*** the department shall ***submit the requested highway*** [~~then prepare the final~~] construction ***and preconstruction*** program***, computer tapes, and file layouts in the form prescribed in Section 8 of this Act to the Legislative Research Commission as provided by Section 2 of this Act and KRS 176.420(2) and (3)*** [~~for the coming biennium for submission to the General Assembly~~].

(3) When the final ***biennial highway*** construction program is presented to the General Assembly for ***approval and*** funding ***as provided in Section 2 of this Act and KRS 176.420(2) and (3)*** [~~for the coming biennium~~], any project which the General Assembly determines is not in accordance with the factors stated in KRS 176.430(2) may be deleted by the General Assembly.

Section 9. KRS 176.460 is amended to read as follows:

(1) The project planned for the biennium for which the appropriations have been made shall be commenced in that biennium; however, if a project cannot be commenced within the biennium for which it is designated, the secretary shall file with the project records a public statement as to the factors causing delay.

(2) When the delaying factors for ***construction of*** a project have been overcome, the ***funding for the*** delayed project shall be ***reinstated*** [~~accomplished~~] in the next ***biennial construction program*** [~~biennium~~]. Funds allocated for each ***biennial construction*** project remain so allocated until the project is completed and project costs are liquidated.

(3) No provision of KRS 176.420 to 176.460 shall apply to expenditures for:

(a) Resurfacing;

(b) Bridge maintenance and repair;

(c) Rural secondary road program;

(d) Routine maintenance;

(e) Minor reconstruction.

Section 10. The following KRS section is repealed:

176.450 Secretary's emergency fund — No project to be undertaken if not included in program — Exceptions — Additional projects to be submitted to interim joint committee on transportation — Cost limit for preliminary analysis of prospective projects.

Section 11. The provisions of Section 2, subsection (1), (2) and (5) and Sections 6, 7, and 8 of this Act shall be effective July 1, 1990.

Section 12. Whereas, the General Assembly finds that it is fiscally responsible and prudent to enact a biennial construction road program which provides for specific construction and preconstruction projects based upon the estimated revenues to be available in the 1990-92 fiscal biennium, an emergency is declared to exist, and this Act shall become effective upon its passage and approval by the Governor. Section 13"

On page 3, line 20, after the word "favorable" by inserting the following: "and furthermore the General Assembly finds that it is fiscally responsible and prudent to enact a biennial construction road program which provides for specific construction and preconstruction projects based upon the estimated revenues to be available in the 1990-92 fiscal biennium".

The Senate Floor Amendment No. 4 (Title) to **HB 929** is as follows:

Amend printed copy of GA Copy of **HB 929-TITLE** by amending the title to read: "AN ACT relating to highways and declaring an emergency."

Representative Stumbo moved that the House concur in Senate Amendment No. 1 to **HB 929**. Agreed.

Representative Stumbo moved that the House concur in Senate Amendment No. 2 to **HB 929**. Agreed.

Representative Stumbo moved that the House concur in Senate Floor Amendment No. 3 to **HB 929**. Agreed.

Representative Stumbo moved that the House concur in Senate Floor Amendment No. 4 (Title) to **HB 929**. Agreed; and the title was agreed to.

Representative Stumbo moved that **HB 929**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 75, Nays 18. (See March 29, 1990 roll call on **HB 929** - Appendix.)

HB 929, as amended by the Senate, was passed.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 799**: Representative Clarke, Chairman; Representatives Richards, Worthington, Siler and Rapier.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 157**: Representative Clarke, Chairman; Representatives Richards, Worthington, Siler and Rapier.

HB 306, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 306** is as follows:

Amend printed copy of GA copy of **HB 306** on page 2, line 6, by inserting the amount "76,958,300" for fiscal year 1990-91 and deleting the amount "76,825,700" for fiscal year 1990-91;

Page 2, line 6, by inserting the amount "81,311,100" for fiscal year 1991-92 and deleting the amount "81,175,100" for fiscal year 1991-92;

Page 2, line 9, by inserting the amount "76,959,400" for fiscal year 1990-91 and deleting the amount "76,826,800" for fiscal year 1990-91;

Page 2, line 9, by inserting the amount "81,312,200" for fiscal year 1991-92 and deleting the amount "81,176,200" for fiscal year 1991-92;

Page 2, line 20, by inserting the amount "12,267,500" for fiscal year 1991-92 and deleting the amount "12,137,500" for fiscal year 1991-92;

Page 2, line 23, by inserting the amount "88,338,700" for fiscal year 1990-91 and deleting the amount "88,206,100" for fiscal year 1990-91;

Page 2, line 23, by inserting the amount "93,578,600" for fiscal year 1991-92 and deleting the amount "93,312,600" for fiscal year 1991-92;

Page 2, line 26, by inserting the amount "88,339,800" for fiscal year 1990-91 and deleting the amount "88,207,200" for fiscal year 1990-91;

Page 2, line 26, by inserting the amount "93,579,700" for fiscal year 1991-92 and deleting the amount "93,313,700" for fiscal year 1991-92;

Page 3, line 19, by inserting the amount "90,103,700" for fiscal year 1990-91 and deleting the amount "89,971,100" for fiscal year 1991-92;

Page 3, line 19, by inserting the amount "95,355,300" for fiscal year 1991-92 and deleting the amount "95,089,300" for fiscal year 1991-92;

Page 3, line 22, by inserting the amount "90,104,800" for fiscal year 1990-91 and deleting the amount "89,972,200" for fiscal year 1990-91;

Page 3, line 22, by inserting the amount "95,356,400" for fiscal year 1991-92 and deleting the amount "95,090,400" for fiscal year 1991-92;

Representative Clarke moved that the House concur in Senate Amendment No. 1 to **HB 306**. Agreed

Representative Clarke moved that **HB 306**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 96, Nays 0. (See March 29, 1990 roll call on **HB 306** - Appendix.)

HB 306, as amended by the Senate, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HB 306**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 595, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 595** is as follows:

Amend printed copy of GA copy of **HB 595** on page 5, line 13 after the period, insert the following:

"This section shall not apply to a state department or agency which extends state financial assistance to an education institution if the amount of state financial assistance extended by the state department or agency represents less than two percent (2%) of the total state financial assistance received by the education institution.

Representative Moberly moved that the House concur in Senate Amendment No. 1 to **HB 595**. Agreed.

Representative Moberly moved that **HB 595**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 88, Nays 1. (See March 29, 1990 roll call on **HB 595** - Appendix.)

HB 595, as amended by the Senate, was passed and the title agreed to.

Representative Moberly moved that the vote by which **HB 595**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

A Conference Committee Report was filed on **HB 799**.

Representative Clarke moved that the Conference Committee Report on **HB 799** requesting a Free Conference Committee be adopted.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **HB 799**.

HB 603, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 2 to **HB 603** is as follows:

Amend printed copy of **HB 603-GA** copy on page 25, lines 7 through 26, to delete the same; and

On page 26, line 1, to delete the same and to renumber the remaining sections.

Representative Lear moved that the House concur in Senate Floor Amendment No. 2 to **HB 603**. Agreed.

Representative Lear moved that **HB 603**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 93, Nays 0. (See March 29, 1990 roll call on **HB 603** - Appendix.)

HB 603, as amended by the Senate, was passed and the title agreed to.

Representative Lear moved that the vote by which **HB 603**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 715, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 1 to **HB 715** is as follows:

Amend printed copy of GA Copy of **HB 715** on page 2, after line 3 insert the following:

"Section 2. KRS 156.160 is amended to read as follows:

(1) The state board for elementary and secondary education shall adopt rules and regulations relating to:

(a) Minimum courses of study for the different grades and kinds of common schools, and regulations governing educational equipment of the schools;

(b) Grading, classifying and accrediting all common schools, and for determining the scope of instruction that may be offered in the different classes of schools, and the minimum requirements for graduation from the courses offered;

(c) Taking, and keeping a school census, and the forms and blanks to be used in taking and keeping the census and in compiling the required reports;

(d) Sanitary and protective construction of public school buildings, toilets, physical equipment of school grounds, school buildings and classrooms. With respect to physical standards of sanitary and protective construction for school buildings, the state board shall adopt the uniform state building code;

(e) Medical inspection, physical education and recreation, and other rules and regulations deemed necessary or advisable for the protection of the physical welfare and safety of the public school children. ***Such regulations shall permit a student who received a physical examination no more than six (6) months prior to his initial admission to Head Start to substitute that physical examination for the physical examination required by the State Board for Elementary and Secondary Education of all students upon initial admission to the public schools, if the physical examination given in the Head Start program meets all the requirements of the physical examinations prescribed by the State Board for Elementary and Secondary Education***;

(f) The transportation of children to and from school;

(g) The fixing of holidays on which schools may be closed and special days to be observed, and the pay of teachers during absence because of sickness or quarantine or when the schools are closed because of quarantine;

(h) The preparation of budgets and salary schedules for the several school districts under the management and control of the state board for elementary and secondary education;

(i) A uniform series of forms and blanks, educational and financial, including forms of contracts, for use in the several school districts;

(j) The disposal of real and personal property owned by local boards of education.

(2) Any private, parochial, or church school may voluntarily comply with curriculum, certification, and textbook standards established by the state board for elementary and secondary education and be certified upon application to the board by such schools.

Representative Curd moved that the House concur in Senate Floor Amendment No. 1 to **HB 715**. Agreed.

Representative Curd moved that **HB 715**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 91, Nays 1. (See March 29, 1990 roll call on **HB 715** - Appendix.)

HB 715, as amended by the Senate, was passed and the title agreed to.

Representative Curd moved that the vote by which **HB 715**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 812, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 812** is as follows:

Amend printed copy of **HB 812-GA** Copy on page 5, line 25, to delete new language contained therein; and

On page 5, line 26, to delete in its entirety; and

On page 6, lines 1 through 18, by deleting all language in its entirety; and

On page 6, line 19, by deleting "***the year in question***" and by removing brackets and strike throughs, and

On page 6, lines 20 through 26, by removing the brackets and strike throughs; and

On page 7, lines 1 through 4, by removing the brackets and strike throughs.

The Senate Floor Amendment No. 2 to **HB 812** is as follows:

Amend printed copy of **HB 812/GA** on page 1, line 11, after "credit" by deleting "***. It is the intent of the General Assembly***" and by deleting lines 12 through 20 in their entirety;

on page 2, by deleting lines 1 through 10 in their entirety; and

on line 11 by deleting "***retirement allowances found in this paragraph include***" and by removing the brackets and the strikethrough from ", except that".

Representative Barrows moved that the House concur in Senate Amendment No. 1 to **HB 812**. Agreed.

Representative Barrows moved that the House concur in Senate Floor Amendment No. 2 to **HB 812**. Agreed.

Representative Barrows moved that **HB 812**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 29, 1990 roll call on **HB 812** - Appendix.)

HB 812, as amended by the Senate, was passed and the title agreed to.

Representative Barrows moved that the vote by which **HB 812**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 795, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 795** is as follows:

Amend printed copy of **HB 795** on page 5, after line 25, by inserting the following:

"SECTION 4. A NEW SECTION OF KRS CHAPTER 161 IS CREATED TO READ AS FOLLOWS:

"***A member of the retirement system having teaching service in a private college or university in Kentucky that accepts students under the Kentucky Higher Education Assistance Authority program, but does not participate in the Kentucky Teachers Retirement System may present such service, not to exceed four (4) years, for credit in the retirement system by paying the full actuarial cost of the service as determined by the system actuary. The entire payment shall be placed in the teachers' saving fund.***"

The Senate Amendment No. 2 to **HB 795** is as follows:

Amend printed copy of **HB 795** on page 5, after line 25, by inserting the following:

"SECTION 4. A NEW SECTION OF KRS CHAPTER 161 IS CREATED TO READ AS FOLLOWS:

"***A member of the retirement system having service as a Kentucky legislator which is not credited by any retirement system administered by the Commonwealth of Kentucky may present such service, not to exceed four (4) years, for credit in the retirement system by paying the full actuarial cost of the service as determined by the system actuary. The member may purchase all or part of his service as a legislator, but no less than one (1) year of service. The entire payment shall be placed in the teachers' saving fund.***".

The Senate Floor Amendment No. 3 to **HB 795** is as follows:

Amend printed copy of GA copy of **HB 795** on page 5, after line 25, insert as follows:

"SECTION 4. A NEW SECTION OF KRS CHAPTER 61 IS CREATED TO READ AS FOLLOWS:

Persons employed by the Legislative Research Commission for at least six (6) legislative bienniums shall be included in the provisions of KRS 61.552 for purposes of purchasing credit for service performed after January 1, 1960."

Representative B. Richardson moved that the House concur in Senate Amendment No. 1 to **HB 795**. Agreed.

Representative B. Richardson moved that the House concur in Senate Amendment No. 2 to **HB 795**. Agreed.

Representative B. Richardson moved that the House concur in Senate Floor Amendment No. 3 to **HB 795**. Agreed.

Representative B. Richardson moved that **HB 795**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 80, Nays 8. (See March 29, 1990 roll call on **HB 795** - Appendix.)

HB 795, as amended by the Senate, was passed and the title agreed to.

Representative B. Richardson moved that the vote by which **HB 795**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 814, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 1 to **HB 814** is as follows:

Amend printed copy of GA copy of **HB 814** on page 9, line 7, after "***Education***" insert the following:

"***, including preschool programs for children and their parents,***";

On page 56, after line 17, insert the following:

"Section 25. KRS 158.360 is amended to read as follows:

(1) The State Board for ***Adult and Technical*** [~~elementary and secondary~~] Education shall authorize grants to selected local school districts in areas of greatest educational and economic need, for developing and providing model programs of instruction for preschool children and their parents.

(2) Parents participating shall be instructed in basic academic skills, while their preschoolers work with an early childhood specialist on developmental skills.

(3) Parenting skills and other planned, structured activities involving parents and children shall be a part of the curriculum.

(4) Only those parents who have a three (3) or four (4) year old child and do not possess a high school diploma or high school equivalency certificate shall be eligible.

(5) Local education agencies shall be eligible for funds if the percentage of adults not graduating from high school exceeds fifty percent (50%) in the county or district. Selection for grant awards shall be based on the educational need of the adult population and the incidence of unemployment in the county or district.

(6) Each grant proposal shall include a plan for providing the following:

(a) Identification and recruitment of eligible participants;

(b) Screening and preparation of parents and children for participation to include testing, referral to necessary counseling, and related services;

(c) Transportation, lunch and free general education development testing for program participants;

(d) Instructional programs that promote adult basic academic skills, equip parents to provide the needed support for the education and growth of their children, and prepare children for success in regular programs; and

(e) Certification of the eligibility and enrollment of a minimum of ten (10) with a maximum of fifteen (15) parents with their children."; and

Renumber all sections accordingly.

The Senate Floor Amendment No. 2 to **HB 814** is as follows:

Amend printed copy of **HB 814/GA** Copy on page 145, between lines 5 and 6, by inserting:

"SECTION 67. A NEW SECTION OF KRS CHAPTER 154A IS CREATED TO READ AS FOLLOWS:

The Kentucky Lottery Corporation shall not use any sport or athletic event for any purpose."; and

On page 145, line 6, following "Section", by deleting "67" and inserting "68".

Representative Ward moved that the House concur in Senate Floor Amendment No. 1 to **HB 814**. Agreed

Representative Ward moved that the House refuse to concur in Senate Floor Amendment No. 2 to **HB 814**. Agreed.

The Speaker announced the appointment of the following members to serve on a Conference Committee to **HB 814**: Representative Ward, Chairman; Representatives Bronger, Morris, Lefevers and McBee.

Senate Message

Message received on **SB 82**: The Senate has refused to concur in House Committee Amendment No. 1, House Title Amendment, House Floor Amendment No. 2 and House Floor Amendment No. 3 to **SB 82** and respectfully returns it with the request that this Honorable Body recede from the House Amendments.

Message received on **SB 312**: The Senate has refused to concur in House Floor Amendment No. 2, House Floor Amendment No. 3 and House Title Amendment to **SB 312** and respectfully returns it with the request that this Honorable Body recede from the House Amendments.

HB 449 returned with the following message: The Senate has receded from Senate Floor Amendment No. 9 to **HB 449** and is respectfully returning same to this Honorable Body for enrollment.

HB 537 returned with the following message: The Senate has receded from Senate Floor Amendment No. 1 to **HB 537** and is respectfully returning same to this Honorable Body for enrollment.

HB 424 returned with the following message: The Senate has receded from Senate Amendment No. 1 to **HB 424** and is respectfully returning same to this Honorable Body for enrollment.

HB 538 returned with the following message: The Senate has receded from Senate Amendment No. 1 to **HB 538** and is respectfully returning same to this Honorable Body for enrollment.

Orders of the Day (Continued)

HB 748, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 748** is as follows:

Amend printed copy of **HB 748** on page 7, line 21, after the word "***of***" by inserting:

"***a clean***" and after the word "***closure***" by inserting "***or the end of the post closure period***"

Representative Worthington moved that the House refuse to concur in Senate Amendment No. 1 to **HB 748**. Agreed.

HB 830, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 830** is as follows:

Amend printed copy of GA Copy of **HB 830** on page 14, line 18, after the word "***cabinet***" by inserting; "***, or an air pollution control district created pursuant to KRS Chapters 77 and 224,***"

The Senate Amendment No. 2 to **HB 830** is as follows:

Amend printed copy of GA Copy of **HB 830** on page 15, line 12, after the word "CHAPTER" by inserting:

"224" and by deleting "350"; and

On lines 14 through 24, by deleting all the text thereon.

Representative T. Jones moved that the House concur in Senate Amendment No. 1 to **HB 830**. Agreed.

Representative T. Jones moved that the House concur in Senate Amendment No. 2 to **HB 830**. Agreed.

Representative T. Jones moved that **HB 830**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 73, Nays 15. (See March 29, 1990 roll call on **HB 830** - Appendix.)

HB 830, as amended by the Senate, was passed and the title agreed to.

Representative T. Jones moved that the vote by which **HB 830**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 748**: Representative Worthington, Chairman; Representatives R. Smith, Deskins, Brown and Layman.

HB 920, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 1 to **HB 920** is as follows:

Amend printed copy of GA Copy of **HB 920** on page 1, line 2, by placing a bracket after "(1)" and striking through the remainder of that line; and

On page 1, line 3, by striking through that line; and

On page 1, line 4, by placing a bracket after the word "system," and striking through "system,"; and

On page 1, line 4, by placing a bracket after "shall" and striking through the remainder of that line; and

On page 1, line 5, by placing a bracket after "thereafter," and striking through "thereafter,"; and

On page 1, line 9, by placing a bracket after "Governor" and striking through the remainder of that line; and

On page 1, line 10, by placing a bracket after "section," and striking through "of this section,"; and

On page 1, line 19, by placing a bracket before "Each" and striking through the remainder of that line; and

On page 1, line 20, by placing a bracket after "secretary," and striking through "secretary,"; and

On page 1, line 20, by inserting before the word "shall" the words "***Five (5) members***"; and

On page 1, line 21, by deleting "***two (2)***" and substituting therefor "***one (1) of the five (5) members***"; and

On page 2, line 1, after "***four (4)***" by inserting "***; and one (1) member shall reside in a county adjacent to either the North Fork, Middle Fork, or South Fork of the Kentucky River***"; and

On page 3, following line 26, by inserting the following:

Section 2. KRS 151.720 is amended to read as follows:

The Kentucky River Authority is authorized and empowered[~~, subject to KRS 151.700 and 151.710(1),~~] to:

(1) Construct, reconstruct, provide for the major maintenance, or repair the locks and dams on the Kentucky River and all real and personal property pertaining thereto, as well as maintain the channel;

(2) Acquire by purchase, exercise of the rights of eminent domain, grant, gift, devise or otherwise, the fee simple title to or any acceptable lesser interest in any real or personal property and by lease or other conveyance, contract for the right to use and occupy any real or personal property selected in the discretion of the authority as constituting necessary, desirable, or acceptable sites to fulfill its statutory authority and power;

(3) Lease its real or personal property to other state agencies, political subdivisions of the Commonwealth, corporations, partnerships, associations, foundations, or persons as the authority deems necessary to carry out the purposes of this section;

(4) Sell or otherwise dispose of its real or personal property in accordance with KRS 56.463 and 45.360;

(5) Issue revenue bonds, in accordance with KRS 151.730, payable from fees collected from all facilities using water from the Kentucky River or its tributaries, except those facilities using water primarily for agricultural purposes. Facilities charged such a fee may pass on all or any part of the fee;

(6) Contract for services with other state agencies, political subdivisions of the Commonwealth, corporations, partnerships, associations, foundations, or persons to perform its duties;

(7) Issue administrative regulations providing for clean water***, which shall not be less stringent than the state and federal regulations for clean water***; [~~and~~]

(8) Exercise all other powers necessary to perform its public purpose.

(9) Develop comprehensive plans for the management of the Kentucky River within the basin, including a long-range water resource plan and a drought response plan. Each county within the basin shall develop a long-range water resource plan and submit it to the authority. The authority shall develop a unified long-range water resource plan for the basin. The authority shall conduct a public hearing on the plan, and submit its final unified plan for the basin to the Natural Resources and Environmental Protection Cabinet. The cabinet shall act upon the plan within six (6) months and shall approve the plan, unless it objects for good reason shown. A drought response plan for the basin shall be developed by the authority, and this plan shall be implemented for the basin upon the direction of the authority or the Governor;

(10) Develop and promote a plan for the protection and use of groundwater within the basin. Administrative regulations shall be issued implementing the plan, and these regulations shall not be less stringent than state and federal regulations protecting groundwater;

(11) Develop recreational areas within the basin. These recreational areas shall be operated and funded by the state Department of Parks, and the authority has the power to allocate moneys within the department's budget for this purpose;

(12) Coordinate the Kentucky River basin water resources activities among state agencies;

(13) Report quarterly on all of its activities to the legislative Committee on Appropriations and Revenue; and

(14) Receive reports from state agencies on litigation concerning the Kentucky River, which agencies are hereby directed to report to the authority.

Representative T. Jones moved that the House refuse to concur in Senate Floor Amendment No. 1 to **HB 920**. Agreed.

HB 696, with Senate Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 696** is as follows:

HB 696, AN ACT relating to motor carriers.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF KRS CHAPTER 281 IS CREATED TO READ AS FOLLOWS:

(1) The department shall establish a motor carrier safety management audit program applicable to private or for-hire, intrastate or interstate motor carriers. The department may perform safety inspections on vehicles operated by a motor carrier on public highways and may enter onto property owned, leased, controlled or operated by a motor carrier to inspect any of its vehicles or inspect or copy records relating to vehicle safety, maintenance or financial responsibility.

(2) The department may issue motor carrier safety ratings to any private or for-hire motor carrier which is based in Kentucky, has a terminal in Kentucky or operates consistently in Kentucky. The safety rating scale and factors determining a carrier's safety rating shall be established by administrative regulation and shall be compatible with the scale and factors established by the federal highway administration in Title 49 of the United States Code of Federal Regulations, Part 385, relating to safety ratings, in effect as of July 13, 1990, or as amended after that date.

(3) The department may determine the safety fitness of a motor carrier and may require the maintenance of or upgrade to a satisfactory safety rating.

SECTION 2. A NEW SECTION OF KRS CHAPTER 281 IS CREATED TO READ AS FOLLOWS:

The department shall by administrative regulation establish a system of administrative penalties for safety violations. These penalties shall be compatible with those set forth in United States Code Title 49, Section 521(b) as amended and any federal regulations adopted pursuant thereto. The department shall by administrative regulation provide an administrative process for appealing a citation of a safety violation or the penalty imposed because of the violation.

SECTION 3. A NEW SECTION OF KRS CHAPTER 281 IS CREATED TO READ AS FOLLOWS:

The Transportation Cabinet may enter into a cooperative agreement with the Federal Highway Administration to enforce the safety laws and regulations of Kentucky and the United States concerning motor carrier transportation.

Section 4. KRS 281.655 is amended to read as follows:

(1) Before any certificate or permit will be issued or renewed, the applicant or holder of the certificate or permit ***shall*** [~~must~~] file or ***shall*** have on file with the department an approved indemnifying bond or insurance policy issued by some surety company or insurance carrier authorized to transact business within the Commonwealth of Kentucky. The term of the bond or policy shall be continuous and shall remain in full force until canceled under proper notice. The bond or policy shall have attached thereto the state insurance indorsement. All bonds or policies required herein ***shall*** [~~must~~] be issued in the name of the holder of the certificate or permit. In lieu of the bond or policy, the department, under appropriate [~~rules and~~] regulations, may require the filing of an approved certificate of insurance, the term of which shall be continuous and shall remain in force and effect until canceled under proper notice.

(2) The bond or policy required of a U-Drive-It or automobile utility trailer lessor shall provide public liability and property damage coverage when operated either by the lessee or lessor thereof or agents, servants or employees of either.

(3) All bonds or policies shall provide blanket coverage for all equipment operated pursuant to the certificate or permit.

(4) Effective January 1, 1957, the types and minimum amounts of insurance to be carried on each vehicle are as follows:

MOTOR VEHICLES FOR THE TRANSPORTATION OF PERSONS, INCLUDING U-DRIVE-ITS

Capacity	Death of or Injury to Any One Person	Total Liability for Death of or Injury to Persons	Property Damage
7 persons or less	$10,000.00	$20,000.00	$5,000.00
8 to 16 inclusive	10,000.00	30,000.00	5,000.00
17 to 25 inclusive	10,000.00	40,000.00	5,000.00
26 or more	10,000.00	50,000.00	5,000.00

MOTOR VEHICLES FOR THE TRANSPORTATION OF PROPERTY, INCLUDING U-DRIVE-ITS AND AUTOMOBILE UTILITY TRAILERS

Gross Weight	Death of or Injury to Any One Person	Total Liability for Death of or Injury to Persons	Property Damage
18,000 lbs. or less	$ 10,000.00	$ 20,000.00	$ 5,000.00
More than 18,000 lbs.	100,000.00	300,000.00	50,000.00

(5) Any person, firm or corporation operating or causing to be operated any vehicle for the transportation of petroleum or petroleum products in bulk in amounts less than ten thousand (10,000) pounds shall have the following types and minimum amount of insurance carried on each vehicle:

One Person	Total Death of or Injury to Any Injury to Persons	Liability for Death of or Property Damage
$100,000.00	$300,000.00	$50,000.00

(6) Any person, firm or corporation operating or causing to be operated any vehicle for the transportation of hazardous material as defined in KRS 174.405, except petroleum or petroleum products in bulk in amounts less than ten thousand (10,000) pounds, shall have on each vehicle single limits liability insurance coverage of not less than one million dollars ($1,000,000) for all damages whether arising out of bodily injury or damage to property as a result of any one (1) accident or occurrence.

(7) Before any Kentucky intrastate certificate exclusively authorizing the transportation of property, except an irregular route common carrier certificate exclusively authorizing the transportation of Kentucky exempted commodities, shall be issued or renewed, the applicant or holder of the certificate ***shall*** [~~must~~] file or have on file with the department an approved insurance policy or bond compensating shippers or consignees for loss or damage to property belonging to shippers or consignees and coming into possession of the carrier in connection with its transportation service:

(a) For loss of or damage to property carried on any one motor vehicle in the amount of five thousand dollars ($5,000);

(b) For loss of or damage to or aggregate of losses or damages of or to property occurring at any one time and place in the amount of ten thousand dollars ($10,000).

Said policy or bond shall have attached thereto the Kentucky cargo policy indorsement and ***shall*** [~~must~~] be issued by some insurance or surety company authorized to transact business within the Commonwealth of Kentucky. The term of the bond or policy shall be continuous and shall remain in full force until canceled under proper notice. In lieu of the bond or policy, the department, under appropriate rules and regulations, may require the filing of an approved certificate of insurance, the term of which shall be continuous and shall remain in force and effect until canceled under proper notice.

(8) The department may by regulation require motor carriers for hire operating exclusively interstate commerce to file proof of cargo insurance coverage in such form and in such amounts as the commissioner deems advisable.

(9) No insurance company or insurance carrier issuing any policy filed with the department, and no surety or obligor on any bond or contract filed with the department, shall be relieved from liability under the policy, bond or contract until after the expiration of fifteen (15) days' notice to the department of an intention to cancel the policy, bond or contract, provided, however, that a prior cancellation may be allowed in cases where one policy, bond or contract is substituted for another policy, bond or contract where such substituted policy, bond or contract is of force and effect at a point in time prior to the expiration of fifteen (15) days' notice to the department of an intention to cancel the policy, bond or contract for which such additional policy, bond or contract is being substituted. The acceptance of any notice of an intention to cancel any policy, bond or contract or the cancellation of any policy, bond or contract by the department, unless under the circumstances hereinbefore set forth, shall not relieve the insurance company, insurance carrier, surety or obligor of any liability that accrued prior to the effective date of the cancellation.

(10) Upon the cancellation of any bond or insurance policy required by this section, all operating rights granted by the certificate or permit for which said bond or policy was filed, shall immediately cease, and the department is empowered to immediately require the cessation of all operations conducted under authority of said certificate or permit, and to require the surrender of all certificates, permits, licenses and other evidence of a right to act as a motor carrier.

(11) The department may exempt in whole or in part from the requirements of this section any person who applies for such exemption and shows to the satisfaction of the department that, by reason of the financial ability of the person applying, there is due assurance of the payment of all damages for which he may become liable as a result of the operation of any vehicle owned by him or operated under authority of his certificate or permit.

(12) The provisions of this section notwithstanding, the Secretary of Transportation may adopt, incorporate by reference or set forth in its entirety the provisions of Title 49, United States Code of Federal Regulations, Part 387, relating to the levels of financial responsibility for motor carriers, in effect as of July 13, 1990, or as amended after that date, with respect to any motor carrier operating in Kentucky.

Section 5. KRS 138.463 is amended to read as follows:

(1) A holder of a permit as required under KRS 281.615 to operate as a U-Drive-It as defined in KRS 281.014 may pay the usage tax as provided in KRS 138.460 or, subject to the provisions of this section, may pay a usage tax of five percent (5%) levied upon the amount of the gross rental or lease charges paid by a customer or lessee renting or leasing a motor vehicle from such holder of the permit.

(2) The provisions of KRS 138.462 and this section shall apply to all rental and leasehold contracts in existence on July, 1988, as well as all rental and leasehold contracts entered into after July 15, 1988.

(3) A holder of a permit shall pay the usage tax as provided in KRS 138.460 unless he shows to the satisfaction of the cabinet that he is regularly engaged in the renting or leasing of motor vehicles to retail customers as a part of an established business. Persons first engaging in the renting or leasing of motor vehicles to retail customers shall, in addition to obtaining a permit required under KRS 281.615, demonstrate to the satisfaction of the cabinet that they are prepared to qualify under the standards set forth in this subsection.

(4) In the event the holder of such permit qualifies under subsection (2) of this section and elects to pay the usage tax by the alternate method as provided in subsection (1) of this section, or is required by subsection (7) of this section to pay by the alternate method, he shall pay the seat tax imposed by KRS 186.281(3) and in addition shall pay the monthly tax authorized by subsection (1) of this section. The cabinet shall provide the holder with evidence that he has been qualified to pay the monthly tax. The holder shall present such evidence to the county clerk at the time the motor vehicle is offered for registration in Kentucky and the following provisions shall be applicable.

(5) The tax authorized by subsection (1) of this section shall be the direct obligation of the holder of the permit but it may be charged to and collected from the customer in addition to the rental or lease charges. The tax due shall be remitted to the cabinet each month on forms and pursuant to regulations promulgated by the cabinet.

(6) (a) As soon as practicable after each return is received, the cabinet shall examine and audit it. If the amount of tax computed by the cabinet is greater than the amount returned by the taxpayer, the excess shall be assessed by the cabinet within four (4) years from the date the return was filed, except as provided in paragraph (c) of this subsection, and except that in the case of a failure to file a return or of a fraudulent return the excess may be assessed at any time. A notice of such assessment shall be mailed to the taxpayer. The time herein provided may be extended by agreement between the taxpayer and the cabinet.

(b) For the purpose of paragraphs (a) and (c) of this subsection, a return filed before the last day prescribed by law for the filing thereof shall be considered as filed on such last day.

(c) Notwithstanding the four (4) year time limitation of paragraph (a) of this subsection, in the case of a return where the tax computed by the cabinet is greater by twenty-five percent (25%) or more than the amount returned by the taxpayer, the excess shall be assessed by the cabinet within six (6) years from the date the return was filed.

(7) Failure of the holder of the permit to remit the taxes applicable to the rental charges as provided herein shall be sufficient cause for the Department of Vehicle Regulation to void the permit issued to such holder and the usage tax on each of the motor vehicles which had been registered by the holder under the permit shall be due and payable on the retail price of each such motor vehicle when it was first purchased by the holder.

(8) Notwithstanding the provisions of KRS 138.460 and subsection (1) of this section, a holder of a permit operating a fleet of rental passenger cars which has been registered pursuant to an allocation formula approved by the cabinet shall pay the tax by the method provided in this section. The provisions of this section shall apply to all vehicles rented by the holder in this state.

(9) ***The usage tax reported and paid on*** every rental ***or lease*** of a vehicle registered pursuant to this section [~~shall represent a bona fide arm's-length transaction and the consideration for such rental~~] shall be based on the fair ***market*** rental ***or lease*** value of the vehicle. ***However, the tax reported and paid to the Transportation Cabinet shall not be less than the amount due based on the actual terms of a rental or lease agreement.*** The burden of proving that the consideration charged by the holder satisfies this subsection is on the holder.

Section 6. KRS 138.665 is amended to read as follows:

(1) (a) A license shall be required of each motor carrier or heavy equipment motor carrier subject to the provisions of KRS 138.660 and 138.6601 before he uses or continues to use the public highways of this state.

(b) Notwithstanding the requirement in subsection (1), the cabinet may issue a trip permit for each motor vehicle subject to KRS 138.660(1) for a fee of twenty dollars ($20) for each permit. If the vehicle is subject to those taxes in KRS 138.660(1) to (4) and 138.6601, the cabinet may issue a trip permit for each motor vehicle for a fee of forty dollars ($40) for each permit.

(2) Application for a license or trip permit shall be made to the cabinet and shall contain such information as the cabinet deems necessary.

(3) Concurrently with the filing of an application for a license, the motor carrier or heavy equipment motor carrier shall file with the cabinet a bond as required under KRS 138.670. No license shall be issued to any person unless such person has furnished a bond as provided in KRS 138.670 to secure payment of taxes, penalties and interest imposed by KRS 138.660 to 138.7291.

(4) The application in proper form having been accepted for filing, the bond having been accepted and approved and the other conditions and requirements of this section having been complied with, the cabinet shall issue a license. However, if an application for a license is filed by any person whose license has at any time previously been revoked for cause by the cabinet, or if the cabinet is of the opinion that the person who makes the application does so as a subterfuge for the real party in interest whose license, prior to the time of filing the application, has been revoked for cause, or that the application is not for any other reason filed in good faith or is not sufficient cause, the cabinet may, after a hearing of which the applicant shall be given ten (10) days' notice in writing and in which he shall have the right to appear in person or by counsel and present testimony, refuse to issue a license to that person.

(5) All licenses shall be valid and remain in full force and effect until suspended or revoked for cause or otherwise canceled.

(6) A license shall not be assignable or transferable and shall be valid only for the person in whose name it is issued.

(7) The cabinet shall keep and file all applications and bonds, with an alphabetical index thereof.

(8) Each holder of ***a*** [~~such~~] license ***required by subsection (1)*** shall display ***his*** [~~such~~] license number or other identification ***on or in each vehicle subject to the taxes imposed by KRS 138.655 through 138.7921*** in the manner prescribed by the cabinet. ***The cabinet may require the license number or other identifier to be displayed so that it can be readily recorded either manually or electronically by cabinet representatives. In addition, the cabinet may require each individual unit in the license holder's fleet of vehicles subject to these taxes to be uniquely identified.***

(9) The provisions of this section shall not apply to a nonresident motor carrier engaged in transporting passengers for hire in irregular route interstate charter or special operations, provided reciprocal privileges are granted to similar nonresident carriers by the laws and regulations of his state.

Section 7. KRS 281.600 is amended to read as follows:

The Department of Vehicle Regulation shall exercise all administrative functions of the state in relation to motor transportation as defined in this chapter, and shall apply, as far as practicable, the administrative and judicial interpretations of the federal motor carrier act. It shall have the right to regulate motor carriers as provided in this chapter, and to that end may establish reasonable requirements with respect to continuous and adequate service of transportation, systems of accounts, records and reports, preservation of records and safety of operation and equipment. It may issue subpoenas, subpoenas duces tecum and orders of personal attendance of witnesses, and production of pertinent records, for any proceeding before it, and permit the taking of depositions, all in accord with the Rules of Civil Procedure and it shall have the power to ***promulgate administrative*** [~~make such rules and~~] regulations as it may deem necessary to carry out the provisions of this chapter. The department shall have the authority to promulgate regulations regarding safety requirements for motor vehicles and the method of operation, ***including the adoption of any of the federal motor carrier safety regulations*** and any motor vehicle operating contrary to [~~such~~] safety [~~rules and~~] regulations shall be in violation of this section.

Section 8. KRS 281.626 is amended to read as follows:

(1) Any person who operates as a U-Drive-It and rents vehicles for less than sixty (60) days shall obtain a U-Drive-It permit prior to beginning operations. Any person who operates as a U-Drive-It and rents or leases vehicles for sixty (60) days or more may obtain a U-Drive-It permit.

(2) For any person seeking a U-Drive-It permit who is subject to [~~In the event~~] a hearing ***to*** be held by the department upon ***his*** [~~an~~] application [~~for a U-Drive-It permit~~], the question for determination shall be the fitness, willingness and ability of the applicant, and whether the operation proposed is bona fide.

Representative Little moved that the House concur in Senate Committee Substitute to **HB 696**. Agreed.

Representative Little moved that **HB 696**, by way of Senate Committee Substitute, be passed.

On the roll call the vote was: Yeas 82, Nays 1. (See March 29, 1990 roll call on **HB 696** - Appendix.)

HB 696, by way of Senate Committee Substitute, was passed and the title agreed to.

Representative Little moved that the vote by which **HB 696**, by way of Senate Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 920**: Representative T. Jones, Chairman; Representatives Hancock and Noland.

HJR 185, with Senate Committee Substitute and Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HJR 185** is as follows:

HJR 185, A JOINT RESOLUTION establishing a highway construction plan.

WHEREAS, the statutes of the Commonwealth of Kentucky require a highway construction plan to be presented which details those projects which will be presented for construction by the Department of Highways in future years; and

WHEREAS, the statutes which establish the highway preconstruction plan recognize the importance of planning and the assurance that once projects are initiated that they are completed; and

WHEREAS, in previous years shifting of projects has diminished the confidence of the General Assembly and the public that roads will be constructed in a timely fashion; and

WHEREAS, the first major step in assuring road projects are planned and built in a conscientious manner is the development of a preconstruction plan; and

WHEREAS, the General Assembly in adoption of this resolution is committed to work with the Department of Highways to develop a balanced and workable construction and preconstruction plan in future years;

NOW, THEREFORE,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

Section 1. That the following projects shall be the 1992-1996 highway preconstruction plan as established in KRS 176.420 through 176.460:

(1) Projects included in the highway construction plan with project phases not scheduled for completion after Fiscal Year 1992, as follows:

Section 2. That the Secretary of Transportation shall work in conjunction with the General Assembly to move each of the projects in Section 1 of this Resolution as expeditiously as possible while ensuring that in the next biennium both plans are balanced with respect to revenue which may be available to the Department of Highways and the other statutory provisions which govern this highway construction plan.

Section 3. That the Secretary of Transportation shall actively seek recommendations from cities, counties, and the area development districts on road construction needs in their areas and that the local governments and area development districts shall be encouraged by the Transportation Cabinet to submit a list of their road priorities to the cabinet and the Interim Joint Committee on Transportation no later than April 1, 1991.

Section 4. That a copy of this resolution be transmitted to the Governor of Kentucky and the Secretary of the Kentucky Transportation Cabinet.

The Senate Floor Amendment No. 2 to **HJR 185** is as follows:

Amend printed copy of SCS to **HJR 185**:

On page 17, line 11, by deleting the following language:

CUMBERLAND	8	0015801	CONSTRUCTION	0	0	10,000,000	0

and inserting the following language in lieu thereof:

CUMBERLAND	8	0015801	CONSTRUCTION	10,000,000	0	0	0

On page 17, lines 12 and 13, by deleting the following language:

CUMBERLAND	8	0015801	RIGHT OF WAY	4,000,000	0	0	0
CUMBERLAND	8	0015801	UTILITIES	0	1,000,000	0	0

Representative Worthington moved that the House concur in Senate Committee Substitute to **HJR 185**. Agreed.

Representative Worthington moved that the House concur in Senate Floor Amendment No. 2 to **HJR 185**. Agreed.

Representative Worthington moved that **HJR 185**, by way of Senate Committee Substitute as amended by the Senate, be passed.

On the roll call the vote was: Yeas 78, Nays 5. (See March 29, 1990 roll call on **HJR 185** - Appendix.)

HJR 185, by way of Senate Committee Substitute as amended by the Senate, was passed and the title agreed to.

Representative Worthington moved that the vote by which **HJR 185**, by way of Senate Committee Substitute as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Recess

Representative Stumbo moved that the House recess until 6:30 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Senate Message

HB 272 returned with the following message: The Senate has refused to recede from Senate Amendment No. 2 to **HB 272** and is respectfully asking for a Conference Committee to be appointed. The Senate has appointed the following members to serve on the Conference Committee: Senator Clouse, Chairman; Senators Friend, Baker.

The Senate has appointed the following members to serve on a Free Conference Committee to **HB 272**: Senator Clouse, Chairman; Senators Friend, Baker.

HB 579 returned with the following message: The Senate has receded from Senate Amendment No. 1 to **HB 579** and is respectfully returning same to this Honorable Body for enrollment.

Message received on **SB 396**: The Senate has refused to concur in the House Committee Substitute to **SB 396** and respectfully returns it with the request that this Honorable Body recede from the House Committee Substitute.

Orders of the Day (Continued)

Representative Lewis moved that the Conference Committee Report on **HB 272** requesting a Free Conference Committee be adopted. Agreed.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **HB 272**.

A Free Conference Committee Report was filed on **HB 272**.

SB 82, with House Committee Amendment and House Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Lewis moved that the House refuse to recede in House Committee Amendment No. 1 and House Floor Amendments No. 2 and No. 3 to **SB 82**. Agreed.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **SB 82**: Representative Long, Chairman; Representatives Overstreet, B. Smith and Lewis.

SB 86 with House Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Scorsone moved that the House recede from the House Committee Substitute to **SB 86**. Agreed.

Representative Scorsone moved that **SB 86** be passed.

On the roll call the vote was: Yeas 53, Nays 25. (See March 29, 1990 roll call on **SB 86** - Appendix.)

SB 86 was passed and the title agreed to.

Representative Scorsone moved that the vote by which **SB 86** was passed be reconsidered and said motion be placed on the table. Agreed.

SB 312, with Floor Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Donnermeyer moved that the House refuse to recede from Floor Amendment No. 2 and Floor Amendment No. 3 to **SB 312**. Agreed.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **SB 312**: Representatives Donnermeyer, Mason, Cyrus and Zimmerman.

SB 396, with House Committee Substitute attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Geveden moved that the House recede from the House Committee Substitute to **SB 396**. Agreed.

Representative Geveden moved that **SB 396** by way of House Committee Substitute be passed.

On the roll call the vote was: Yeas 80, Nays 0. (See March 29, 1990 roll call on **SB 396** - Appendix.)

SB 396 by way of House Committee Substitute, was passed and the title agreed to.

Representative Geveden moved that the vote by which **SB 396**, by way of House Committee Substitute, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 781, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 1 to **HB 781** is as follows:

Amend printed copy of **HB 781/GA** copy on page 12, line 9, by deleting "***32***" and inserting "***24***" in lieu thereof.

Representative Pritchett moved that the House refuse to concur in Senate Floor Amendment No. 1 to **HB 781**. Agreed.

Representative Stumbo moved that the rules be suspended to introduce Resolutions. Agreed.

Introduction of Bills and Resolutions

HR 264, by Representative Jensen: A RESOLUTION in honor of Chuck Broughton.

HR 265, by Representative Priddy: A RESOLUTION authorizing the Task Force on Economic Development and Tourism to conduct hearings regarding the Department of Parks and the Department of Fish and Wildlife during the 1990-1991 interim.

HR 268, by Representative Ford: A RESOLUTION honoring William Daley Reed and adjourning in his honor.

HR 270, by Representative Mason: A RESOLUTION honoring the life and memory of Jennie Abdoo.

HR 271, by Representative Overstreet: A RESOLUTION honoring Mr. and Mrs. William Depp Davis, Sr. on the occasion of their 55th wedding anniversary.

HR 272, by Representatives Zimmerman, Bruce, Siler, Altman and A. Jones: A RESOLUTION requesting that the United States Army approve the authorization of the Combat Tankers Badge.

HR 273, by Representatives Strong, K. Harper, Northup, Keith, Todd, Napier, Stokes, Turner, Lile, Ford, Freibert, Noland, Altman, Reinhardt, Casebier, Walker, Preston, Heleringer, Mullinix, Jensen, J. Harper, Zimmerman, Layman, Allen, Siler, Curtsinger, Ackerson and Overstreet: A RESOLUTION adjourning the House of Representatives in honor of Myrtle Hopkins.

HR 274, by Representative Richards: A RESOLUTION honoring the Bowling Green High School Purples basketball team.

HR 275, by Representative Casebier: A RESOLUTION wishing T. J. Gowers a speedy recovery from surgery.

HR 276, by Representative Richards: A RESOLUTION honoring John O. Oldham of Bowling Green.

HR 277, by Representative Richards: A RESOLUTION honoring former Adair County High School Basketball Coach John Burr.

HR 278, by Representative Scorsone: A RESOLUTION honoring Dr. Jerry Blake.

HR 279, by Representative Turner: A RESOLUTION honoring James S. Secrest, Sr. of Scottsville.

HR 280, by Representative Turner: A RESOLUTION in honor of Wallace Clarkson of Tompkinsville.

HR 281, by Representative Nelson: A RESOLUTION honoring and commemorating the Bremen Golden Eagles Marching Band of Bremen High School adjourning the House of Representatives in its honor.

HR 282, by Representative Richards: A RESOLUTION regarding the "Star Spangled Banner".

HR 283, by Representatives Stumbo, Deskins, R. Smith, Adkins, Ward, McElroy, Arnold, Mason, Gray, P. Richardson, Noe, Cyrus, Bentley, Brown, Preston, Mack and Moberly: A RESOLUTION adjourning the House in honor of the 40th birthday of Representative Walter Blevins, Jr.

Representative Stumbo moved the adoption of the following **HR 283**:

HR 283, A RESOLUTION adjourning the House in honor of the 40th birthday of Representative Walter Blevins, Jr.

WHEREAS, Representative Walter Blevins, Jr., a tireless public servant and purveyor of dental miracles has reached his fourth decade of life on this planet; and

WHEREAS, notwithstanding this crisis the loving Carla Blevins, wife of Walter Blevins, Jr., has borne him twin girls to keep him young; and

WHEREAS, Representative Walter Blevins, Jr. has achieved much in his forty years; and

WHEREAS, Representative Walter Blevins, Jr. received his Bachelor of Science from Morehead State University and his Doctor of Medical Dentistry from the University of Kentucky; and

WHEREAS, Representative Walter Blevins, Jr. has served in the army; is a member of the Morehead Optimist Club, the Scabbard and Blade, the Masons and is past president of the Morehead Jaycees; and

WHEREAS, Representative Walter Blevins, Jr. is listed in Who's Who in American Colleges and Universities and is a member of OKU, an honorary Dental Fraternity; and

WHEREAS, Representative Walter Blevins, Jr. has served the House of Representatives in faithful fashion since 1982;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this esteemed body do congratulate their colleague, Representative Walter Blevins, Jr., on his accomplishments and his dedication to the people's business.

Section 2. That this august body recognizes that despite the advanced age of their worthy associate, Representative Walter Blevins, Jr., they expect to reap immeasurable and continued benefits from the gentleman from Rowan 71.

Section 3. That the House of Representatives does adjourn this day, March 29, in honor of Walter Blevins, Jr.

Section 4. That the Clerk of the House be directed to deliver a copy of the resolution to Representative Greg Stumbo for conveyance to Representative Walter Blevins, Jr.

HR 283 was adopted by voice vote.

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 781**: Representative Pritchett, Chairman; Representatives Ark, Northup and A. Jones.

Representative Priddy moved the adoption of the following **HR 265**:

HR 265, A RESOLUTION authorizing the Task Force on Economic Development and Tourism to conduct hearings regarding the Department of Parks and the Department of Fish and Wildlife during the 1990-1991 interim.

WHEREAS, Kentucky has one of the most extensive state park systems in the United States; and

WHEREAS, the state parks of this Commonwealth serve as major tourist attractions; and

WHEREAS, the camping and lodging facilities of many of Kentucky's state parks are filled to capacity for long periods of time throughout the year; and

WHEREAS, many tourists have to make reservations for campsites, cabins, or rooms in the park lodge a year in advance because of a growing tourism industry in Kentucky; and

WHEREAS, the Department of Fish and Wildlife Resources, along with its system of wildlife refuges and department controlled lakes, is a great asset to this Commonwealth in its effort to promote the tourism industry in Kentucky; and

WHEREAS, the Department of Fish and Wildlife Resources has designed and constructed numerous boat ramps on many of the lakes within this Commonwealth which have provided hunters and fishermen with increased access to Kentucky's water resources;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Task Force on Economic Development and Tourism is authorized to conduct on-site hearings during the 1990-91 interim regarding the Department of Fish and Wildlife Resources, its system of wildlife refuges and department controlled lakes, and the ability of the Department to meet the demands of a growing tourism industry while at the same time protecting and conserving this Commonwealth's fish and wildlife resources for future generations.

Section 2. That the Task Force on Economic Development and Tourism is authorized to conduct on-site hearings during the 1990-91 interim regarding the Department of Parks, its operation of the state parks system and the ability of each state park to meet the demands of a growing tourism industry.

Section 3. Staff services to be utilized in conducting these hearing shall be provided from the regular Commission budget.

HR 265 was adopted by voice vote.

Representative P. Richardson moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative P. Richardson moved the adoption of the following Legislative Citation No. 91. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and congratulates Ike Edwards on the occasion of your 100th birthday, April 2, 1990. Your many years of experience, compassion and the drive to excel stand as a shining example and source of pride and motivation for future generations. As you celebrate this great milestone with your loving children, Allie Arnold, Easter Rogers, Mary Maloney, Pauline Crabtree and Gene Edwards, friends and relatives we extend to you our very best wishes.

This prestigious body joins Representative Paul W. Richardson in applauding you on this significant and noteworthy occasion, your "One Hundredth Birthday".

Representative Scorsone moved the adoption of the following **HR 278**:

HR 278, A RESOLUTION honoring Dr. Jerry Blake.

WHEREAS, Dr. Jerry Blake is a native of Sidney, Ohio; and

WHEREAS, Dr. Jerry Blake is a graduate of Ohio State University; and

WHEREAS, Dr. Jerry Blake was a Research Associate in Veterinary Science at Ohio State University; and

WHEREAS, Dr. Jerry Blake has been director of the Equine Drug Testing Laboratory at the University of Kentucky since 1975; and

WHEREAS, Dr. Jerry Blake is Commission chemist for the Kentucky Harness Racing Commission and the Kentucky Racing Commission, and has served in that capacity since 1975; and

WHEREAS, Dr. Jerry Blake has tested all the samples from winning race horses at Churchill Downs, Louisville Downs, The Red Mile, Turfway, Ellis Park, Keeneland, Bluegrass Downs, Riverside Downs, Audubon Raceway and Latonia Harness for the past 15 years; and

WHEREAS, his special interest is in the detection of drugs and drug metabolites in horses; and

WHEREAS, Dr. Jerry Blake owns the patent on a method of detection of morphine and its analogues using enzymatic hydrolysis; and

WHEREAS, Dr. Jerry Blake has been a consultant for Cornell University, Duquesne University, the Pennsylvania Harness Racing Commission, American Horse Shows, the Arkansas Racing Commission, and the Louisiana State Racing Commission; and

WHEREAS, Dr. Jerry Blake holds memberships in the Association of Racing; the Commissioners International Chemists Advisory Committee; the ARCI Quality Assurance Program; the Laboratory Accreditation Committee; the International Doping Control and Research Group; the Association of Drug Detection Laboratories; the American Institute of Chemists; and is chairman of the United States section of the Association of Official Racing Chemists; and

WHEREAS, Dr. Jerry Blake's work with equine drug testing has made an invaluable contribution to the integrity of racing, not only in the Commonwealth, but world-wide; and

WHEREAS, Dr. Jerry Blake works closely with both the Kentucky Harness Racing Commission and the Kentucky Racing Commission, and is held in the highest professional regard by both commissions; and

WHEREAS, Dr. Jerry Blake is featured in sixty-three publications regarding the procedures for testing drugs in horses; and

WHEREAS, Dr. Jerry Blake is a man of integrity, honor, and great kindness, and he is held in the highest esteem by the Commonwealth of Kentucky and the Commissions of which he is a member; and

WHEREAS, Dr. Jerry Blake is the loving husband of JoAnn Blake and the devoted father of Craig and Laura; and

WHEREAS, Dr. Jerry Blake is a man that the equine industry is proud to call "friend"; and

WHEREAS, Dr. Jerry Blake is being challenged with his greatest battle, cancer;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body proudly hails and salutes Dr. Jerry Blake for the enduring contributions he has made to the equine industry, and to the Commonwealth of Kentucky.

Section 2. That this honorable body extends to Dr. Jerry Blake its heartfelt prayers that he may endure his battle with cancer.

Section 3. That when the House of Representatives adjourns this day, Thursday, March 29, 1990, it does so in honor of Dr. Jerry Blake.

Section 4. That the Clerk of the House of Representatives is directed to transmit a copy of this resolution to Dr. Jerry Blake, Professor, Department of Veterinary Science, College of Agriculture, University of Kentucky, Lexington, Kentucky 40546-0076.

HR 278 was adopted by voice vote.

Representative Mason moved the adoption of the following **HR 270**:

HR 270, A RESOLUTION honoring the life and memory of Jennie Abdoo.

WHEREAS, Jennie Abdoo was a resident of Neon, Kentucky in Letcher County and departed these earthly bounds on March 13, 1990; and

WHEREAS, Jennie Abdoo was born in Brooklyn, New York, the daughter of the late Beddy and Debbie Solick Cury; and

WHEREAS, Jennie Abdoo married Frank Abdoo on February 6, 1936, in Brooklyn, New York and they rededicated their lives to one another in another ceremony in Neon, Kentucky; and

WHEREAS, Jennie Abdoo was a self-employed merchant in the Neon area for over 50 years; and

WHEREAS, Jennie Abdoo was a member of the Greek Orthodox Church from the time of her birth and was a member of the Neon White Shrine for a number of years; and

WHEREAS, Jennie Abdoo is survived by her adoring husband; devoted sons, Frank B. Abdoo, Lloyd D. Abdoo and Thomas Abdoo; her loving daughter, Martha Hubbard; cherished sisters Mary Cury Ajalot and Rose Malol; beloved grandchildren Jennie Ann Bowling, Thomas Abdoo, Michelle Abdoo, Jonathan Abdoo, Steven F. Abdoo; and precious step-grandchildren Sasha and Ashley; and

WHEREAS, the Gentleman from Letcher County had the pleasure and great honor of knowing Jennie Abdoo since his early childhood and holds forever in his heart fond and loving memories of her and her family; and

WHEREAS, Jennie Abdoo will be greatly missed by all who had the great good fortune of knowing her smiling face, her guidance and inspiration, her gracious hospitality and her loyal friendship;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That Jennie Abdoo is warmly remembered as a woman of great spirit who loved this state so far from her native New York and was proud to proclaim herself a Kentuckian.

Section 2. That the House of Representatives extends to the family of Jennie Abdoo its deepest condolences and God's blessings of grace and comfort in this time of loss.

Section 3. That when the House of Representatives adjourns this day it does so in loving memory of Jennie Abdoo.

Section 4. That the Clerk of the House deliver a copy of the resolution to Representative Paul Mason for transmittal to Mr. Frank Abdoo.

HR 270 was adopted by voice vote.

Representative Casebier moved the adoption of the following **HR 275**:

HR 275, A RESOLUTION wishing T. J. Gowers a speedy recovery from surgery.

WHEREAS, T. J. Gowers is a model young citizen who makes friends wherever he goes; and

WHEREAS, T. J. Gowers is a talented and gifted student; and

WHEREAS, T. J. Gowers is the fine son of Tony and Barbara Gowers and the loving brother of Shelby Gowers; and

WHEREAS, T. J. Gowers was recently injured in an accident and will undergo surgery on this date;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this august body join Representative Lindy Casebier in wishing T. J. Gowers a speedy recovery and the very best for the future.

Section 2. That the clerk of the House of Representatives transmit a copy of this resolution to Representative Casebier for delivery to T. J. Gowers.

HR 275 was adopted by voice vote.

Representative Turner moved the adoption of the following **HR 279**:

HR 279, A RESOLUTION honoring James S. Secrest, Sr. of Scottsville.

WHEREAS, James S. Secrest, Sr. served with distinction as Allen County Attorney from 1966 to January, 1990; and

WHEREAS, James S. Secrest, Sr. served faithfully as Scottsville City Attorney from 1962 to 1966, and as Allen County Judge/Executive from 1958 to 1961; and

WHEREAS, James S. Secrest, Sr., a graduate of Campbellsville College and the University of Louisville Law School, has contributed greatly to the people of the Commonwealth; and

WHEREAS, this dedicated public servant is a devoted husband to his loving wife Mary Sue Secrest and loving father to their two children; and

WHEREAS, James S. Secrest, Sr. is also a member of the Scottsville Methodist Church and the Rotary Club;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives proudly honors James S. Secrest, Sr.

Section 2. That this honorable body recognizes and commends James S. Secrest, Sr's. dedication to the Commonwealth.

Section 3. That the Clerk of the House of Representatives is directed to transmit a copy of this resolution to James S. Secrest, Sr., 210 W. Main, Scottsville, Kentucky 42164.

HR 279 was adopted by voice vote.

Representative Reinhardt moved the adoption of the following **HR 244**:

HR 244, A RESOLUTION in memory and honor of Andrew Washington Shipp.

With deepest respect, we pay homage and tribute to the memory of Andrew Washington Shipp.

WHEREAS, Andrew Washington Shipp was born on December 9, 1914, and traversed these earthly bounds on Sunday, March 11, 1990; and

WHEREAS, Andrew Washington Shipp was a dedicated retired employee of the United States Postal Service; and

WHEREAS, Andrew Washington Shipp served his country with distinction during World War II; and

WHEREAS, Andrew Washington Shipp was the loving husband of Edith Hortense Shipp, and the devoted father of David Earl Shipp; and

WHEREAS, all who knew and admired Andrew Washington Shipp will grieve over their loss, and join his family and friends who mourn his passing;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does hereby express its profound sense of sorrow upon the passing of Andrew Washington Shipp, and does extend to his family its most heartfelt sympathy.

Section 2. That the Clerk of the House of Representatives is directed to transmit two copies of this resolution to Mrs. Edith Hortense Shipp, Route 2, P.O. Box 389, Falmouth, Kentucky 41040.

HR 244 was adopted by voice vote.

Representative Geveden moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative Geveden moved the adoption of the following Legislative Citation No. 92. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and commends Patricia C. Geveden, President, Kentucky Federation of Women's Clubs.

Patricia C. Geveden's presidency of the Kentucky Federation of Women's Clubs began with her election in April, 1988, and shall continue until April, 1990. During her tenure, the Kentucky Federation will have accepted more than 1,000 new members who along with present members have contributed countless volunteer hours in her administration's quest to promote literacy and other community services throughout the Commonwealth. During her tenure Patricia C. Geveden and her fellow members have charged around the state like rhinoceroses in this noble cause.

This august body joins Representative Charles Geveden in saluting Patricia C. Geveden for your outstanding leadership of the Kentucky Federation of Women's Clubs.

Representative Strong moved the adoption of the following **HR 273**:

HR 273, A RESOLUTION adjourning the House of Representatives in honor of Myrtle Hopkins.

WHEREAS, Myrtle Hopkins, a native of Casey County, has served as Assistant Director of the State Board of Elections for seventeen years; and

WHEREAS, Myrtle Hopkins has contributed greatly to the effectiveness of the two-party system in the Commonwealth of Kentucky; and

WHEREAS, Myrtle Hopkins has been of great assistance to all minority members in this chamber, and has been a valuable asset to the performance of their duties; and

WHEREAS, Myrtle Hopkins has been a dedicated lifelong member of the Republican Party;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body hails and commends Myrtle Hopkins for the contributions she has made to the Republican Party in Kentucky, and for the assistance she has given to the Republican members of the House of Representatives.

Section 2. That when the House of Representatives adjourns this day, Thursday, March 29, 1990, it does so in honor of Myrtle Hopkins.

Section 3. That the Clerk of the House of Representatives is directed to transmit a copy of this Resolution to Myrtle Hopkins, State Board of Elections, Room 71, State Capitol, Frankfort, Kentucky 40601.

HR 273 was adopted by voice vote.

Representative Strong moved the adoption of the following **HR 263**:

HR 263, A RESOLUTION in honor of the Owsley County High School Basketball Team.

WHEREAS, the Owsley County High School Basketball Team won runner-up in the State Class A Tournament; and

WHEREAS, the Owsley County High School Basketball Team was also champion of the 56th District Tournament; and

WHEREAS, while the success of the Owsley County High School Basketball Team is attributable to team play, special notice is directed to first year coach, Larry Sparks; and

WHEREAS, the Owsley County Basketball Team ended the 1989-90 season with a memorable 25 to 7 record;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this body extends its congratulations to the Owsley County High School Basketball Team and coaches for their memorable season.

Section 2. That the clerk of House of Representatives is directed to transmit a copy of this resolution to Coach Larry Sparks, Owsley County High School, Box 707, Boonesville, Kentucky 41314.

HR 263 was adopted by voice vote.

Representative Zimmerman moved the adoption of the following **HR 272**:

HR 272, A RESOLUTION requesting that the United States Army approve the authorization of the Combat Tankers Badge.

WHEREAS, Fort Knox, Kentucky has been recognized as the home of armor since January, 1933; and

WHEREAS, thousands of brave American soldiers have trained at the Fort Knox Armor Training School and have served our country as combat tank and armor crewmen; and

WHEREAS, the U.S. Army Airland Battle Doctrine states that "In mounted warfare, the tank is the primary offensive weapon. Its fire power, protection from enemy fire, and speed create the shock effect necessary to disrupt the enemy's operations and defeat him"; and

WHEREAS, American armor crewmen have served with great distinction in such decisive engagements such as the Battle of the Bulge; Kasserine Pass; Sbiba Pass; the Battle for Palermo; the capture of Osan, Korea; and operations Cedar Falls and Junction City in Vietnam; and

WHEREAS, those tank and armor crewmen who have served with distinction and bravery have not been recognized or awarded an appropriate military decoration to honor their accomplishment as combat tank crewmen;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the United States Army approve the authorization of the Combat Tankers Badge.

Section 2. That the Clerk of this House is directed to send a copy of this resolution to President Bush, the Kentucky Congressional delegation, the Department of the Army, and the United States Department of Defense.

HR 272 was adopted by voice vote.

Representative Ford moved the adoption of the following **HR 268**:

HR 268, A RESOLUTION honoring William Daley Reed and adjourning in his honor.

WHEREAS, William Daley Reed was born on November 8, 1911, and it was with great sorrow that he passed away on May 6, 1989; and

WHEREAS, William Daley Reed was a retired soil conservation officer and well known and liked by all those he served and worked with; and

WHEREAS, William Daley Reed was a member of Stanford Lodge #60, the Highland Methodist Church and a friend to everyone; and

WHEREAS, in 1988, William Daley Reed was inducted into the 5th District Republican Hall of Fame; and

WHEREAS, for a number of years he served as the Lincoln County Republican Party chairman; and

WHEREAS, William Daley Reed was a farmer and a Kentucky Colonel; and

WHEREAS, William Daley Reed's sincere interest in people and knowledge of family and family history earned him the respect and love of all that knew him;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this august body does express its utter sense of bereavement at the loss of William Daley Reed.

Section 2. That the House of Representatives extends its sympathy and condolences to the family of William Daley Reed and commends his soul to the Almighty.

Section 3. That the Clerk of the House of Representatives be directed to transmit four copies of this resolution to: Marie Reed, wife of William Daley Reed, at her home on Somerset Road, Stanford Kentucky 40484; Shelby Reed, son of William Daley Reed, at his home at 311 Redwood Drive, Stanford, Kentucky; Paul Reed, son of William Daley Reed, at Box 2735, Somerset Road, Stanford, Kentucky; and Jo Ann Davis, daughter of William Daley Reed, at her home in Waynesburg, Kentucky.

HR 268 was adopted by voice vote.

Representative Jensen moved the adoption of the following **HR 264**:

HR 264, A RESOLUTION in honor of Chuck Broughton.

WHEREAS, Chuck Broughton served ten seasons as the boys' head basketball coach at Laurel County High School; and

WHEREAS, Chuck Broughton poured his heart and soul into making the Laurel County High School Cardinals winners; and

WHEREAS, Chuck Broughton's phenomenal overall record was 241-63; and

WHEREAS, Chuck Broughton's outstanding record includes winning the state tournament in 1982, as well as three regional tournament championships and four district tournament crowns;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives hails and commends Chuck Broughton for the years of dedicated service he has contributed to the youth of the Commonwealth.

Section 2. That the Clerk of the House transmit a copy of this Resolution to Chuck Broughton, 2450 North Laurel Road, London, Kentucky 40741.

HR 264 was adopted by voice vote.

Representative Nelson moved the adoption of the following **HR 281**:

HR 281, A RESOLUTION honoring and commemorating the Bremen Golden Eagles Marching Band of Bremen High School and adjourning the House of Representatives in its honor.

WHEREAS, the Bremen Golden Eagles Marching Band has met all competition and emerged victorious; and

WHEREAS, under the capable and inspirational direction of Jean Royce, Mark Eck and Janet Allen, the Bremen Golden Eagles Marching Band has captured county and state championships; and

WHEREAS, the Bremen Golden Eagles Marching Band won the Governor's Cup title and declared state champions in Class AA competition in 1986; and

WHEREAS, the Bremen Golden Eagles Marching Band again captured the state championship in Class AA competition for 1988; and

WHEREAS, the Bremen Golden Eagles Marching Band was undefeated in all Class A competition for the entire year of 1989; and

WHEREAS, the Bremen Golden Eagles won preliminary competition in its class and received a superior rating in Concert Festival judging; and

WHEREAS, this is the final year of Bremen High School and the Bremen Golden Eagles Marching Band will long be remembered for its tremendous achievements and for the pride it brought to its school and community; and

WHEREAS, the Bremen Golden Eagles Marching Band has demonstrated outstanding dedication and spirit along with a desire to excel and win; and

WHEREAS, through this type of championship quality, others will be inspired who follow after the Bremen Golden Eagles Marching Band to give 110 percent of their talent, effort and determination;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Bremen High School Golden Eagles Marching Band is hereby commended for its outstanding contributions to the winning tradition of all marching bands in Kentucky.

Section 2. That when the House of Representatives adjourns this day it does so in honor of the Bremen High School Golden Eagles Marching Band.

Section 3. That the Clerk of the House transmit copies of this resolution to the Principal and Band Director of Bremen High School for distribution.

HR 281 was adopted by voice vote.

Representative Donnermeyer moved the rules be suspended to act upon Legislative Citation. Agreed.

Representative Donnermeyer moved the adoption of the following Legislative Citation No. 89. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes May 14 - 20, 1990, as LAW ENFORCEMENT WEEK and May 17, 1990 as LAW ENFORCEMENT OFFICER MEMORIAL DAY throughout the Commonwealth of Kentucky.

We commend the Law Enforcement Officers for their distinguished record of commitment to the preservation of the Constitution and the laws of our Great State. The protection and defense of its citizens, their property and inalienable rights to life, liberty and the pursuit of happiness, have been demonstrated most effectively in your unbiased opinions for all citizens. Your service to humanity encompassed intrepidity, integrity, and dedication. We owe each man and woman officer an everlasting debt of gratitude for their unswerving devotion even when faced with great personal danger. We cite and acknowledge those officers who have given their lives in the line of duty, as they have given the ultimate and supreme sacrifice—life itself.

This prestigious body wishes to express our highest esteem and regards to you for upholding and enforcing the laws as well as protecting and defending each citizen of this Great Commonwealth.

Representative Turner moved the adoption of the following **HR 280**:

HR 280, A RESOLUTION in honor of Wallace Clarkson of Tompkinsville.

WHEREAS, Wallace Clarkson has been a guiding force for the County of Monroe; and

WHEREAS, Wallace Clarkson ably served as magistrate of Tompkinsville for twenty years; and

WHEREAS, Wallace Clarkson's other credits include being an outstanding farmer and one of the greatest fox hunters of southern Kentucky; and

WHEREAS, this respected and admired public servant is also the loving husband of Lucy Clarkson; and

WHEREAS, Wallace Clarkson is a devoted member of the New Salem Baptist Church;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives honors Wallace Clarkson on his service to the Commonwealth.

Section 2. That the Clerk of the House transmit a copy of this Resolution to Wallace Clarkson, Highway 63, Tompkinsville, Kentucky 42167.

HR 280 was adopted by voice vote.

Representative Overstreet moved the adoption of the following **HR 271**:

HR 271, A RESOLUTION honoring Mr. & Mrs. William Depp Davis, Sr. on the occasion of their 55th wedding anniversary.

WHEREAS, on March 30, 1990, Mr. & Mrs. William Depp Davis, Sr. will celebrate their 55th wedding anniversary much to the joy of their family and friends; and

WHEREAS, Mr. & Mrs. William Depp Davis, Sr. lived in the Bliss community for over 45 years before moving to Columbia where they now reside; and

WHEREAS, Mrs. William Depp Davis, Sr. is a retired Adair County librarian; and

WHEREAS, William Depp Davis, Sr. retired at age 75 in 1983 from a life of farming on the family acreage; and

WHEREAS, Mr. & Mrs. William Depp Davis, Sr. are conscientious citizens of the Commonwealth and never miss voting each election day; and

WHEREAS, their devoted children feel that Mr. & Mrs. Depp Davis, Sr. have been wonderful parents and are very proud of them;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this august body do hereby express their heartfelt joy and best wishes on the occasion of the 55th wedding anniversary of Mr. & Mrs. William Depp Davis, Sr.

Section 2. That when the House of Representatives adjourns this day Friday, March 30, 1990, it does so in honor of Mr. & Mrs. William Depp Davis, Sr.

Section 3. That the Clerk of the House be directed to transmit a copy of this resolution to Mr. & Mrs. William Depp Davis, Sr. at their home, 313 N. Frazier Ave., Columbia, Kentucky 42728.

HR 271 was adopted by voice vote.

Representative Stumbo moved that when the House adjourns it do so by voice vote. Agreed.

Representative Stumbo that when the House adjourns it do so until 10:00 a.m., Friday, March 30, 1990. Agreed.

Representative Bronger moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Bronger moved that he be recorded as voting “yea” on **HB 929**. Agreed.

Representative Todd moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Todd moved that his vote be changed from “yea” to “nay” on **HB 38**. Agreed.

Representative Freibert moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Freibert moved that her vote be changed from “nay” to “yea” on **HJR 185**. Agreed.

Representative Gedling moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Gedling moved that his vote be changed from “nay” to “yea” on **HB 65**. Agreed.

Representative Bronger moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Bronger moved that his vote be changed from “yea” to “abstain” on **HB 188**. Agreed.

Representative Stumbo moved that the House adjourn until 10:00 a.m., Friday, March 30, 1990.

The motion that the House adjourn until 10:00 a.m., Friday, March 30, 1990 was adopted by voice vote.

FRIDAY, MARCH 30, 1990

FIFTY-EIGHTH LEGISLATIVE DAY

The House was called to order by Speaker Blandford.

Prayer by Rev. Floyd Greene, First Baptist Church, Versailles.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present.

Representative McElroy moved that the reading of the Journal of March 29, 1990 be dispensed with and the same approved. Agreed.

Senate Message

Message received on **SB 190**: The Senate has approved the following members to serve on a Conference Committee on **SB 190**: Senators Higdon, May and Huff.

HB 157 returned with the following message: The Senate has refused to receded from its Floor Amendment No. 1 to **HB 157** and is respectfully asking for a Conference Committee to be appointed. The Senate has appointed the following members to serve on a Conference Committee on **HB 157**: Senator Moloney, Chairman; Senators McCuiston, Bailey, Berger, Schmidt and Williams.

HB 748 returned with the following message: The Senate has refused to recede from its Amendment No. 1 to **HB 748** and is respectfully asking for a Conference Committee to be appointed. The Senate has appointed the following members to serve on a Conference Committee on **HB 748**: Senator Higdon, Chairman; Senators Pearman and LeMaster.

HB 799 returned with the following message: The Senate has refused to recede from its Amendment No. 1 and Floor Amendment No. 2 to **HB 799** and is respectfully asking for a Conference Committee to be appointed. The Senate has appointed the following members to serve on a Conference Committee on **HB 799**: Senator Moloney, Chairman; Senators McCuiston, Bailey, Berger, Schmidt and Williams.

HB 814 returned with the following message: The Senate has refused to recede from its Floor Amendment No. 2 to **HB 814** and is respectfully asking for a Conference Committee to be appointed. The Senate has appointed the following members to serve on a Conference Committee on **HB 814**: Senator Ford, Chairman; Senators Rogers and Shaughnessy.

HB 920 returned with the following message: The Senate has refused to recede from its Floor Amendment No. 1 to **HB 920** and is respectfully asking for a Conference Committee to be appointed. The Senate has appointed the following members to serve on a Conference Committee on **HB 920**: Senator Bradley, Chairman; Senators Neal and Stuart.

Introduction of Bills and Resolutions

HR 284, by Representative Lewis: A RESOLUTION honoring Howard Beth, coach of the Marshall County High School girls' basketball team.

Reference of Bills and Resolutions

The Clerk reported the Committee on Committees has referred the following Bill:

Appropriations and Revenue: **HB 464**.

Representative Mack moved the rules be suspended to act upon a Legislative Citation. Agreed.

Representative Mack moved the adoption of the following Legislative Citation No. 70. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes, commends and thanks the L.R.C. Education Committee Staff for your outstanding dedication, endless efforts and tireless commitment to the educational issues facing the Commonwealth. As a result of your many hours of hard work the 1990 General Assembly will be able to provide many young Kentuckians the opportunity to gain a broader education, a greater appreciation of life and a brighter future.

This prestigious body joins Representative Louie Mack in honoring the Education Committee Staff for your outstanding service to the General Assembly and the youth of Kentucky.

Orders of the Day

HB 924, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 1 to **HB 924** is as follows:

Amend printed copy of **HB 924** on page 3, after line 10, by adding the following section:

"Section 5. KRS 342.350 is amended to read as follows:

(1) In order to comply with KRS 342.340 groups of employers may form, either among themselves or with employers in other states, mutual insurance associations or reciprocal or interinsurance exchanges subject to the insurance laws of this state and such reasonable conditions and restrictions not inconsistent therewith as may be fixed by the board. Membership in such mutual insurance associations or reciprocal or interinsurance exchanges so approved, together with evidence of the payment of premiums due, shall be evidence of compliance with KRS 342.340.

(2) The board may, except as provided in subsection (3), require any mutual insurance association or reciprocal or interinsurance exchange to purchase an annuity or to effect reinsurance with a company authorized to transact insurance in this state or to make such deposit with a bank or trust company of this state as shall in either case be approved by the board for the purpose of fully securing the payment of all deferred installments upon any claim for compensation.

(3) Any mutual insurance association or reciprocal or interinsurance exchange possessing a surplus of at least one hundred thousand dollars ($100,000) and not less in amount than the capital required of a domestic stock insurance company transacting the same kind of insurance, shall not be required to purchase an annuity or effect reinsurance with a company authorized to transact insurance in this state or to make such a deposit with a bank or trust company of this state for the purpose of fully securing the payment of all deferred installments upon any claim for compensation.

(4) In addition, the board, under rules and regulations as it shall prescribe, may permit two (2) or more employers ***or two (2) or more city, county, municipal, or urban county employers or their agencies*** to enter into agreements to pool their liabilities under this chapter for the purpose of qualifying as self-insurers. Employers securing certification as group self-insurers are regulated by the rules and regulations drawn by the workers' compensation board and are not to be in any way subject to the provisions of subsections (1), (2), and (3) of this section; provided, however, that the governor may assign the regulatory authority under this subsection to another board or agency pursuant to KRS 42.005.".

Representative Barrows moved that the House concur in Senate Floor Amendment No. 1 to **HB 924**. Agreed.

Representative Barrows moved that **HB 924**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 85, Nays 1. (See March 30, 1990 roll call on **HB 924** - Appendix.)

HB 924, as amended by the Senate, was passed and the title agreed to.

Representative Barrows moved that the vote by which **HB 924**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that **HB 578** be recommitted to the Committee on Appropriations and Revenue. Agreed.

HB 168, with Senate Amendment attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Floor Amendment No. 1 to **HB 168** is as follows:

Amend printed copy of **HB 168** on page 2, after line 13, by adding the following:

"Section 3. KRS 236.060 is amended to read as follows:

(1) KRS 236.005 to 236.150 shall not apply to boilers or pressure vessels or related piping under federal control.

(2) KRS 236.005 to 236.150 shall not apply to the following boilers or related piping:

(a) Boilers or pressure vessels located on farms and used solely for agricultural purposes;

(b) Boilers or pressure vessels located at any oil refineries;

(c) ***Boilers or pressure vessels located at any utility that is subject to the provisions of KRS 278.020, if the boilers or pressure vessels are inspected by a special boiler inspector under the provisions of KRS 236.110 except that the inspection interval provided for in KRS 236.110 shall be extended to eighteen (18) months;***

(d) Steam or vapor boilers used for heating purposes carrying a pressure of not more than fifteen (15) pounds per square inch gauge, and which are located in private residences or in apartment houses of less than six (6) families;

(e)[~~(d)~~] Hot water heating boilers carrying a pressure of not more than thirty (30) pounds per square inch gauge which are located in private residences or in apartment houses of less than six (6) families or hot water supply boilers which are located in private residences or in apartment houses of less than six (6) families;

(f)[~~(e)~~] Any unfired pressure vessels used as containers for liquefied petroleum gases and subject to the jurisdiction of the Department of Housing, Buildings and Construction under KRS Chapter 234;

(g)[~~(f)~~] Pressure vessels used for transportation of compressed gases if constructed and operated in compliance with specifications and regulations of another state or federal authority;

(h)[~~(g)~~] Pressure vessels containing air located on vehicles operating under the regulations of another state or federal authority;

(i)[~~(h)~~] Pressure vessels operating at a maximum pressure of fifteen (15) PSI or less;

(j)[~~(i)~~] Single wall pressure vessels having an inside diameter of six (6) inches;

(k)[~~(j)~~] Pressure vessels with a nominal water containing capacity of one hundred twenty (120) gallons or less, to be used for domestic supply purposes, for containing water under pressure, including those containing air, the compression of which serves only as a cushion;

(l)[~~(k)~~] Pressure vessels containing water heated by steam or other indirect means when none of the following are exceeded:

1. Heat input of two hundred thousand (200,000) BTU/Hr.;

2. Water temperature of two hundred ten (210) degrees Fahrenheit;

3. Water storage capacity of one hundred twenty (120) gallons;

(m)[~~(l)~~] Coil type hot water boilers without a steam space and where no steam is generated within the confines of the unit but where water flashes into steam when released to atmospheric pressure by the operation of a manually operated nozzle, unless one of the following is exceeded:

1. Three quarter (3/4) inch inside diameter tubing or pipe size with no drum or header attached;

2. Six (6) gallon water containing capacity;

3. Three hundred fifty (350) degrees Fahrenheit water temperature;

(n)[~~(m)~~] Water heaters which are directly fired with oil, gas or electricity when none of the following limitations are exceeded:

1. Heat input of two hundred thousand (200,000) BTU/Hr.;

2. A water temperature of two hundred ten (210) degrees Fahrenheit;

3. A water containing capacity of one hundred twenty (120) gallons;

(o)[~~(n)~~] Pressure vessels which may be classified as:

1. Pressure containers which are integral parts of components of rotating or reciprocating mechanical devices such as pumps, compressors, turbines, generators, engines and hydraulic or pneumatic cylinders where the primary design considerations or stresses are derived from the functional requirements of the device; or

2. Structures whose primary function is the transport of fluids from one location to another within a system of which it is an integral part, that is, piping system."

Representative Donnermeyer moved that the House refuse to concur in Senate Floor Amendment No. 1 to **HB 168**. Agreed

HB 242, with Senate Committee Substitute and Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Committee Substitute to **HB 242** is as follows:

HB 242, AN ACT relating to the Kentucky Bicentennial.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 153.390 is amended to read as follows:

The Kentucky Bicentennial Commission shall:

(1) Prepare an overall program to include specific plans for celebrating in 1992 the two hundredth anniversary of Kentucky's admission as the fifteenth state of the United States of America;

(2) Select persons and events to be commemorated. In preparing its plans and programs, the commission shall give consideration to any plans advanced by civic, patriotic, historical or educational groups, and cooperate with them in all possible ways. The commission may designate special committees with representation from such groups to plan and conduct specific programs;

(3) Encourage the location and presentation of books, documents, manuscripts, letters, relics and other materials pertaining to the settlement of Kentucky and its attainment of statehood; [~~and~~]

(4) Prepare on or before November 1, 1987, and each year thereafter, a complete report of the commission's activities and plans for the celebration in 1992***; and***

(5) Establish a bicentennial celebration fund which shall be used by the commission to cover expenses incurred in the bicentennial celebration. The commission shall not use more than two percent (2%) of the total bicentennial celebration fund for the purpose of covering administrative expenses. After July 15, 1990, the commission shall have the authority to borrow an amount of money equal to, but not exceeding, the amount of gross revenue projected by the Transportation Cabinet to be received by the commission from the additional fee in subsection (3) of Section 5 of this Act for the first two (2) quarters of calendar year 1991. The commission may borrow money from the General Fund or from a source appproved by the secretary of the Finance and Administration Cabinet. Any interest accrued by moneys placed in the bicentennial fund shall remain in the fund for use by the commission. After July 15, 1993, any moneys remaining in the fund shall be transferred to a trust and agency fund, established by the Finance and Administration Cabinet and administered by the Kentucky Heritage Council for the purpose of matching Kentucky Humanities Council grants and other similar grants which promote or explore Kentucky's heritage.

Section 2. KRS 186.060 is amended to read as follows:

(1) Applications for registration of motor vehicles owned exclusively by a county, city, urban county, or board of education, or emergency and ambulance vehicles operated by nonprofit corporations organized by units of government in the state or by the state or federal government shall be accompanied by a statement from the head of the department of the governmental unit that owns the motor vehicle, certifying that the motor vehicle is exclusively owned and operated by the governmental unit. The application and statement shall be forwarded by the county clerk to the cabinet, which shall give special authority to the clerk to register it. Upon receiving that authority the clerk shall issue a registration receipt and the official number plate described in KRS 186.240***(1)(c)***[~~(3)~~], and report the registration to the head of the department authorizing the registration. For his services in issuing such certificate of registration and number plate and reporting the same, the county clerk shall be entitled to a fee of fifty cents (50) in each instance, to be paid by the department upon whose authorization such license was issued.

(2) After such registration of any vehicle owned exclusively by a county, city, urban county, or board of education, or emergency and ambulance vehicles operated by nonprofit corporations organized by units of government in the state, or by the state or federal government and after issuance of such number plate for such vehicle so owned, no subsequent registration or renewal of same, and no subsequent renewal of a number plate of said vehicle shall be necessary so long as said vehicle is owned exclusively by such governmental unit except in the case of loss or destruction of said license plate. In the event of such loss or destruction, said number plate shall be replaced in the same manner as if no plate had ever been issued.

(3) When a motor vehicle owned exclusively by a county, city, urban county, or board of education, or emergency and ambulance vehicles operated by nonprofit corporations organized by units of government in the state, or by the state or federal government is transferred or sold to another governmental unit a new

license plate shall be issued for the vehicle in the same manner as provided for in subsection (1) of this section and shall have the same effect as given to such license plates in subsection (2) of this section.

(4) No person shall use on a motor vehicle, not exclusively owned by a county, city, urban county, board of education, or emergency and ambulance vehicles operated by nonprofit corporations organized by units of government in the state, or the state or federal government, any license plate that has been issued for use on a motor vehicle owned by such a governmental unit.

Section 3. KRS 186.061 is amended to read as follows:

(1) Applications for registration of motor vehicles owned exclusively by any nonprofit volunteer fire department, volunteer fire prevention unit or volunteer fire protection unit shall be accompanied by a statement from the chief or assistant chief of the volunteer fire department or unit that owns the motor vehicle, certifying that the motor vehicle is exclusively owned and operated by the volunteer fire department or unit. The application and statement shall be forwarded by the county clerk to the cabinet, which shall give special authority to the clerk to register it. Upon receiving that authority the clerk shall issue a registration receipt and the official number plate described in KRS 186.240***(1)(c)***[~~(3)~~], and report the registration to the head of the cabinet authorizing the registration. For his services in issuing such certificate of registration and number plate and reporting the same, the county clerk shall be entitled to a fee of fifty cents (50) in each instance, to be paid by the volunteer fire department or unit.

(2) After such registration of any vehicle owned exclusively by any nonprofit volunteer fire department, volunteer fire prevention unit or volunteer fire protection unit and after issuance of such number plate for such vehicle so owned, no subsequent registration or renewal of same, and no subsequent renewal of a number plate of said vehicle shall be necessary so long as said vehicle is owned exclusively by such volunteer fire department or unit except in the case of loss or destruction of said license plate. In the event of such loss or destruction, said number plate shall be replaced in the same manner as if no plate had ever been issued.

(3) When a motor vehicle owned exclusively by any nonprofit volunteer fire department, volunteer fire prevention unit or volunteer fire protection unit is transferred or sold to another nonprofit volunteer fire department, volunteer fire prevention unit or volunteer fire protection unit or another governmental unit a new license plate shall be issued for the vehicle in the same manner as provided for in subsection (1) of this section and shall have the same effect as given to such license plates in subsection (2) of this section.

(4) No person shall use on a motor vehicle, not exclusively owned by any nonprofit volunteer fire department, volunteer fire prevention unit, or volunteer fire protection unit, any license plate that has been issued for use on a motor vehicle owned by such a volunteer fire department or unit.

Section 4. KRS 186.174 is amended to read as follows:

(1) Any owner or lessee of a motor vehicle that is required to be registered under the provisions of KRS 186.050(1) or (3)(a), except taxicabs, airport limousines and rental motor vehicles, for any owner of a motorcycle required to be registered under the provisions of KRS 186.050(2) may, in addition to registration under KRS 186.050(1) or (3)(a), obtain a personalized license plate. A personalized plate shall not be issued unless an application accompanied by a fee of twenty-five dollars ($25) is received by the transportation cabinet on or before September 1 preceding the year in which the plate or renewal thereof is to be issued. Any payments required to be made under this section shall be in the form of a certified check, a cashier's check or a money order. The application and the twenty-five dollar ($25) fee is to be forwarded immediately to the transportation cabinet. Personalized plates issued under this section expire December 31 each year.

(2) No personalized plate shall be issued which would conflict with or duplicate the alphabetical-numerical system used for regular license plates or any other license plates issued in this Commonwealth, and it shall contain a combination of not more than six (6) letters of the alphabet and arabic numerals, including spaces. No personalized plate shall be issued if, in the discretion of the cabinet, it carries such letter or number combinations which might carry connotations offensive to good taste and decency. The owner or lessee shall make a new application and pay a new fee each year he desires to obtain a personalized plate. Once an applicant obtains a personalized plate, he will have first priority on that plate for each of the following years that he makes timely and proper application. All personalized license plates issued pursuant to this section after December 31, 1988, shall have the same design as the license plates described by KRS 186.240***(2)***[~~(4)~~].

(3) When registering a vehicle required to be registered under KRS 186.050(1) or (3)(a) the cabinet shall send the personalized plate to the county clerk in the county in which the applicant would be required to register his motor vehicle. The county clerk of the county of residence shall issue said personalized license plate and receive thirteen dollars fifty cents ($13.50), of which two dollars ($2.00) shall constitute the clerk's fee and eleven dollars fifty cents ($11.50) shall constitute the cabinet's fee.

(4) When registering a motorcycle, the cabinet shall send the personalized plate to the county clerk

in the county in which the applicant would be required to register his motorcycle. The clerk shall issue said personalized plate and receive five dollars ($5) and three dollars ($3) for each sidecar attachment.

(5) (a) Upon the sale, transfer or termination of lease of such motor vehicle bearing such personalized plate, the owner or lessee shall remove same and return it and the certificate of registration to the county clerk. The clerk shall issue a regular license plate and certificate of registration upon payment of an eleven dollar fifty cent ($11.50) state fee and a two dollar ($2) clerk's fee. This vehicle can then be transferred as provided by KRS Chapter 186.

(b) When said personalized plate has been presented to the clerk, he shall reissue same free of charge by the transportation cabinet and upon payment of a one dollar ($1.00) clerk's fee, for use on any other vehicle of the same classification and category owned or leased by the same person purchasing the personalized plate for the current license period. The license plate and decal on this other vehicle shall be turned in to the county clerk, who will forward the license plate to Frankfort.

(6) Any applicant seeking a license plate according to this section for a vehicle provided to him pursuant to an occupation shall conform to the requirements set forth in KRS 186.050(14).

(7) In the event a personalized plate deteriorates, if he has not transferred a vehicle during the current license period, the applicant may obtain a regular plate free.

(8) The secretary of the transportation cabinet may make such administrative regulations as he deems necessary to further the purposes of this section.

Section 5. KRS 186.240 is amended to read as follows:

(1) It shall be the duty of the cabinet to carry out the provisions of KRS 186.005 to 186.260, and in so doing ***it*** shall:

(a)[~~(1)~~] Prepare and furnish to the clerk in each county a sufficient supply of all forms and blanks provided for in KRS 186.005 to 186.260, provided that the forms for receipts shall be designated for the writing of not less than triplicate copies, the originals of which shall be numbered consecutively for each county; the second and third copies bearing the same number as the original. Receipts to be used as duplicates for lost receipts, as provided in KRS 186.180(1), shall be in duplicate only, and shall not be numbered;

(b)[~~(2)~~] Keep a numerical record of all registration numbers issued in the state, for which they may use the second copy of receipts forwarded by the clerk of each county, and also keep a record of motor or vehicle identification numbers required by KRS 186.160; ***and***

(c)[~~(3)~~] Furnish to each clerk, originally each year upon estimate, and thereafter upon requisition at all times a sufficient supply of plates and other insignia evidencing registration for all classes of vehicles required to be registered. The cabinet shall prescribe a plate of practical form and size for police identification purposes which shall contain the registration number, the word "Kentucky" and the name of the county in which the plate is issued or in lieu thereof the words "Official," "Transportation," "Executive," "Farm," or in the case of plates for commercial vehicles, such words or information as the Department of Vehicle Regulation may by regulation provide and the year for which the license is issued if the year is not evidenced as otherwise provided in this chapter; provided, however, no numerals indicating any year shall be placed upon any license plate issued under and in accordance with the provisions of KRS 186.060, relating to the licensing of vehicles owned exclusively by the state and of KRS 186.061, relating to the licensing of vehicles owned exclusively by any nonprofit volunteer fire department, volunteer fire prevention unit, and volunteer fire protection unit. A state slogan may be placed upon such plate if so desired. [~~;~~]

(2)[~~(4)~~] All license plates issued pursuant to KRS 186.050(1) after January 1, 1988, shall conform to the provisions of subsection ***(1)(c)***[~~(3)~~] of this section except that the word "Kentucky" shall be centered above the county name in which the plate is issued, the words "Bluegrass State" shall be centered at the bottom of the plate below the registration number and the name of the county in which the plate is issued shall be centered in the upper portion of the plate above the registration number and below the word "Kentucky." After January 1, 1988, the Transportation Cabinet may provide for the issuance of reflectorized plates for any or all motor vehicles and if reflectorized plates are issued may collect a fee, in addition to the fee set out in KRS 186.050, of fifty cents (50).[~~;~~]

(3) (a) Upon initial application or registration renewal in calendar year 1991, persons registering a motor vehicle according to KRS 186.050(1) or (3)(a) shall receive a "bicentennial" license plate, in lieu of the registration plate described in subsection (2) of this section. Applications shall be accompanied by payment of the regular registration fee. In addition, for use of a bicentennial name, trademark or logo, a fee of two dollars and fifty cents ($2.50) shall be collected at the time of registration each of the two (2) years the plate is issued. The Transportation Cabinet shall receive one dollar and seventy-five cents ($1.75) of the

additional fee for all vehicles registered pursuant to this subsection during calendar year 1991 for the purpose of covering the cost of materials and any contractual agreements made with the Corrections Cabinet relating to the bicentennial license plate. The balance of the additional fee collected in 1991 and the entire amount of the additional fee collected in calendar year 1992 shall be credited to the bicentennial celebration fund established in Section 1 of this Act.

(b) The "bicentennial" license plate shall be designed by the bicentennial commission and approved by the Transportation Cabinet and shall be issued for calendar year 1991 and shall expire at the end of the applicant's renewal month in 1993 and shall not be renewable thereafter. At the time of renewal in 1992 and upon payment of eleven dollars fifty cents ($11.50), a two dollar ($2) clerk's fee and the additional fee described in paragraph (a) of this subsection, the clerk shall issue a renewal decal designed by the commission and as approved by the Transportation Cabinet.

(c) The registration plate under this subsection shall be issued for a period of two (2) years, replacing the regular registration plate, and shall be subject to the registration provisions of KRS Chapter 186 the provisions of this section notwithstanding.

(4)[~~(5)~~] The Transportation Cabinet shall receive all moneys forwarded by the clerk in each county and turn same over to the State Treasurer for the benefit of the state road fund.[~~;~~]

(5)[~~(6)~~] The Transportation Cabinet shall require an accounting by the clerk in each county for any moneys received by him under the provisions of this chapter, after the deduction of his fees under this chapter, and for all receipts, forms, plates and insignia consigned to him. The Auditor of Public Accounts, pursuant to KRS 43.071, shall annually audit each county clerk concerning his responsibilities for the collection of various fees and taxes associated with motor vehicles. The secretary of the Transportation Cabinet, with the advice, consultation and approval of the Auditor, shall develop and implement an inventory and accounting system which shall insure that the audits mandated in KRS 43.071 are performed in accordance with generally accepted auditing standards. The Transportation Cabinet shall pay for the audits mandated by KRS 43.071. [~~; and~~]

(6)[~~(7)~~] When applied for under KRS 186.160, motor or vehicle numbers assigned shall be distinctive to show that they were designated by the cabinet.

The Senate Floor Amendment No. 1 to **HB 242** is as follows:

Amend printed copy of SCS to **HB 242** on page 12, line 9, after the "." by deleting the following: "***In addition, for use of a***" and on page 12, by deleting lines 10 through 23 in their entirety.

On page 13, lines 3 through 6, by deleting the following: "***and upon payment of eleven dollars fifty cents ($11.50), a two dollar ($2) clerk's fee and the additional fee described in paragraph (a) of this subsection***".

The Senate Floor Amendment No. 2 to **HB 242** is as follows:

Amend printed copy of SCS to **HB 242** on page 2, lines 2 through 5, by deleting the following language: "***The commission shall not use more than two percent (2%) of the total bicentennial celebration fund for the purpose of covering administrative expenses.***"

On page 2, lines 7 through 11, by deleting the following language: "***gross revenue projected by the Transportation Cabinet to be received by the commission from the additional fee in subsection (3) of Section 5 of this Act for the first two (2) quarters of calendar year 1991***" and by inserting in lieu thereof the following: "***money appropriated for bicentennial projects***".

Representative Worthington moved that the House concur in the Senate Committee Substitute to **HB 242**. Agreed.

Representative Worthington moved that the House concur in Senate Floor Amendment No. 1 to **HB 242**. Agreed.

Representative Worthington moved that the House concur in Senate Floor Amendment No. 2 to **HB 242**. Agreed.

Representative Worthington moved that **HB 242**, by way of Senate Committee Substitute as amended by the Senate, be passed.

On the roll call the vote was: Yeas 89, Nays 0. (See March 30, 1990 roll call on **HB 242** - Appendix.)

HB 242, by way of Senate Committee Substitute as amended by the Senate, was passed and the title agreed to.

Representative Worthington moved that the vote by which **HB 242**, by way of Senate Committee Substitute as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 115, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 115** is as follows:

Amend printed copy **HB 115** on page 11, lines 22-26, by deleting same and replacing it lieu thereof the following:

"***(1) Any persons who sells any alcoholic beverage, as defined in KRS 241.010, for consumption on the premises shall post, in a conspicuous place on the premises, a sign which clearly reads "WARNING: DRINKING ALCOHOLIC BEVERAGES DURING PREGNANCY CAN CAUSE BIRTH DEFECTS." The warning shall be posted in any place where alcoholic beverages are sold by the drink and licensed issued pursuant to KRS Chapter 243.***

(2) The Alcoholic Beverage Control Commission shall produce or obtain warning signs as required by subsection (1) of this Act for distribution to persons required to post the signs."; and

On page 12, lines 1-10, by deleting same.

The Senate Amendment No. 2 to **HB 115** is as follows:

Amend printed copy **HB 115** on page 5, line 2, by deleting the word "***payment***" and by substituting therefor the words: "***the contribution***".

The Senate Floor Amendment No. 3 to **HB 115** is as follows:

Amend printed copy of **HB 115** on page 8, line 2, after the number "(25)", by inserting the following:

"***Temporary minimum sale license*** ***$25.00***

(26)";

On page 8, line 9, before the word "***In***" by deleting the number "***(26)***" and inserting in lieu thereof, the number "***(27)***";

On page 9, line 17, after the number "(11)", by inserting the following:

"***Temporary minimum sale license*** ***$25.00***

(12)";

On page 10, line 2, before the word "***In***" by deleting the number "***(12)***" and inserting in lieu thereof, the number "***(13)***";

On page 12, after line 10, by adding the following:

SECTION 7. A NEW SECTION OF KRS CHAPTER 242 IS CREATED TO READ AS FOLLOWS:

"***(1) Any precinct located within any city or county in which prohibition is in effect in all or part of the city or county shall be designated as a temporary minimum sale precinct by the governing body of the city or county, provided the governing body determines to its satisfaction that the general trade, business, economy, and tourism of the precinct within the city or county shall be best served by reason of the legal sale of alcoholic beverages. For the purpose of making the determination, the governing body may hold hearings, examine witnesses, or receive evidence as it deems necessary or desirable for such purposes.***

(2) Upon a determination by the governing body as provided for in subsection (1) of this section, the governing body of the city or county shall by ordinance designate the precinct as a temporary minimum sale precinct and shall provide for an election to be held in the precinct to take the sense of the people as to the discontinuance of prohibition in the precinct.

(3) The election shall be held in the precinct in the manner prescribed in KRS 242.010 to 242.040 and KRS 242.060 to 242.120. The election shall not be deemed to be an election in the "same territory" within the meaning of subsection (5) of KRS 242.030; provided, however, that no election on the same question shall be held in the same precinct more often than once every three (3) years.

(4) The question shall be presented to the voters in conformance with the requirements of KRS 242.050, except that the form of the proposition shall be, "Are you in favor of the temporary minimum sale of alcoholic beverages in (official name and designation of precinct)?"

(5) If a majority of the votes cast in any temporary minimum sale precinct in which an election is held pursuant to this section are in favor of the temporary minimum sale of alcoholic beverages in that precinct, the governing body of the city or county shall by ordinance create or provide for the office of city alcoholic beverage control administrator or county alcoholic beverage control administrator pursuant to KRS Chapter 241.

(6) Licenses to sell alcoholic beverages by the drink for consumption on the premises may be granted in any temporary minimum sale precinct. Licenses to sell alcoholic beverages pursuant to this section may also be issued for events sponsored by civic or nonprofit organizations."; and

and renumbering subsequent sections accordingly.

Representative Rapier moved that the House refuse to concur in all Senate Amendments to **HB 115**. Agreed.

Report on Enrolled Bills

The Committee on Enrollment reported **SB 30, SB 51, SB 89, SB 171, SB 172, SB 173, SB 255, SB 317, SB 211, HB 38, HB 40, HB 65, HB 159, HB 188, HB 306, HB 475, HB 595, HB 600, HB 603, HB 605, HB 632, HB 696, HB 715, HB 751, HB 795, HB 796, HB 830, HB 893, HB 929, HJR 185, HB 537, HB 538** and **HB 579** had been examined and found correctly enrolled. Said Bills and Resolution read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 10:24 a.m.)

HB 38, HB 40, HB 65, HB 159, HB 188, HB 306, HB 475, HB 595, HB 600, HB 603, HB 605, HB 632, HB 696, HB 715, HB 751, HB 795, HB 796 HB 830, HB 893, HB 929, HJR 185, HB 537, HB 538 and **HB 579** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Orders of the Day (Continued)

A Conference Committee Report was filed on **HB 157**.

Representative T. Jones moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 289, by Representative T. Jones: A RESOLUTION honoring the Spencer County High School Lady Bear Varsity Cheerleaders.

Representative T. Jones moved the adoption of the following **HR 289**:

HR 289, A RESOLUTION honoring the Spencer County High School Lady Bear Varsity Cheerleaders.

WHEREAS, the Spencer County High School Lady Bear Varsity Cheerleaders placed first in statewide competition at Western Kentucky University on March 17, 1990; and

WHEREAS, the success of this talented squad is attributable to the disciplined and artistic talents of team members Kim Coulter, Tiffany Caudill, Meredith Brown, Emily Dennis, Jennifer Bell, Ashley Jewell, Susanne Moore, Lee Ann Gibbens, and Stephanie Knopp; and

WHEREAS, Coach Karen Sapp and Spencer County High School's Principal Jim Huggins must be recognized and commended for their sterling guidance;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives salutes these outstanding varsity cheerleaders, along with their coach and the squad's supportive parents.

Section 2. That the Clerk of the House is directed to transmit copies of this Resolution to the principal and faculty of the Spencer County High School for distribution to their victorious varsity cheerleaders.

HR 289 was adopted by voice vote.

Representative Clarke moved that the Conference Committee Report on **HB 157** requesting a Free Conference be adopted. Agreed.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **HB 157**.

HB 449, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Lewis moved that **HB 449**, as amended by the Senate be passed.

On the roll call the vote was: Yeas 40, Nays 40. (See March 30, 1990 roll call on **HB 449** - Appendix.)

HB 449, as amended by the Senate, was defeated.

Representative Stumbo moved that the rules be suspended to introduce and act upon Resolutions and Citations. Agreed.

Representative Noe moved the adoption of the following **HR 262**:

HR 262, A RESOLUTION adjourning the House of Representatives in honor of the school children of Kentucky.

WHEREAS, the 1990 session of the General Assembly shall stand through history as a testimonial to the hopes of a brighter academic future for our Commonwealth; and

WHEREAS, the acumen of Kentucky's three branches of government worked toward a single goal during the 1990 session of the Kentucky General Assembly; and

WHEREAS, it is the hope of this honorable body that the differences between the several school districts of the Commonwealth shall be removed; and

WHEREAS, the final judgment of the actions of this 1990 session of the Kentucky General Assembly shall come only with the enrichment of a generation of Kentucky students and with the stern scrutiny of history;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does recognize the hopes and the aspirations of the school children of Kentucky.

Section 2. That when the House of Representatives of the General Assembly of the Commonwealth of Kentucky adjourns this day, Friday, March 30, 1990, it does so in honor of the school children of the Commonwealth of Kentucky.

HR 262 was adopted by voice vote.

Representative P. Richardson moved the adoption of the following Legislative Citation No. 94. Agreed.

The House of Representatives of the Commonwealth of Kentucky recognizes and commends The Stanton Nursing Center. The Cabinet for Human Resources has awarded the Stanton Nursing Center a "Superior" rating for their intermediate care unit. This "Superior" rating was granted for compliance with minimum standards for licensing and exceeding those standards in at least six of the eleven areas inspected. This rating is reflective of the compassion and professionalism demonstrated by staff towards the patients in this unit. The citizens of Powell County should be proud of the outstanding service provided by this facility and the staff.

This prestigious body joins Representative Paul W. Richardson in commending the Stanton Nursing Center for the outstanding care and service provided to their patients.

Representative P. Richardson moved the adoption of the following two legislative citations both numbered as Legislative Citation No. 93. Agreed.

The House of Representatives of the Commonwealth of Kentucky recognizes and honors the volunteer organization, Cultural Exchange Partners of the Americas.

This body salutes the participants of the Cultural Exchange Partners of the Americas, the largest volunteer organization in the Western Hemisphere. You are sharing your culture and heritage from Ecuador with citizens throughout Kentucky. Your support of this musical group allows the message for worldwide peace and understanding to be carried from Otavalo, Ecuador to points around the world.

This prestigious body joins Representative Paul W. Richardson in honoring you for bringing this musical message to the citizens of the Commonwealth. We extend to you our very best wishes for a pleasant visit in Kentucky and best wishes for continued success during future travels.

Representative P. Richardson individually honored the following participants of the Cultural Exhange Partners of the Americas:

Alberto Espinosa Anguaya, Luis Espinosa Anguaya, Yolanda Chicaiza, Alberto Maigua, Edison Moreta Maigua, Jose Morales Morales, Juan Gustavo Sandoval Narvaez, and Jamie Yecelya Otavalo.

The House of Representatives of the Commonwealth of Kentucky recognizes and honors supporters of Cultural Exchange Partners of the Americas.

This body proudly salutes Governor Marco Almeida of Imbabura Province, Ecuador, and Miguel Harrington of Harrington Industries for your support of and participation in, the Cultural Exchange Partners of the Americas, the largest volunteer organization in the Western Hemisphere. You are sharing your culture and heritage from Ecuador with citizens throughout Kentucky. Your support of this musical group allows the message for worldwide peace and understanding to be carried from Otavalo, Ecuador to points around the world.

This prestigious body joins Representative Paul W. Richardson in honoring you for bringing this musical message to the citizens of the Commonwealth. We extend to you our very best wishes for a pleasant visit in Kentucky and best wishes for continued success during future travels.

Representative T. Jones moved the adoption of the following Legislative Citation No. 88. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby honors and congratulates Burgin Independent School's sixth grade students.

This body salutes those 6th grade students at the Burgin Independent School upon completion of the Drug Abuse Resistance Education Program, under the direction of Officer Ralph Anderson of the Mercer County Sheriff's Department along with Elizabeth VanArsdall and Eula Schneider. We salute your willingness to participate in this program and for the commitment you have made to help each of us challenge and conquer this very real destructive problem.

We, the Kentucky House of Representatives, join State Representative Tom Jones in commending you for the dedication you have shown to this program and encourage your continued participation in the fight against drug abuse.

Representative T. Jones individually honored the following sixth grade students at Burgin Independent School:

Crystal Bailey, Nathan Bartley, Toney Benjamin, Jamie Bottom, Katie Brown, Stacy Brown, Richard Carey, Jeffrey Chapman, Kara Cummings, Shea Curtsinger, Jennifer Dargavell, Christopher Dunn, Frank Edwards, Christina Foutch, Bill Hayslett, Amanda Heck, Tammy Henry, Stephanie Humber, Kasey Kasak, Sarah Leeds, Timothy Obrecht, Bruce Phillips, Jeremy Rion, Jacob Robinson, Spring Roney, Joshua Smothers, Nicole Sparrow, and Peggy Stinnett.

Representative Adkins moved the adoption of the following Legislative Citation No. 95. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and commends the Louisa Woman's Club on the celebration of your 50th anniversary and affiliation with the General Federation of Women's Clubs. The active involvement in community affairs and many contributions from club members has fulfilled the purpose of the GFWC to improve the quality of life of its members, their communities and their nation. These noteworthy achievements are being recognized by proclaiming April 24, 1990 as General Federation of Women's Club Centennial Day in the City of Louisa.

This prestigious body joins Representative Rocky Adkins in recognizing the Louisa Woman's Club for your many civic contributions. We extend to you our best wishes for continued success.

Representative Geveden moved the adoption of the following Legislative Citation No. 97. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and commends Alice Donahue, International President, General Federation of Women's Clubs. The General Federation of Women's Clubs will be celebrating its centennial anniversary on April 24, 1990. Dedication, commitment and wise leadership has enabled this diverse group of women to provide so many noteworthy contributions to communities around the world. The GFWC is designated as the largest, oldest, nondenominational, international service organization of volunteer women in the world. In recognition of your many valuable services Governor Wallace G. Wilkinson has designated April 24, 1990 as General Federation of Women's Clubs Centennial Day in our Commonwealth.

This prestigious body joins Representative Charles Geveden in saluting Alice Donahue for your outstanding leadership of the General Federation of Women's Clubs.

HR 286, by Representative Scorsone: A RESOLUTION honoring the Legislative Research Commission Student Interns.

Representative Scorsone moved the adoption of the following **HR 286**:

HR 286, A RESOLUTION honoring the Legislative Research Commission Student Interns.

WHEREAS, the Legislative Research Commission's prestigious student intern program has provided a substantive learning experience for outstanding college juniors and seniors; and

WHEREAS, during this 1990 Regular Session of the General Assembly, the following students have participated in LRC's Intern Program: Ellen M. Bielefeld; Thomas E. Dowler, Jr., Donna Michelle Hall, Darryl W. Hobbs, Kimberly H. Click, W. Ray Keesee, Sabrena Renee Kiser, Drew B. Leatherby, Frank McAnich II, Michelle R. Maynard, Russell B. Morgan, Penny Joe Peavler, Alan D. Rutenberg, David H. Sanders, William C. Schneider, Timothy S. Simpson, Clint T. Snedegar, Sean P. Sweeney, and Kerie Ruth Wilson; and

WHEREAS, these nineteen interns are among the best and brightest of Kentucky's student population; and

WHEREAS, the LRC interns have admirably, enthusiastically, and skillfully represented twelve colleges and universities statewide; and

WHEREAS, the LRC interns have brought their unique expertise and comprehensive knowledge to assist legislators and staff during the 1990 Regular Session of the Kentucky General Assembly; and

WHEREAS, the House of Representatives is extremely grateful to these young Kentuckians for a job well-done;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the 1990 Legislative Research Commission interns be publicly commended for their outstanding contribution to enhance and to strengthen the legislative process.

Section 2. That the members of this august body, individually and collectively, express sincere and fervent appreciation to the members of the LRC intern program.

Section 3. That when the House of Representatives of the General Assembly of the Commonwealth of Kentucky does adjourn this day, Friday, March 30, 1990, it does so in honor of the LRC student interns.

Section 4. That the Clerk of the House transmit copies of this Resolution to the Director of the LRC, the LRC intern coordinator, the intern campus coordinators, and the members of the student intern program.

HR 286 was adopted by voice vote.

Representative Reinhardt moved the adoption of the following Legislative Citation No. 98. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby congratulates Kristi Rice on capturing the crown of Miss Kentucky County Fair.

Miss Rice of Pendleton County demonstrated poise, charm and beauty to win the honor of holding the title Miss Kentucky County Fair. Your victory over the 75 entrants from local pageants is a reflection of hard work, dedication and personal sacrifice.

This prestigious body joins Representative Jon David Reinhardt in congratulating Miss Rice on your victory. We extend to you our best wishes for continued success in future endeavors.

HR 288, by Representatives Hancock, Jackson, Crupper, Farrow and Long: A RESOLUTION adjourning the House of Representatives in honor of the employees of the General Assembly.

Representative Hancock moved the adoption of the following **HR 288**:

HR 288, A RESOLUTION adjourning the House of Representatives in honor of the employees of the General Assembly.

WHEREAS, this honorable body does recognize and appreciate the excellent work done by the General Assembly employees during the 1990 Kentucky Legislative Session; and

WHEREAS, the General Assembly employees have given an outstanding effort and performance in their assistance to the members of this body; and

WHEREAS, the expertise, loyalty, and devotion of the staff of the General Assembly should be recognized and lauded; and

WHEREAS, the General Assembly employees possess a great sense of civic duty and responsibility by helping to further the smooth operation of the legislative process; and

WHEREAS, the enthusiasm and dedication of the General Assembly employees deserves to be recorded for posterity;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this august body does hereby express its deepest gratitude to the General Assembly employees for their unparalleled service during the 1990 Legislative Session.

Section 2. That when the House of Representatives adjourns this day, Friday, March 30, 1990, it does so in honor of the staff of the General Assembly employees.

HR 288 was adopted by voice vote.

Representative Hancock moved that a call of the roll be taken to show co-sponsors of **HR 288**. Agreed.

On the roll call the vote was yeas 94—Ackerson, Adkins, Allen, Altman, Ark, Arnold, Ballard, Barrows, Bentley, Blandford, Blevins, Bronger, Brown, Bruce, Burch, Butler, Callahan, Casebier, L. Clark, P. Clark, Cline, Crupper, Curd, Curtsinger, Cyrus, Deskins, Donnermeyer, Farrow, Ford, Freibert, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, K. Harper, Hatcher, Heleringer, Jackson, Jensen, Johnson, A. Jones, Keith, Kerr, Layman, Lear, Lefevers, Lewis, Lile, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Morris, Mullinix, Napier, Nelson, Nett, Noe, Noland, Northup, O'Brien, Overstreet, Preston, Priddy, Rapier, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Riner, Scorsone, Sheehan, Siler, B. Smith, R. Smith, Stokes, Strong, Stumbo, Todd, Turner, Walker, Ward, White, Worthington, Yates, Zimmerman.

Representative Gedling moved that the Conference Committee Report on **SB 190** requesting a Free Conference be adopted. Agreed.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **SB 190**.

Representative Deskins moved that the vote by which **HB 449** was defeated be reconsidered and placed in Orders of the Day.

On the roll call the votes was yeas 50—Adkins, Altman, Ark, Arnold, Ballard, Blandford, Blevins, Bronger, Brown, Burch, Butler, Callahan, Castleman, P. Clark, Curd, Curtsinger, Cyrus, Deskins, Donnermeyer, Geveden, Gray, Gregory, Hourigan, Jackson, Johnson, A. Jones, Keith, Lear, Lefevers, LeMaster, Lewis, Long, Lyne, Maggard, McBee, McElroy, Nett, Noe, Overstreet, B. Richardson, Ridley, Scorsone, Sheehan, B. Smith, Stumbo, Ward, White, Worthington, Yates, Zimmerman. Nays 30—Ackerson, Allen, Bentley, Bruce, L. Clark, Freibert, Gedling, J. Harper, K. Harper, Hatcher, Heleringer, Layman, Lile, Mack, Mason, Moberly, Morris, Napier, Nelson, Northup, O'Brien, Preston, Priddy, Reinhardt, Riner, Stokes, Strong, Todd, Turner, Walker.

The motion that the vote by which **HB 449** was defeated be reconsidered and placed in the Orders of the Day was adopted.

Representative Arnold moved the adoption of the following Legislative Citation No. 96. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Russ Metz for being selected for induction into the Kentucky Journalism Hall of Fame. This honor is reserved for those individuals who have made significant contributions to the profession of journalism. Your many contributions to journalism are only surpassed by those that have been shared with the citizens of the Commonwealth. Indeed the citizens of Bath County are fortunate to have such a distinguished professional participating in journalism endeavors in their community.

This prestigious body joins Representative Adrian Arnold in honoring Russ Metz for this distinguished and deserved recognition. We wish you continued success for your future.

Representative Ward moved that the Conference Committee Report on **HB 814** requesting a Free Conference be adopted. Agreed.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **HB 814**.

Representative Stumbo moved that no business be conducted during recess except Senate Messages, Report of Conference Committees, adoption of Conference Committee Reports, appointment of Free Conference Committees and Enrollment of Bills. Agreed.

Recess

Representative Stumbo moved that the House recess until 2:00 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Orders of the Day (Continued)

A Free Conference Committee Report was filed on **SB 68**.

A Free Conference Minority Committee Report was filed on **SB 68**.

A Conference Committee Report was filed on **HB 814**.

A Conference Committee Report was filed on **HB 748**.

A Conference Committee Report was filed on **HB 920**.

Senate Message

Message received on **SB 312**: The Senate has appointed the following members to serve on a Conference Committee on **SB 312**: Senator Karem, Chairman; Senators Quinlan and Trevey.

Message received on **SB 82**: The Senate has appointed the following members to serve on a Conference Committee on **SB 82**: Senator Peniston, Chairman; Senators O'Daniel and Williams.

Message received on **HB 799**: The Senate has appointed the following members to serve on a Free Conference Committee on **HB 799**: Senators Moloney, McCuiston, Bailey, Berger, Schmidt and Williams.

Message received on **HB 157**: The Senate has appointed the following members to serve on a Free Conference Committee on **HB 157**: Senators Moloney, Bailey, McCuiston, Berger, Schmidt and Williams.

Announcing passage of **HB 272**.

Message received in regard to **HB 272**: The Senate has adopted the Free Conference Committee Report on **HB 272** and is notifying this Honorable Body that it has repassed the bill as amended in free conference.

Message received on **HB 99**: The Senate has refused to recede from its Amendment No. 1 to **HB 99** and is respectfully asking for a Conference Committee to be appointed. The Senate has appointed the following members to serve on the Conference Committee: Senator Higdon, Chairman; Senators Trevey and Nelson.

Message received on **HB 180**: The Senate has refused to recede from its Amendment No. 1 to **HB 180** and is respectfully asking for a Conference Committee to be appointed. The Senate has appointed the following members to serve on the Conference Committee: Senator Karem, Chairman; Senators Clouse and Baker.

Orders of the Day (Continued)

Representative Stumbo moved that the Conference Committee Report on **HB 920** requesting a Free Conference be adopted. Agreed.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **HB 920**.

Representative Stumbo moved that the Conference Committee Report on **HB 748** requesting a Free Conference be adopted. Agreed.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **HB 748**.

A Conference Committee Report was filed on **HB 180**.

Senate Message

Message received on **SB 190**: The Senate has appointed the following members to serve on a Free Conference Committee on **SB 190**: Senators Higdon, May and Huff.

Orders of the Day (Continued)

Representative Stumbo moved that the Conference Committee Report on **HB 180** requesting a Free Conference be adopted. Agreed.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **HB 180**.

A Conference Committee Report was filed on **SB 82**.

A Conference Committee Report was filed on **SB 190**.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 940** had been examined and found correctly enrolled. Said Bill read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 12:20 p.m.)

HB 940 delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Orders of the Day (Continued)

A Free Conference Committee Report was filed on **HB 799**.

A Free Conference Committee Report was filed on **HB 180**.

Senate Message

Message received on **HB 814**: The Senate has appointed the following members to serve on a Free Conference Committee on **HB 814**: Senators Ford, Rogers and Shaughnessy.

Orders of the Day (Continued)

A Conference Committee Report was filed on **HB 814**.

Senate Message

Message received on **HB 180**: The Senate has appointed the following members to serve on a Free Conference Committee on **HB 180**: Senators Karem, Clouse and Baker.

Message received on **HB 748**: The Senate has approved the following members to serve on a Free Conference Committee on **HB 748**: Senators Higdon, Pearman and LeMaster.

Message received on **HB 920**: The Senate has approved the following members to serve on a Free Conference Committee on **HB 920**: Senators Bradley, Neal and Stuart.

Orders of the Day (Continued)

A Free Conference Committee Report was filed on **HB 920**.

A Free Conference Committee Report was filed on **HB 748**.

Report on Enrolled Bills

The Committee on Enrollment reported **SB 35, SB 86, SB 396, SB 96, SB 134, SB 217, SB 226, SB 228, SB 246, SB 265, SB 300, SB 310, SB 350, SCR 73, SJR 85** and **SCR 112** had been examined and found correctly enrolled. Said Bills and Resolutions read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 2:02p.m.)

Orders of the Day (Continued)

HB 449, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Lewis moved that **HB 449**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 50, Nays 30. (See March 30, 1990 roll call on **HB 449** - Appendix.)

HB 449, as amended by the Senate, was passed and the title agreed to.

Representative Lewis moved that the vote by which **HB 449**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

SB 68 with House Committee Amendments attached thereto, taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Morris moved the adoption of the following Free Conference Committee Report on SB 68. Agreed.

The free conference committee has met as provided in the rules of the House and Senate and hereby reports the following to be adopted:

Adopt the provisions of the GA copy of Senate Bill 68 with House Committee Amendments 1, 2, and 5. Members agreed to also adopt the following amendments:

On page 11, line 26, by inserting the following after the word "***hospital***":

"***or the following health services provided on site in an existing health facility when the cost is less than six hundred thousand dollars ($600,000) and the services are in place by December 30, 1991: psychiatric care where chemical dependency services are provided, level one (1) and level two (2) of neonatal care, cardiac catheterization and open heart surgery where cardiac catheterization services are in place as of July 15, 1990. The provisions of this section shall not apply to nursing homes, personal care homes, intermediate care facilities and family care homes***"; and

On page 12, line 9, after the word "***to***" insert the following: "***rehabilitation beds and***"; and

On page 50, after line 16, insert the following:

"SECTION 17. A NEW SECTION OF KRS CHAPTER 216B IS CREATED TO READ AS FOLLOWS:

(1) Notwithstanding any other provisions of this chapter, long term care facilities for patients with a primary diagnosis of Alzheimer's disease may be constructed without obtaining a certificate of need if all the following conditions are met:

(a) The facility provides care exclusively to patients with a primary diagnosis of Alzheimer's disease;

(b) No governmental funds are expended for the construction of the facility or for care of patients for a period of five (5) years; and

(c) Construction is completed by July 15, 1991.

(2) Notwithstanding any other provisions of this chapter, beginning July 15, 1990, senior citizens boarding homes which do not accept payment from the Kentucky Medical Assistance Program or Medicare shall be exempt from the provisions of this chapter if the senior citizens boarding homes are operating prior to July 15, 1990."; and

On page 50, delete lines 20 and 21 in their entirety.

Direct the clerk, on enrollment, to make appropriate section number changes to conform with this report.

Senators Benny Ray Bailey and W. L. Quinlan; and Representatives Jerry Bronger, Albert Jones, Ramsey Morris, Bobby Richardson, and Bob Heleringer.

The above-named members, in separate votes by house, all concur in the provisions of this report.

The following Minority Report to **SB 68** was filed:

Adopt the provisions of the GA Copy of **SB 68** with House Committee Amendment No. 5 and the following changes:

On page 4, retain the current definition of health maintenance organization as included in KRS 216B.015(13); and renumber remaining definitions; and

On page 11, exempt from certificate of need requirements the following health services provided on site in an existing health facility when the cost is less than six hundred thousand dollars ($600,000) and the services are in place by December 30, 1991: psychiatric care where chemical dependency services are provided, level one (1) and level two (2) of neonatal care, cardiac catheterization and open heart surgery where cardiac catheterization services are in place as of July 15, 1990. The provisions of this section shall not apply to nursing homes, personal care homes, intermediate care facilities and family care homes; and

On page 12, permit the construction of an acute care hospital or hospitals in a county containing a city of the first class without a certificate of need if the hospital or hospitals provide care primarily to non-residents of Kentucky and if construction is complete or the walls, roof and plumbing have been installed by July 1, 1992; and

On page 31, include HCA #5 which declares the decision of the circuit court to be final in appeals or certificate of need decisions and to require appelants of decisions to post bond which shall be be used to pay court costs should the appeal fail; and

On page 50, delete the requirement that the task force created to study the implementation of this Act be chaired by the mayor and county judge/executive of the largest city and county which has been exempted; and

On page 50, include a new Section 17 which requires hospitals to provide patients and the public with information regarding the hospital's charges and quality indicators on a form prescribed in regulation by the Cabinet for Human Resources. The regulations shall require reporting of frequent medical conditions, health services and major procedures, a format, and a list of quality indicators; and

On page 44 to 50, amend KRS 216B.990 to provide for a fine for violations of Section 17.

Direct the clerk, on enrollment, to make appropriate section number changes to conform with this report.

Representative Charles Geveden.

The above-named member concurred in the provisions of this minority report to SB 68.

Representative Morris moved that **SB 68**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: Yeas 57, Nays 36. (See March 30, 1990 roll call on **SB 68** - Appendix.)

SB 68, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Morris moved that the vote by which **SB 68**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Clarke moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 285, by Representative Clarke: A RESOLUTION adjourning the House of Representatives in honor of the staff of the Legislative Research Commission.

Representative Clarke moved the adoption of the following **HR 285**:

HR 285, A RESOLUTION adjourning the House of Representatives in honor of the staff of the Legislative Research Commission.

WHEREAS, the time constraints of a session of the General Assembly place an inordinate burden upon not only the members of this chamber, but particularly upon the legislative staff; and

WHEREAS, the 1990 Session has been especially difficult in terms of the many emotional and arduous issues that had to be considered by this honorable body, as well as by our Senate colleagues; and

WHEREAS, the staff of the Legislative Research Commission has maintained its professionalism and objectivity while functioning under strained and demanding working conditions; and

WHEREAS, the staff of the Legislative Research Commission is composed of dedicated individuals who have worked countless hours, beginning before our arrival in January, to ensure the smooth operation of the General Assembly; and

WHEREAS, the expertise and commitment to excellence of the staff of the Legislative Research Commission is renowned across the nation and makes our duties and responsibilities as legislators an easier task;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this honorable body, both individually and collectively, do honor and commend the staff of the Legislative Research Commission for their diligence and dedication to the Kentucky General Assembly.

Section 2. That the House does hereby laud the exemplary work of the staff of the Legislative Research Commission during the 1990 session.

Section 3. That when the House of Representatives of the General Assembly of the Commonwealth of Kentucky does adjourn this day, Friday, March 30, 1990, it does so in honor and praise of the staff of the Legislative Research Commission.

Section 4. That the Clerk of the House is directed to transmit a copy of this resolution to each member of the staff of the Legislative Research Commission.

HR 285 was adopted by voice vote.

Representative Clarke moved that a call of the roll be taken to show co-sponsors of **HR 285**. Agreed.

On the roll call the vote was yeas 100—Ackerson, Adkins, Allen, Altman, Ark, Arnold, Ballard, Barrows, Bentley, Blandford, Blevins, Bronger, Brown, Bruce, Burch, Butler, Callahan, Casebier, Castleman, L. Clark, P. Clark, Clarke, Cline, Crupper, Curd, Curtsinger, Cyrus, Deskins, Donnermeyer, Farrow, Ford, Freibert, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, K. Harper, Hatcher, Heleringer, Hourigan, Jackson, Jensen, Johnson, A. Jones, T. Jones, Keith, Kerr, Layman, Lear, Lefevers, LeMaster, Lewis, Lile, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Morris, Mullinix, Napier, Nelson, Nett, Noe, Noland, Northup, O'Brien, Overstreet, Preston, Priddy, Pritchett, Rapier, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Riner, Scorsone, Sheehan, Siler, B. Smith, R. Smith, Stokes, Strong, Stumbo, Todd, Turner, Walker, Ward, White, Worthington, Yates, Zimmerman.

Senate Message

Message received on **HB 781**: The Senate has refused to recede from its Amendment No. 1 to **HB 781** and is respectfully asking for a Conference Committee to be appointed. The Senate has appointed the following members to serve on the Conference Committee: Senator Kafoglis, Chairman; Senators Garrett and Trevey.

Orders of the Day (Continued)

The Speaker announced the appointment of the following members to serve on a Conference Committee on **HB 781**: Representative Pritchett, Chairman; Representatives Ark, Northup and A. Jones.

Representative Stumbo moved that the rules be suspended to introduce and act upon Resolutions. Agreed.

HR 287, by Representatives Ward and L. Clark: A RESOLUTION adjourning the House of Representatives in honor of Eugene V. Petrik.

Representative Ward moved the adoption of the following **HR 287**:

HR 287, A RESOLUTION adjourning the House of Representatives in honor of Eugene V. Petrik.

WHEREAS, Eugene V. Petrik graduated from Fairleigh Dickinson University, Rutherford, New Jersey, in 1955, and received his MA and Ed.D from Columbia University in New York City; and

WHEREAS, Eugene V. Petrik served as Vice President of Mount St. Mary's College in Los Angeles, California, from 1968-1973; and

WHEREAS, Eugene V. Petrik became President of Bellarmine College in Louisville, Kentucky, on August 1, 1973; and

WHEREAS, Eugene V. Petrik was Chairman of the Community Consensus Committee from 1974 to 1975; was President of the Board of Metro United Way from 1983 to 1985; was President of the Louisville Rotary Club from 1984 to 1985; was Chairman of the Spirit of Louisville Foundation in 1981; was Chairman of the Leadership Louisville Foundation from 1984-1986; was Chairman of the Charter Commission in 1982; was a Board member of the Louisville Central Area from 1976-1984; a member of the Board of the Cumberland Savings Bank from 1978 to present; a member of the Board of the Commonwealth Life Insurance Company from 1981 to present; and a Board member of the Campaign for Greater Louisville from 1988 to present; and

WHEREAS, Eugene V. Petrik, in November, 1984, was named Man of the Year by the Louisville Ad Club and the Better Business Bureau; and

WHEREAS, Eugene V. Petrik, in May, 1984, was the recipient of the Ottenheimer Award from the Louisville Jewish Community Center; and

WHEREAS, Eugene V. Petrik, in May, 1985, was presented the Peace Medal from Trinity High School; and

WHEREAS, Eugene V. Petrik, in 1986, was named one of the nation's most effective college presidents by the Exxon Foundation; and

WHEREAS, Eugene V. Petrik, in 1982, was presented an Honorary Doctorate of Humane Letters by Fairleigh Dickinson University; and

WHEREAS, Bellarmine College has flourished under the able leadership of Eugene V. Petrik, increasing its enrollment to become the largest private college in the Commonwealth; and

WHEREAS, Bellarmine College's faculty membership grew from forty-eight members to ninety-two members, with faculty members holding the highest degrees in their fields; and

WHEREAS, Bellarmine College's endowment grew from $134,000 in 1973 to $7 million in 1990; and

WHEREAS, Bellarmine College's undergraduate programs grew from fifteen to twenty-seven, with five graduate programs introduced, including one of Kentucky's largest Master of Business Administration programs; and

WHEREAS, Eugene V. Petrik, in 1990, has been named President Emeritus by the Bellarmine College Board of Trustees; and

WHEREAS, Eugene V. Petrik's contributions to Bellarmine College and his community will have a lasting impact in years to follow; and

WHEREAS, Eugene V. Petrik is the devoted husband of Helen Veliky Petrik, and the loving father of John, Mark, Tom and James, and grandfather to six grandchildren;

WHEREAS, Eugene V. Petrik will be retiring as President of Bellarmine College on May 31, 1990;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body proudly honors and salutes Eugene V. Petrik for his outstanding contributions to Bellarmine College, his community, and to the citizens of the Commonwealth of Kentucky.

Section 2. That this honorable body expresses its deep appreciation to Eugene V. Petrik for his accomplishments as an educator, and for the distinction he has brought to the Commonwealth of Kentucky, and wishes him continued success in all his future endeavors.

Section 3. That when the House of Representatives adjourns this day, Friday, March 30, 1990, it does so in honor of Eugene V. Petrik.

Section 4. That the Clerk of the House of Representatives is directed to transmit a copy of this resolution to Dr. Eugene V. Petrik, Bellarmine College, Newburg Road, Louisville, Kentucky 40205.

HR 287 was adopted by voice vote.

HR 292, by Representatives Ballard and Ridley: A RESOLUTION honoring th West Hopkins High School Revelettes.

Representative Ballard moved the adoption of the following **HR 292**:

HR 292, A RESOLUTION honoring the West Hopkins High School Revelettes.

WHEREAS, the West Hopkins High School Girls' Basketball Team, the Revelettes, captured a 28-3 season record; and

WHEREAS, the Revelettes won the 7th District Championship, defeating Dawson Springs and Madisonville; and

WHEREAS, the Revelettes defeated Livingston Central, Hopkinsville and Henderson to claim the 2nd Regional Championship; and

WHEREAS, in the Girls' State Basketball Tournament in Bowling Green, the Revelettes defeated 9th Region Champs Conner High School in the first round; and

WHEREAS, the Revelettes were narrowly defeated in the second round by 7th Region Champs, Louisville Manual, by a score of 67-63; and

WHEREAS, the Revelettes, under the inspired coaching and guidance of Nancy Oldham, have brought tremendous pride to themselves, their school, their district, their region and the Commonwealth; and

WHEREAS, these gifted ladies have demonstrated grace in victory and defeat, brilliant athletic strategy, outstanding team spirit, dedication and true championship quality on and off the floor;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That we honor and congratulate the West Hopkins High School Lady Revelettes Basketball Team for an exciting and winning season, tremendous district and regional play and superb performance in the Girls' State Basketball Tournament.

Section 2. That when the House adjourns this date, it does so in honor or the West Hopkins High School Lady Revelettes.

Section 3. That this body extends to the Lady Revelettes of West Hopkins High School its best wishes for continued success in all their undertakings.

Section 4. That the Clerk of the House forward a copy of this resolution to Nancy Oldham, head girls' basketball coach, West Hopkins High School, 2700 Rabbit Ridge Road, Nebo, Kentucky, 42441, and a copy to Representative Eddie Ballard and Representative Dorsey Ridley.

HR 292 was adopted by voice vote.

HR 293, by Representatives Casebier and Lile: A RESOLUTION honoring Robert Frost Middle School Band and its Director, Deborah Dunn.

Representative Casebier moved the adoption of the following **HR 293**:

HR 293, A RESOLUTION honoring Robert Frost Middle School Band and its Director, Deborah Dunn.

WHEREAS, the Robert Frost Middle School Band is composed of fifty-five very talented musicians; and

WHEREAS, the Robert Frost Middle School Band competed in the Kentucky Music Educators Association Festival on Thursday, March 29, 1990, at Atherton High School in Louisville, Kentucky; and

WHEREAS, the members of the Robert Frost Middle School Band demonstrated their outstanding musical abilities by receiving a "Superior" rating at the Kentucky Music Educators Association Festival; and

WHEREAS, the Robert Frost Middle School Band has excelled under the capable leadership of its Band Director, Deborah Dunn;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body joins Representatives Lindy Casebier and Bill Lile in proudly hailing and saluting the Robert Frost Middle School Band for its excellent performance and "Superior" rating at the Kentucky Music Educators Association Festival, and commends Deborah Dunn for her musical genius.

Section 2. That the Clerk of the House of Representatives is directed to transmit sixty copies of this resolution to Mr. Joe Vibbert, Principal, Robert Frost Middle School, 13700 Sandray Boulevard, Louisville, Kentucky 40272.

HR 293 was adopted by voice vote.

HR 291, by Representative Jensen: A RESOLUTION honoring Adam Huff, faithful doorkeeper to the House of the Commonwealth of Kentucky.

Representative Jensen moved the adoption of the following **HR 291**:

HR 291, A RESOLUTION honoring Adam Huff, faithful doorkeeper to the House of the Commonwealth of Kentucky.

WHEREAS, Adam Huff was born November 22, 1900, at the turn of the century, in Leslie County Kentucky; and

WHEREAS, Adam Huff is the respected father of Senator Gene Huff, his only child and husband of Maud Huff, who was taken from us in 1980; and

WHEREAS, Adam Huff is blessed with five grandchildren, all of whom are involved in the Christian ministry; and

WHEREAS, Adam Huff served two enlistments in the United States Army, the first one during the World War I emergency from 1919 to 1923; and

WHEREAS, Adam Huff retired from the civilian police force at Wright Patterson Air Force Base in Dayton, Ohio, in 1965, and has resided in London, Kentucky, ever since; and

WHEREAS, Adam Huff has served the General Assembly in exemplary fashion for many sessions as a doorkeeper;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this august body recognize and applaud Adam Huff for his many years of dedicated service to the General Assembly.

Section 2. That when the House of Representatives does adjourn this day, Friday, March 30, 1990, it does so in honor of Adam Huff.

Section 3. That the Clerk of the House is directed to transmit a copy of this Resolution to Adam Huff in care of Representative Tom Jensen.

HR 291 was adopted by voice vote.

Representative Worthington moved that the Conference Committee Report on **HB 748** requesting a Free Conference be adopted. Agreed.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **HB 748**.

Representative Lewis moved the adoption of the following **HR 284**:

HR 284, A RESOLUTION honoring Howard Beth, coach of the Marshall County High School girls' basketball team.

WHEREAS, Missy Lee was in second grade when Coach Howard Beth cut down his first basketball net for Marshall County; and

WHEREAS, it was Missy Lee with the scissors in her hand on Saturday night, March 10, 1990, when the Lady Marshals set a state record in winning their tenth straight First Region Championship by defeating Graves County 66 to 62 in the title game; and

WHEREAS, a decade of regional championships was on the line when Missy Lee made her last two free throws to provide a four point cushion with eight seconds left; and

WHEREAS, it is widely held that what Howard Beth has accomplished at Marshall County in the last ten years is a feat that no one will ever match; and

WHEREAS, the orange and blue of Draffenville has become a standard by which all girls' basketball teams will be measured, not just in the First Region but all across the Commonwealth; and

WHEREAS, in ten straight trips to the Sweet 16, Howard Beth's teams have come away with two state championships, three Miss Kentucky basketball players, and college scholarships to schools all over the South; and

WHEREAS, Coach Beth is one game away from winning 300 games with only thirty-eight losses while at Marshall County; and

WHEREAS, this extraordinary record is testament to the dedication of Coach Howard Beth and his ability to inspire and build a winning tradition in the minds of his athletes;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body proclaims Coach Howard Beth the High School Coach of the Decade recognizing that he is the only coach in Kentucky High School basketball history to win ten straight Regional Championships.

Section 2. That the House of Representatives invites all Kentuckians to applaud and congratulate Coach

Howard Beth and the Lady Marshals basketball team on their accomplishments and adjourns this day in their honor.

Section 3. That this esteemed body wishes Coach Howard Beth and the Lady Marshals good luck in future seasons.

Section 4. That the Clerk of the House dispatch a copy of this resolution to Coach Howard Beth at Marshall County High School, Draffenville, Kentucky.

HR 284 was adopted by voice vote.

HR 294, by Representatives Bentley and Mason: A RESOLUTION honoring and expressing sincere appreciation to Ms. Sue Hall.

Representative Bentley moved the adoption of the following **HR 294**:

HR 294, A RESOLUTION honoring and expressing sincere appreciation to Ms. Sue Hall.

WHEREAS, Sue Hall, a Letcher County High School teacher has always taken an intense personal interest in the welfare and education of her students one and all; and

WHEREAS, Sue Hall has a particular interest in exposing her students to the fine arts and cultural enrichment not often or easily accessible in the Letcher County area; and

WHEREAS, her students, encouraged by Sue Hall's enthusiasm and faith in their determination, expressed sincere interests in attending a performance of the Louisville Ballet's ***The Nutcracker*** on December 20, 1989; and

WHEREAS, the students conducted a number of fund-raising efforts to secure the money needed to cover costs of the trip to Louisville; and

WHEREAS, on December 19, the Siberian Express, a bitterly cold weather phenomenon packing snow, ice and record-setting low temperatures hit Letcher County and most of Kentucky on December 19, 1989, forcing the cancellation of the school's scheduled trip to Louisville; and

WHEREAS, undaunted by the cancellation and disappointment to herself and her students, Sue Hall launched another effort to provide her students with a similar cultural outing; and

WHEREAS, Sue Hall contacted the Louisville Center for the Arts to request a rain-check for the missed performance, informing officials of the Center that she and her students were willing to accept any alternative performance, date, time, or other provision in order to participate in the Center's cultural programs; and

WHEREAS, Sue Hall dispatched a letter to the Director of the Louisville Ballet explaining the plight of her students and explaining the importance of providing them - many of whom are from economically disadvantaged families, who must ride buses up to 45 miles each day over unpaved, dangerously curvy back roads to attend school and have never seen a live ballet performance or even visited the City of Louisville - with a chance to realize their dream; and

WHEREAS, upon learning of the unavoidable circumstances which caused the cancellation of the originally scheduled trip, the Center for the Arts and Louisville Ballet officials happily agreed to make other arrangements for the class to attend a performance of ***Cinderella*** on March 24, to have lunch provided for them by the Center, to tour the Center for the Arts Museum, to visit the Louisville Galleria, and to have complimentary transportation while in Louisville via tourist streetcars; and

WHEREAS, the gracious accommodations of Marlow Burt, President and Rosalind Heinz, Director of Public Relations for the Kentucky Center for the Arts, and Hazel Hartley, Director of External Affairs for the Louisville Ballet, made the trip possible; and

WHEREAS, through the determination of Sue Hall and her conviction that cultural enrichment is an integral element in every child's development, these students had a most enjoyable and memorable visit to the City of Louisville to participate in one of the nation's premier cultural programs sponsored and directed by the Kentucky Center for the Arts;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body salutes Sue Hall and commends her efforts to ensure that her students had such an outstanding cultural opportunity.

Section 2. That this honorable body also salutes Sue Hall's students for their enthusiasm in desiring to take advantage of the programs offered by the Center for the Arts and for their efforts to secure the funds needed to make the trip.

Section 3. That this honorable body supports efforts such as those demonstrated by Sue Hall to ensure that Kentucky students are provided with exposure to the fine arts and cultural enrichment as a means to further expand their educational and personal development.

Section 4. That the Clerk of the House is directed to transmit copies of the Resolution to Ms. Sue Hall, Letcher County High School, Letcher, Kentucky 41832; to Marlow Burt, President of the Center for the Arts, 5 Riverfront Plaza, Louisville, Kentucky 40202; to Hazel Hartley, Director of External Affairs, Louisville Ballet, 1300 Bardstown Road, Louisville, Kentucky 40204; to Rosalind Heinz, Director of Public Relations for the Kentucky Center for the Arts; and to Representatives Russell Bentley and Paul Mason.

HR 294 was adopted by voice vote.

HR 295, by Representatives Freibert, Priddy, Stokes, Lyne, Northup and White: A RESOLUTION requiring a study of no-fault divorce and its impact upon spouses and children.

Representative Freibert moved the adoption of the following **HR 295**:

HR 295, A RESOLUTION requiring a study of no-fault divorce and its impact upon spouses and children.

WHEREAS, "no-fault" divorce has been permitted in Kentucky for many years; and

WHEREAS, much evidence has been accumulated as to the effects of divorce upon spouses and children; and

WHEREAS, divorced parents account for a high percentage of Aid to Families with Dependent Children cases; and

WHEREAS, studies show a protracted loss of earnings by females following a divorce; and

WHEREAS, the General Assembly has not considered the issue of divorce along with the issues of detriments to spouses, children, and society as a result of divorce;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That a legislative task force consisting of the following membership be appointed to consider no fault divorce and its consequences and to make recommendations to the 1992 Session of the General Assembly with regard to no fault divorce and measures to reduce the impact of divorce and inequitable treatment of spouses and children as a result of divorce.

(1) Two members of the Judiciary Committee of the House of Representatives;

(2) Two members of the Judiciary-Civil Committee of the Senate;

(3) Two members of the Health and Welfare Committee of the House of Representatives;

(4) Two members of the Health and Welfare Committee of the Senate;

(5) The secretary of the Cabinet for Human Resources or his designee;

(6) Two male citizens of the Commonwealth;

(7) Two female citizens of the Commonwealth.

Section 2. Appointments shall be made by the Legislative Research Commission. LRC shall appoint Co-Chairs from the House and Senate from the legislative members of the task force.

Section 3. Staff support for the task force shall be provided by the Legislative Research Commission.

Section 4. Staff services in support of the task force are estimated to be $20,000. These staff services shall be provided from the regular commission budget and are subject to the limitations and other research responsibilities of the commission.

HR 295 was adopted by voice vote.

HB 272 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Richards moved the adoption of the following Free Conference Committee Report on **HB 272**. Agreed.

The free conference committee has met as provided in the rules of the House and Senate and hereby reports the following to be adopted:

Adopt the provisions of the GA copy of House Bill 272 with Senate Floor Amendment No. 2. Members agreed to also adopt the following amendments:

Amend General Assembly Copy of **HB 272**, on page 4, line 25, to delete "*no*".

Direct the clerk, on enrollment, to make appropriate section number changes to conform with this report.

Senators Bill Clouse, Walter Baker and Kelsey Friend; and Representatives Richard Lewis, Albert Jones, Ray Altman, and Denver Butler.

The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative Richards moved that **HB 272**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: Yeas 89, Nays 4. (See March 30, 1990 roll call on **HB 272** - Appendix.)

HB 272, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Richards moved that the vote by which **HB 272**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

A Conference Committee Report was filed on **HB 99**.

SB 190 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Gedling moved the adoption of the following Free Conference Committee Report on **SB 190**. Agreed.

The free conference committee has met as provided in the rules of the House and Senate and hereby reports the following to be adopted:

Adopt the provisions of the GA copy of Senate Bill 190. Members agreed to also adopt the following amendments:

On page 1, line 15, after "activities" by inserting:

"*, or any landowner, his immediate family, or any paid employee while working on his land at that time*"

Direct the clerk, on enrollment, to make appropriate section number changes to conform with this report.

Senators Charles Gregory Higdon, Gene Huff, and Woody May; and Representatives Ramsey Morris, Ray Smith, Woody Allen, and Donnie Gedling.

The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative Gedling moved that **SB 190**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: Yeas 82, Nays 3. (See March 30, 1990 roll call on **SB 190** - Appendix.)

SB 190, as amended by the Free Conference Committee Report, was passed and the title agreed to.

SB 82 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Long moved the adoption of the following Conference Committee Report on **SB 82**. Agreed.

The conference committee has met as provided in the rules of the House and Senate and hereby reports the following to be adopted:

Adopt the provisions of the GA Copy of Senate Bill 82 and House Committee Amendment No. 1, House Floor Amendments 2 and 3, and House Title Amendment.

Direct the Clerk, on enrollment, to make approporiate section number changes to conform with this report.

Senators Ed O'Daniel, David Williams, and Louis Peniston; Representatives Marshall Long, Raymond Overstreett, Richard Lewis, and Billy Ray Smith.

The above-named members, in separate votes by house, all concur in the provisions of this report/

Representative Long moved that **SB** 82, as amended by the Conference Committee Report, be passed.

On the roll call the vote was: Yeas 94, Nays 0. (See March 30, 1990 roll call on **SB** 82 - Appendix.)

SB 82, as amended by the Conference Committee Report, was passed and the title agreed to.

Representative Long moved that the vote by which **SB 82**, as amended by the Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the rules be suspended to act upon Citations and Resolutions. Agreed.

Representative Richards moved the adoption of the following **HR 276**:

HR 276, A RESOLUTION honoring John O. Oldham of Bowling Green.

WHEREAS, John O. Oldham has been inducted with distinction into Dawahare's-Kentucky High School athletic Association Hall of Fame; and

WHEREAS, this honor was bestowed upon him because of his overall career as a basketball player and coach; and

WHEREAS, John O. Oldham's early career in basketball includes playing for Hartford High School and leading them to the 1942 All State Tournament; and

WHEREAS, John O. Oldham was later Athletic Director of Western Kentucky University from 1971 to 1986, and led Western Kentucky University athletics to the All-Sports Championship 6 times in 11 years; and

WHEREAS, before he became Athletic Director he was head coach of the Western Kentucky men's basketball team; and

WHEREAS, in this capacity he was named coach-of-the-year 3 times; and

WHEREAS, John O. Oldham attained an overall record of the 146 wins and only 41 losses in 7 years, winning 4 OVC championships, appearing in 4 NCAA tournaments and in the Final Four once; and

WHEREAS, as head coach of the Tennessee Tech University men's basketball team he was named coach of the year once, compiled a record of 118-83, took Tech to its first 2 NCAA tournaments and won 1 OVC Championship and 2 Co-championships; and

WHEREAS, John O. Oldham's players earned All-OVC honors 26 times and he is the only coach to be named coach-of-the-year 4 times in the OVC; and

WHEREAS, he was inducted into the Kentucky Athletic Hall of Fame on August 25, 1986; and

WHEREAS, his winning ways were firmly established while playing for the WKU Hilltoppers where the teams he played on won 102 games and lost only 13 and he finished his career ranked 15th in all-time scoring with 996 points in 101 games; and

WHEREAS, John O. Oldham has now honorably been inducted into Dawahare's-Kentucky High School Athletic Association Hall of Fame;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body proudly commends and congratulates John O. Oldham upon the recent occasion of being inducted with distinction into Dawahare's-Kentucky High School Athletic Association Hall of Fame.

Section 2. That the House of Representatives honors and congratulates John O. Oldham on his career and thanks him for bringing excellence and recognition to athletics in Kentucky.

Section 3. That the Clerk of the House transmit a copy of this resolution to John O. Oldham, 2127 Sycamore Drive, Bowling Green, Kentucky 42101.

HR 276 was adopted by voice vote.

Representative Richards moved the adoption of the following **HR 274**:

HR 274, A RESOLUTION honoring the Bowling Green High School Purples basketball team.

WHEREAS, the Bowling Green High School Purples basketball team enjoyed great success during the 1989-90 basketball season with a win loss record of 22-12; and

WHEREAS, head coach Ernie Simpson with assistant coaches Jessie Ellison, Doug Lehring, and Steve Long molded the Purples into championship form by tournament time; and

WHEREAS, the Bowling Green Purples won their 14th district tournament by defeating Franklin-Simpson; and

WHEREAS, the Purples went on to win the 4th region championship in impressive style by defeating Todd County Central thereby representing Bowling Green in the Boys' State High School Basketball Tournament;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this august body does applaud and congratulate the Bowling Green High School Purples basketball team for their accomplishments during the 1989-90 season.

Section 2. That the House commends coach Ernie Simpson and assistant coaches Jessie Ellison, Doug Lehring and Steve Long for their success in inspiring their team to achieve the district and regional championships.

Section 3. That the Clerk of the House be directed to transmit copies of this resolution to Principal W. A. Franklin at Bowling Green High School, 1801 Rockingham Lane, Bowling Green, Kentucky 42101 for distribution to coach Ernie Simpson and his assistant coaches and players.

HR 274 was adopted by voice vote.

Representative Richards moved the adoption of the following **HR 282**:

HR 282, A RESOLUTION regarding the "Star Spangled Banner".

WHEREAS, the "Star Spangled Banner" has been the National Anthem of the United States since 1931; and

WHEREAS, thousands of Americans have fought in wars and conflicts all over the world under the banner of the United States Flag; and

WHEREAS, the efforts necessary to defend the flag, and the great ideals for which it stands, takes active defense against foes from within and without the United States; and

WHEREAS, House Resolution 225, now pending in the United States Congress, proposes to change the National Anthem of the United States from the "Star Spangled Banner"; and

WHEREAS, Mr. George Lloyd Dennis of Bowling Green, Kentucky, a decorated veteran of the United States Army, having served with distinction in the defense of the United States and the flag in the 101st Airborne Division, has taken it upon himself to work for the retention of the "Star Spangled Banner" as our National Anthem; and

WHEREAS, in undertaking this project, Mr. Dennis has mortgaged his home and undertaken considerable other financial risks in order to establish a telephone survey to take the opinion of the American public regarding the changing of the National Anthem; and

WHEREAS, the 900 phone number poll will begin May 1, 1990; and

WHEREAS, the 900 number to call in support of the "Star Spangled Banner" is 1-900-490-6351; and

WHEREAS, the number in opposition to the "Star Spangled Banner" is 1-900-490-6352; and

WHEREAS, the General Assembly supports the one man army of Mr. George Lloyd Dennis in his effort to assure an impartial poll of Americans in regard to **HR-225**;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives does hereby congratulate and commend Mr. George Lloyd Dennis in his single-handed effort in support of the "Star Spangled Banner".

Section 2. That the House of Representatives does hereby support the proposition of keeping the "Star Spangled Banner" as our National Anthem.

Section 3. That the House of Representatives does hereby oppose **HR-225**;

Section 4. That a copy of this Resolution be sent to Mr. George Lloyd Dennis, the Kentucky Congressional Delegation, the sponsor of **HR-225**, the President and the Vice President of the United States, the Majority and Minority Leadership of the United States House and Senate.

HR 282 was adopted by voice vote.

Representative Richards moved the adoption of the following **HR 277**:

HR 277, A RESOLUTION honoring former Adair County High School Basketball Coach John Burr.

WHEREAS, John Burr is one of the most outstanding boy's high school basketball coaches in Kentucky history having coached Adair County for 26 years to a 568-232 win-loss record; and

WHEREAS, John Burr was inducted into the Hall of Fame March 20, 1990, with the support of over one hundred former players and friends; and

WHEREAS, John Burr's impressive record includes barely losing the state tournament twice; and

WHEREAS, John Burr married Nellie Dean Wilson, who has been his life-long cheerleader; and

WHEREAS, this highly respected and dedicated Kentuckian has inspired many young men to successful lives and careers;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives is proud to honor Coach John Burr upon his induction into the Hall of Fame.

Section 2. That the Clerk of the House transmit a copy of this resolution to Coach John Burr in care of Representative Jody Richards.

HR 277 was adopted by voice vote.

Representative Nelson moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Nelson moved that his vote be changed from "nay" to "yea" on **SB 68**. Agreed.

Senate Message

Announcing passage of **HB 799**.

Message received in regard to **HB 799**: The Senate has adopted the Free Conference Committee Report on **HB 799** and is notifying this Honorable Body that it has repassed the bill as amended in free conference.

Announcing passage of **HB 748**.

Message received in regard to **HB 748**: The Senate has adopted the Free Conference Committee Report on **HB 748** and is notifying this Honorable Body that it has repassed the bill as amended in free conference.

Orders of the Day (Continued)

A Conference Committee Report was filed on **SB 312**.

Senate Message

Announcing passage of **HB 920**.

Message received in regard to **HB 920**: The Senate has adopted the Free Conference Committee Report on **HB 920** and is notifying this Honorable Body that it has repassed the bill as amended in free conference.

Announcing passage of **HB 814**.

Message received in regard to **HB 814**: The Senate has adopted the Free Conference Committee Report on **HB 814** and is notifying this Honorable Body that it has repassed the bill as amended in free conference.

Orders of the Day (Continued)

Representative Donnermeyer moved that the Conference Committee Report on **SB 312** requesting a Free Conference be adopted. Agreed.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **SB 312**.

HB 799 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Clarke moved the adoption of the following Free Conference Committee Report on **HB 799**. Agreed.

The free conference committee has met as provided in the rules of the House and Senate and hereby reports the following to be adopted:

Adopt the provisions of the GA Copy of House Bill 799 and the provisions of the following report:

Page 2, line 7, by deleting the amount "4,329,100" and inserting in lieu thereof the amount "4,477,600";

Page 2, line 7, by deleting the amount "4,528,600" and inserting in lieu thereof the amount "4,684,000";

Page 2, line 9, by deleting the amount "4,329,100" and inserting in lieu thereof the amount "4,477,600";

Page 2, line 9, by deleting the amount "4,542,100" and inserting in lieu thereof the amount "4,697,500";

Page 2, after line 17 and before line 18, by adding the following:

"Also included in the above General Fund appropriation is $148,500 in fiscal year 1990-91 and $155,400 in fiscal year 1991-92 for the Office of Cultural Affairs";

Page 3, line 6, by deleting the amount "334,100" and inserting in lieu thereof the amount "178,400";

Page 3, line 6, by deleting the amount "59,600" and inserting in lieu thereof the amount "186,000";

Page 3, line 7, by deleting the amount "45,500" and inserting in lieu thereof the amount "20,500";

Page 3, line 7, by deleting the amount "333,900" and inserting in lieu thereof the amount "21,600";

Page 3, line 8, by deleting the amount "379,600" and inserting in lieu thereof the amount "198,900";

Page 3, line 8, by deleting the amount "393,500" and inserting in lieu thereof the amount "207,600";

Page 3, line 23, by deleting the amount "10,905,500" and inserting in lieu thereof the amount "10,898,300";

Page 3, line 23, by deleting the amount "7,693,500" and inserting in lieu thereof the amount "7,975,300";

Page 3, line 24, by deleting the amount "94,000" and inserting in lieu thereof the amount "69,000";

Page 3, line 24, by deleting the amount "426,900" and inserting in lieu thereof the amount "114,600";

Page 3, line 26, by deleting the amount "10,999,500" and inserting in lieu thereof the amount "10,967,300";

Page 3, line 26, by deleting the amount "8,133,900" and inserting in lieu thereof the amount "8,103,400";

Page 4, line 3, by deleting the amount "728,500" and inserting in lieu thereof the amount "563,300";

Page 4, line 3, by deleting the amount "731,700" and inserting in lieu thereof the amount "589,500";

Page 4, by deleting lines 9 through 12 in their entirety;

Page 4, line 16, by deleting the amount "1,406,000" and inserting in lieu thereof the amount "1,500,500";

Page 4, line 16, by deleting the amount "1,448,200" and inserting in lieu thereof the amount "1,569,200";

Page 4, line 22, by deleting the amount "1,450,000" and inserting in lieu thereof the amount "1,544,500";

Page 4, line 22, by deleting the amount "1,492,200" and inserting in lieu thereof the amount "1,613,200";

Page 6, line 11, by deleting the amount "6,807,500" and inserting in lieu thereof the amount "7,010,100";

Page 6, line 11, by deleting the amount "7,282,900" and inserting in lieu thereof the amount "7,490,200";

Page 6, line 14, by deleting the amount "11,827,600" and inserting in lieu thereof the amount "12,030,200";

Page 6, line 14, by deleting the amount "12,085,500" and inserting in lieu thereof the amount "12,292,800";

Page 6, line 18, by deleting the amount "10,546,600" and inserting in lieu thereof the amount "10,617,900";

Page 6, line 18, by deleting the amount "11,251,400" and inserting in lieu thereof the amount "11,303,800";

Page 6, line 20, by deleting the amount "10,642,300" and inserting in lieu thereof the amount "10,713,600";

Page 6, line 20, by deleting the amount "11,352,900" and inserting in lieu thereof the amount "11,405,300";

Page 6, line 26, by deleting the amount "21,899,200" and inserting in lieu thereof the amount "21,970,500";

Page 6, line 26, by deleting the amount "23,344,000" and inserting in lieu thereof the amount "23,396,400";

Page 7, line 2, by deleting the amount "21,994,900" and inserting in lieu thereof the amount "22,066,200";

Page 7, line 2, by deleting the amount "23,445,500" and inserting in lieu thereof the amount "23,497,900";

Page 9, line 11, by deleting the amount "7,141,100" and inserting in lieu thereof the amount "7,396,300";

Page 9, line 11, by deleting the amount "7,249,200" and inserting in lieu thereof the amount "7,481,400";

Page 9, line 14, by deleting the amount "9,858,500" and inserting in lieu thereof the amount "10,113,700";

Page 9, line 14, by deleting the amount "10,038,900" and inserting in lieu thereof the amount "10,271,100";

Page 9, line 23, by deleting the amount "11,313,300" and inserting in lieu thereof the amount "11,568,500";

Page 9, line 23, by deleting the amount "11,512,100" and inserting in lieu thereof the amount "11,744,300";

Page 9, line 26, by deleting the amount "14,101,900" and inserting in lieu thereof the amount "14,357,100";

Page 9, line 26, by deleting the amount "14,374,600" and inserting in lieu thereof the amount "14,606,800";

Page 10, line 4, by inserting the amount "10,218,100" for fiscal year 1990-91 and deleting the amount "10,203,100" for fiscal year 1990-91;

Page 10, line 4, by inserting the amount "14,983,800" for fiscal year 1991-92 and deleting the amount "14,968,800" for fiscal year 1991-92;

Page 10, line 7, by inserting the amount "18,251,500" for fiscal year 1990-91 and deleting the amount "18,236,500" for fiscal year 1990-91;

Page 10, line 7, by inserting the amount "23,451,800" for fiscal year 1991-92 and deleting the amount "23,436,800" for fiscal year 1991-92;

Page 11, after line 7 and before line 8, by adding the following:

"The payment of the Vietnam Veterans Bonus shall begin upon the effective date of this Act and be completed no later than June 30, 1990, for all approved applications.";

Page 11, line 10, by inserting the amount "10,218,100" for fiscal year 1990-91 and deleting the amount "10,203,100" for fiscal year 1990-91;

Page 11, line 10, by inserting the amount "14,983,800" for fiscal year 1991-92 and deleting the amount "14,968,800" for fiscal year 1991-92;

Page 11, line 13, by inserting the amount "18,251,500" for fiscal year 1990-91 and deleting the amount "18,236,500" for fiscal year 1990-91;

Page 11, line 13, by inserting the amount "23,451,800" for fiscal year 1991-92 and deleting the amount "23,436,800" for fiscal year 1991-92;

Page 12, line 20, by inserting the amount "6,369,800" for fiscal year 1990-91 and deleting the amount "6,069,800" for fiscal year 1990-91;

Page 12, line 20, by inserting the amount "6,250,200" for fiscal year 1990-91 and deleting the amount "6,550,200" for fiscal year 1990-91;

Page 12, line 23, by inserting the amount "35,984,300" for fiscal year 1990-91 and deleting the amount "35,684,300" for fiscal year 1990-91;

Page 12, line 36, by inserting the amount "36,281,300" for fiscal year 1991-92 and deleting the amount "36,581,300" for fiscal year 1991-92;

Page 18, line 23, by deleting the amount "1,430,200" and inserting in lieu thereof the amount "1,502,000";

Page 18, line 23, by deleting the amount "1,492,000" and inserting in lieu thereof the amount "1,568,200";

Page 18, line 25, by deleting the amount "1,523,400" and inserting in lieu thereof the amount "1,595,200" and by deleting the amount "1,585,000" and inserting in lieu thereof the amount "1,661,200";

Page 24, line 6, by deleting the amount "141,758,500" and inserting in lieu thereof the amount "142,596,500";

Page 24, line 6, by deleting the amount "148,886,600" and inserting in lieu thereof the amount "146,432,300";

Page 24, line 7, by deleting the amount "57,558,300" and inserting in lieu thereof the amount "57,533,300";

Page 24, line 7, by deleting the amount "59,529,700" and inserting in lieu thereof the amount "59,217,400";

Page 24, line 9, by deleting the amount "238,552,400" and inserting in lieu thereof the amount "239,365,400";

Page 24, line 9, by deleting the amount "244,915,800" and inserting in lieu thereof the amount "245,147,200";

Page 25, after line 13 and before line 14, by adding the following:

"The authorization to construct a new male medium security institution shall be constructed to provide a minimum of 550 beds, prior to the use of double-bunking. Nothing in this Act shall preclude the use of double-bunking to expand this facility to house more than 550 sentenced male felons."

Page 25, line 19, by inserting the amount "86,966,000" for fiscal year 1990-91 and deleting the amount "83,866,000" for fiscal year 1990-91;

Page 25, line 19, by inserting the amount "95,730,700" for fiscal year 1991-92 and deleting the amount "92,430,700" for fiscal year 1991-92;

Page 25, line 22, by inserting the amount "97,998,000" for fiscal year 1990-91 and deleting the amount "94,898,000" for fiscal year 1990-91;

Page 25, line 22, by inserting the amount "107,086,100" for fiscal year 1991-92 and deleting the amount "103,786,100" for fiscal year 1991-92;

Page 25, after line 22 and before line 23, by adding the following:

"Included in the above General Fund appropriation is $3,100,000 in fiscal year 1990-91 and $3,300,000 in fiscal year 1991-92 to provide hazardous duty retirement benefit costs for all employees of the Corrections Cabinet who have daily face-to-face contact with sentenced state felons in an adult institution.";

Page 25, line 25, by inserting the amount "44,932,100" for fiscal year 1990-91 and deleting the amount "42,423,100" for fiscal year 1990-91;

Page 25, line 25, by inserting the amount "47,925,900" for fiscal year 1991-92 and deleting the amount "45,928,600" for fiscal year 1991-92;

Page 26, line 1, by inserting the amount "45,336,700" for fiscal year 1990-91 and deleting the amount "42,827,700" for fiscal year 1990-91;

Page 26, line 1, by inserting the amount "48,342,700" for fiscal year 1991-92 and deleting the amount "46,345,400" for fiscal year 1991-92;

Page 26, line 4, by inserting the amount "15,476,600" for fiscal year 1990-91 and deleting the amount "16,381,500" for fiscal year 1990-91;

Page 26, line 4, by inserting the amount "15,476,600" for fiscal year 1991-92 and deleting the amount "16,381,500" for fiscal year 1991-92;

Page 27, by deleting lines 2 through 4 in their entirety;

Page 27, line 7, by inserting the amount "166,924,100" for fiscal year 1990-91 and deleting the amount "162,220,000" for fiscal year 1990-91;

Page 27, line 7, by inserting the amount "181,877,600" for fiscal year 1991-92 and deleting the amount "177,485,200" for fiscal year 1991-92;

Page 27, line 10, by inserting the amount "178,396,300" for fiscal year 1990-91 and deleting the amount "173,692,200" for fiscal year 1990-91;

Page 27, line 10, by inserting the amount "193,685,400" for fiscal year 1991-92 and deleting the amount "189,293,000" for fiscal year 1991-92;

Page 27, line 14, by deleting the amount "48,735,900" and inserting in lieu thereof the amount "48,518,700";

Page 27, line 14, by deleting the amount "58,627,700" and inserting in lieu thereof the amount "58,685,300";

Page 27, line 16, by inserting the total line " " for 1991-92;

Page 27, line 17, by deleting the amount "48,925,900" and inserting in lieu thereof the amount "48,708,700";

Page 27, line 17, by deleting the amount "58,717,700" and inserting in lieu thereof the amount "58,775,300";

Page 28, line 5, by deleting the amount "$1,840,500" and inserting in lieu thereof the amount "$1,771,800";

Page 28, line 5, by deleting the amount "$6,092,700" and inserting in lieu thereof the amount "$6,305,700";

Page 29, line 14, by inserting the total line " " for 1991-92;

Page 31, line 5, by deleting the amount "63,545,400" and inserting in lieu thereof the amount "63,328,200";

Page 31, line 5, by deleting the amount "73,680,600" and inserting in lieu thereof the amount "73,738,200";

Page 31, line 8, by deleting the amount "65,890,500" and inserting in lieu thereof the amount "65,673,300";

Page 31, line 8, by deleting the amount "75,939,900" and inserting in lieu thereof the amount "75,997,500";

Page 32, line 5, by deleting the figures "23,570 21,100 18,620 16,040 14,790" and inserting in lieu thereof: "24,000 21,500 18,960 16,330 15,060";

Page 32, line 6, by deleting the figures "26,030 23,570 21,100 16,040 14,790" and inserting in lieu thereof: "26,510 24,000 21,500 16,330 15,060";

Page 32, line 7, by deleting the figures "29,220 26,740 24,260 16,040 14,790" and inserting in lieu thereof: "29,770 27,240 24,710 16,330 15,060";

Page 32, line 8, by deleting the figures "30,160 27,690 25,210 16,040 14,790" and inserting in lieu thereof: "30,720 28,200 25,670 16,330 15,060";

Page 32, line 10, by deleting the figures "30,630 28,160 25,660 16,040 14,790" and inserting in lieu thereof: "31,200 28,680 26,140 16,330 15,060";

Page 32, line 15, by deleting the figures "25,460 22,790 20,110 17,320 15,970" and inserting in lieu thereof: "25,200 22,580 19,910 17,150 15,810";

Page 32, line 16, by deleting the figures "28,110 25,460 22,790 17,320 15,970" and inserting in lieu thereof: "27,840 25,200 22,580 17,150 15,810";

Page 32, line 17, by deleting the figures "31,570 28,880 26,200 17,320 15,970" and inserting in lieu thereof: "31,260 28,600 25,950 17,150 15,810";

Page 32, line 18, by deleting the figures "32,570 29,910 27,230 17,320 15,970" and inserting in lieu thereof: "32,260 29,610 26,950 17,150 15,810";

Page 32, line 20, by deleting the figures "33,080 30,410 27,710 17,320 15,970" and inserting in lieu thereof: "32,760 30,110 27,450 17,150 15,810";

Page 34, by deleting lines 15 through 18 in their entirety;

Page 35, after line 6 and before line 7, by adding the following:

"Included in the above appropriation is $14,863,000 in fiscal year 1990-91 and $15,500,000 in fiscal year 1991-92 to provide secondary vocational education in state-operated vocational schools.";

Page 35, after line 20 and before line 21, by adding the following:

"Notwithstanding the provisions of KRS 160.599 there is appropriated $250,000 in fiscal year 1990-91 from "the emergency revolving school loan fund account" for the purpose of a loan to the Elliott County Board of Education to be repaid within the term set by the State Board for Elementary and Secondary Education.";

Page 35, line 16, by deleting the word, "from", and inserting in lieu thereof: "form";

Page 38, line 4, by deleting the amount "4,606,400" and inserting in lieu thereof the amount "4,544,900";

Page 38, line 4, by deleting the amount "5,089,400" and inserting in lieu thereof the amount "5,234,900";

Page 38, line 7, by deleting the amount "5,381,300" and inserting in lieu thereof the amount "5,319,800";

Page 38, line 7, by deleting the amount "5,836,400" and inserting in lieu thereof the amount "5,981,900";

Page 38, line 13, by deleting the amount "30,024,000" and inserting in lieu thereof the amount "29,864,000";

Page 38, line 13, by deleting the amount "30,286,700" and inserting in lieu thereof the amount "30,118,200";

Page 38, line 16, by deleting the amount "115,244,300" and inserting in lieu thereof the amount "115,084,300";

Page 38, line 16, by deleting the amount "117,755,900" and inserting in lieu thereof the amount "117,587,400";

Page 38, line 19, by deleting the amount "11,231,700" and inserting in lieu thereof the amount "11,293,200";

Page 38, line 19, by deleting the amount "11,979,200" and inserting in lieu thereof the amount "12,046,700";

Page 38, line 22, by deleting the amount "43,523,000" and inserting in lieu thereof the amount "43,584,500";

Page 38, line 22, by deleting the amount "44,379,200" and inserting in lieu thereof the amount "44,446,700";

Page 39, after line 7 and before line 8, by adding the following:

"Included in the above General Fund appropriation is $92,000 in fiscal year 1990-91 and $94,000 in fiscal year 1991-92 to continue the statewide information service relative to alcohol/drug abuse among Kentucky's school-age population and to implement a statewide survey of alcohol/drug abuse among Kentucky's coal mining workforce. Both of the above projects relating to drug abuse shall be conducted by the Kentucky Department of Education through Kentucky State University in strict accord with the Kentucky State University proposal dated February 23, 1990."

Page 40, line 11, by deleting the amount "183,900,000" and inserting in lieu thereof the amount "260,563,800";

Page 40, line 11, by deleting the amount "272,080,000" and inserting in lieu thereof the amount "341,590,200";

Page 40, after line 17 and before line 18, by adding the following:

"It is the intent of the General Assembly that appropriations from this unit in the first year of the biennium shall continue into the second year for the purposes designated.";

Page 40, after line 17 and before line 18 by adding the following:

"Included in the above appropriation is $20,000,000 in fiscal year 1990-91 and $25,000,000 in fiscal year 1991-92 to equalize local school district funds under the provisions of KRS 157.440(1). If funds appropriated under this provision are insufficient to provide the amount required, allotments to local school districts shall be made on a pro-rata basis.

Included in the above appropriation is $10,000,000 in fiscal year 1990-91 and $13,500,000 in fiscal year 1991-92 for the equalization of the equivalent tax rate of five cents committed to debt service, as that rate is provided for in KRS 157.620(1)(a). The equivalent tax rate of five cents referenced above shall be equalized. The rate shall be equalized at one hundred and fifty percent (150%) of the statewide average per pupil equalized assessment."

Page 40, line 18, by deleting the word, "folowing", and inserting in lieu thereof: "following";

Page 40, line 20, by deleting the amount "116,500,000" and inserting in lieu thereof the amount "186,088,800";

Page 40, line 20, by deleting the amount "124,900,000" and inserting in lieu thereof the amount "182,665,200";

Page 41, line 6, by deleting the amount "150,000" and inserting in lieu thereof the amount "125,000";

Page 41, line 8, by deleting the amount "50,000,000" and inserting in lieu thereof the amount "53,000,000";

Page 41, after line 8 and before line 9, by adding the following:

"i. Distinquished Educators 25,000";

Page 41, by deleting line 17 in its entirety;

Page 41, line 19, by deleting the amount "10,000,000" and inserting in lieu thereof the amount "15,000,000";

Page 41, line 19, by deleting the amount "10,000,000" and inserting in lieu thereof the amount "15,000,000";

Page 41, line 21, by deleting the amount "183,900,000" and inserting in lieu thereof the amount "260,563,800";

Page 41, line 21, by deleting the amount "272,080,000" and inserting in lieu thereof the amount "341,590,200";

Page 42, line 3, by deleting both references to the amount "10,000,000" and inserting in lieu thereof both times "15,000,000";

Page 42, line 8, by deleting the amount "7,360,000" and inserting in lieu thereof the amount "7,439,000";

Page 42, line 8, by deleting the amount "1,644,077,000" and inserting in lieu thereof the amount "1,720,580,800";

Page 42, line 8, by deleting the amount "1,800,239,700" and inserting in lieu thereof the amount "1,869,794,400";

Page 42, line 11, by deleting the amount "7,360,000" and inserting in lieu thereof the amount "7,439,000";

Page 42, line 11, by deleting the amount "1,857,902,400" and inserting in lieu thereof the amount "1,934,406,200";

Page 42, line 11, by deleting the amount "2,019,262,200" and inserting in lieu thereof the amount "2,088,816,900";

Page 42, line 14, by deleting the amount "12,766,200" and inserting in lieu thereof the amount "13,508,400";

Page 42, line 14, by deleting the amount "14,701,000" and inserting in lieu thereof the amount "16,185,300";

Page 42, line 17, by deleting the amount "12,945,200" and inserting in lieu thereof the amount "13,687,400";

Page 42, line 17, by deleting the amount "15,003,700" and inserting in lieu thereof the amount "16,488,000";

Page 42, line 19, by deleting the amount "1,888,000" and inserting in lieu thereof the amount "2,630,200";

Page 42, line 19, by deleting the amount "1,332,600" and inserting in lieu thereof the amount "2,816,900";

Page 43, line 2, by inserting the total line " " for 1991-92;

Page 43, line 25, by deleting the amount "5,442,900" and inserting in lieu thereof the amount "5,576,200";

Page 44, line 2, by deleting the amount "6,627,900" and inserting in lieu thereof the amount "6,761,200";

Page 44, after line 2 and before line 3, by adding the following:

"Included in the above General Fund appropriation is $1,958,100 in each year of the Biennium for State-aid grants to local public libraries. It is the intent of the General Assembly to distribute these funds according to the formula established by KRS 171.201 at the level of 40.0 cents per capita in each year of the Biennium, notwithstanding any other provisions of KRS 171.201 to the contrary.";

Page 44, line 2, by deleting the amount "6,627,900" and inserting in lieu thereof the amount "6,761,200";

Page 44, by deleting lines 3 through 11 in their entirety;

Page 44, line 14, by deleting the amount "12,413,000" and inserting in lieu thereof the amount "12,546,300";

Page 44, line 17, by deleting the amount "15,680,500" and inserting in lieu thereof the amount "15,813,800";

Page 45, line 18, by inserting the total line " " for 1991-92;

Page 46, line 5, by deleting the amount "248,800" and inserting in lieu thereof the amount "248,300";

Page 46, line 8, by deleting the amount "300,400" and inserting in lieu thereof the amount "460,400";

Page 46, line 8, by deleting the amount "314,700" and inserting in lieu thereof the amount "483,200";

Page 46, line 10, by deleting the amount "21,600" and inserting in lieu thereof the amount "160,000";

Page 46, line 10, by deleting the amount "22,900" and inserting in lieu thereof the amount "168,500";

Page 46, line 11, by deleting the words, "Client Assistance Program", and inserting in lieu thereof: "Environmental Council";

Page 46, after line 14 and before line 15, by adding the following:

"No facility designated as a replacement project for a functional center as defined by KRS 157.420 shall be included on a school district's facility survey as an unmet need. If a replacement project for a functional center is designated as an unmet need on the facility survey, that functional center shall become a transitional center."

Page 46, line 17, by deleting the amount "1,939,434,900" and inserting in lieu thereof the amount "2,016,974,200";

Page 46, line 17, by deleting the amount "2,112,888,200" and inserting in lieu thereof the amount "2,184,095,700";

Page 46, line 19, by inserting the amount "13,600" for federal funds appearing in fiscal year 1989-90 column;

Page 46, line 20, by deleting the amount "2,339,239,900" and inserting in lieu thereof the amount "2,410,447,400";

Page 46, line 20, by deleting the amount "7,439,000" and inserting in lieu thereof the amount "7,452,600";

Page 46, line 20, by deleting the amount "2,160,510,900" and inserting in lieu thereof the amount "2,238,050,200";

Page 46, line 25, by inserting the amount "11,828,000" for fiscal year 1991-92 and deleting the amount "8,578,000" for fiscal year 1991-92;

Page 46, line 26, by inserting the amount "1,504,400" for fiscal year 1990-91 and deleting the amount "1,767,300" for fiscal year 1990-91;

Page 46, line 26, by inserting the amount "1,639,700" for fiscal year 1991-92 and deleting the amount "1,906,200" for fiscal year 1991-92;

Page 47, line 1, by inserting the amount "9,146,900" for fiscal year 1990-91 and deleting the amount "9,409,800" for fiscal year 1990-91;

Page 47, line 1, by inserting the amount "13,467,700" for fiscal year 1991-92 and deleting the amount "10,484,200" for fiscal year 1991-92;

Page 47, line 8, by deleting the amount "2,167,000" and inserting in lieu thereof the amount "5,417,000";

Page 47, line 25, by inserting the amount "14,345,600" for fiscal year 1990-91 and deleting the amount "13,545,600" for fiscal year 1990-91;

Page 47, line 25, by inserting the amount "17,149,400" for fiscal year 1991-92 and deleting the amount "16,149,400" for fiscal year 1991-92;

Page 47, line 26, by inserting the amount "28,662,800" for fiscal year 1990-91 and deleting the amount "29,462,800" for fiscal year 1990-91;

Page 47, line 26, by inserting the amount "29,429,200" for fiscal year 1991-92 and deleting the amount "30,429,200" for fiscal year 1991-92;

Page 48, line 24, by inserting the amount "27,865,300" for fiscal year 1990-91 and deleting the amount "27,065,300" for fiscal year 1990-91;

Page 48, line 24, by inserting the amount "34,785,800" for fiscal year 1991-92 and deleting the amount "30,535,800" for fiscal year 1991-92;

Page 48, line 25, by inserting the amount "72,400,500" for fiscal year 1990-91 and deleting the amount "73,463,400" for fiscal year 1990-91;

Page 48, line 25, by inserting the amount "74,936,900" for fiscal year 1991-92 and deleting the amount "76,203,400" for fiscal year 1991-92;

Page 48, line 26, by inserting the amount "100,265,800" for fiscal year 1990-91 and deleting the amount "100,528,700" for fiscal year 1990-91;

Page 48, line 26, by inserting the amount "109,722,700" for fiscal year 1991-92 and deleting the amount "106,739,200" for fiscal year 1991-92;

Page 49, line 4, by deleting the amount "7,064,800" and inserting in lieu thereof the amount "7,289,800";

Page 49, line 4, by deleting the amount "8,237,200" and inserting in lieu thereof the amount "8,462,200";

Page 49, line 7, by deleting the amount "7,450,300" and inserting in lieu thereof the amount "7,675,300";

Page 49, line 7, by deleting the amount "8,621,000" and inserting in lieu thereof the amount "8,846,000";

Page 49, line 10, by deleting the amount "19,170,800" and inserting in lieu thereof the amount "17,170,800";

Page 49, line 10, by deleting the amount "20,050,900" and inserting in lieu thereof the amount "17,950,900";

Page 49, line 11, by deleting the amount "9,954,500" and inserting in lieu thereof the amount "9,916,900";

Page 49, line 11, by deleting the amount "10,210,300" and inserting in lieu thereof the amount "10,124,500";

Page 49, line 13, by deleting the amount "30,266,400" and inserting in lieu thereof the amount "28,228,700";

Page 49, line 13, by deleting the amount "31,402,200" and inserting in lieu thereof the amount "29,216,400";

Page 49, after line 19 and before line 20, by adding the following:

"Included in the above General Fund appropriation is $7,724,400 in fiscal year 1990-91 and $7,417,200 in fiscal year 1991-92 for College Access Program (CAP) grants. CAP grants shall be available to assist financially needy part-time and full-time freshmen and sophomore students to attend eligible public and private non-profit college and universities in Kentucky. A CAP grant will not exceed the full-time tuition amount of a publicly-supported community college in Kentucky.

In addition to the authority vested in the Board of Directors of the Kentucky Higher Education Assistance Authority pursuant to KRS 164.748(4) the board shall have the authority to promulgate administrative regulations pursuant to KRS 13A to include but not limited to, establishing student eligibility criteria regarding financial need and academic performance requirements."

Page 49, line 25, by deleting the amount "2,037,600" and inserting in lieu thereof the amount "2,000,000";

Page 49, line 26, by deleting the amount "2,185,500" and inserting in lieu thereof the amount "2,100,000";

Page 50, after line 1 and before line 2, by adding the following:

"The Kentucky Higher Education Assistance Authority is hereby attached to the Council on Higher Education in the manner of the State colleges and universities. The Council shall approve student aid programs offered by the authority. The Council shall submit a separate budgetary recommendation for the Authority";

Page 50, line 13, by deleting the amount "17,086,300" and inserting in lieu thereof the amount "17,165,300";

Page 50, line 13, by deleting the amount "19,380,500" and inserting in lieu thereof the amount "19,463,500";

Page 50, line 16, by deleting the amount "31,757,700" and inserting in lieu thereof the amount "31,836,700";

Page 50, line 16, by deleting the amount "34,643,500" and inserting in lieu thereof the amount "34,726,500";

Page 50, line 22, by deleting the amount "31,383,900" and inserting in lieu thereof the amount "31,565,700";

Page 50, line 22, by deleting the amount "34,196,500" and inserting in lieu thereof the amount "34,415,600";

Page 50, line 25, by deleting the amount "63,721,600" and inserting in lieu thereof the amount "63,903,400";

Page 50, line 25, by deleting the amount "69,121,800" and inserting in lieu thereof the amount "69,340,900";

Page 51, line 1, by deleting the amount "3,807,800" and inserting in lieu thereof the amount "3,901,900";

Page 51, line 14, by deleting the amount "31,144,200" and inserting in lieu thereof the amount "31,201,600";

Page 51, line 17, by deleting the amount "59,250,200" and inserting in lieu thereof the amount "59,307,600";

Page 51, line 19, by deleting the amount "5,284,700" and inserting in lieu thereof the amount "5,342,100";

Page 51, line 23, by deleting the amount "224,193,900" and inserting in lieu thereof the amount "226,782,900";

Page 51, line 23, by deleting the amount "253,923,900" and inserting in lieu thereof the amount "260,092,100";

Page 51, line 26, by deleting the amount "613,247,600" and inserting in lieu thereof the amount "615,836,600";

Page 51, line 26, by deleting the amount "674,998,700" and inserting in lieu thereof the amount "681,166,900";

Page 52, line 2, by deleting the amount "18,939,100" and inserting in lieu thereof the amount "19,366,800";

Page 52, line 7, by deleting the amount "71,422,600" and inserting in lieu thereof the amount "73,424,400";

Page 52, line 10, by deleting the amount "107,117,700" and inserting in lieu thereof the amount "109,119,500";

Page 52, line 12, by deleting the amount "9,360,900" and inserting in lieu thereof the amount "11,362,700";

Page 52, line 16, by deleting the amount "130,473,900" and inserting in lieu thereof the amount "130,578,900";

Page 52, line 16, by deleting the amount "143,979,500" and inserting in lieu thereof the amount "144,849,200";

Page 52, line 19, by deleting the amount "273,155,700" and inserting in lieu thereof the amount "273,260,700";

Page 52, line 19, by deleting the amount "290,256,000" and inserting in lieu thereof the amount "291,125,700";

Page 52, line 21, by deleting the amount "11,698,900" and inserting in lieu thereof the amount "12,158,600";

Page 53, line 9, by deleting the amount "54,241,300" and inserting in lieu thereof the amount "54,298,700";

Page 53, line 12, by deleting the amount "106,463,800" and inserting in lieu thereof the amount "106,521,200";

Page 53, line 14, by deleting the amount "4,465,100" and inserting in lieu thereof the amount "4,522,500";

Page 53, line 18, by deleting the amount "655,831,600" and inserting in lieu thereof the amount "657,011,400";

Page 53, line 18, by deleting the amount "734,300,000" and inserting in lieu thereof the amount "741,881,600";

Page 53, line 19, by deleting the amount "663,744,300" and inserting in lieu thereof the amount "663,706,700";

Page 53, line 19, by deleting the amount "712,531,200" and inserting in lieu thereof the amount "712,445,400";

Page 53, line 21, by deleting the amount "1,447,192,200" and inserting in lieu thereof the amount "1,448,334,400";

Page 53, line 21, by deleting the amount "1,577,707,800" and inserting in lieu thereof the amount "1,585,203,600";

Page 55, line 14, by deleting the amount "64,962,900" and inserting in lieu thereof the amount "66,462,900";

Page 55, line 14, by deleting the amount "66,312,400" and inserting in lieu thereof the amount "68,812,400";

Page 55, line 17, by deleting the amount "237,814,100" and inserting in lieu thereof the amount "239,314,100";

Page 55, line 17, by deleting the amount "241,042,200" and inserting in lieu thereof the amount "243,542,200";

Page 58, line 23, by deleting the amount "342,879,100" and inserting in lieu thereof the amount "345,579,100";

Page 58, line 25, by deleting the amount "927,903,300" and inserting in lieu thereof the amount "935,279,300";

Page 58, line 26, by deleting the amount "1,274,032,400" and inserting in lieu thereof the amount "1,284,108,400";

Page 61, line 4, by deleting the amount "89,716,700" and inserting in lieu thereof the amount "95,818,700";

Page 61, line 4, by deleting the amount "96,422,800" and inserting in lieu thereof the amount "104,677,800";

Page 61, line 7, by deleting the amount "157,001,400" and inserting in lieu thereof the amount "163,103,400";

Page 61, line 7, by deleting the amount "166,182,300" and inserting in lieu thereof the amount "174,437,300";

Page 61, line 13, by deleting the amount "104,873,200" and inserting in lieu thereof the amount "107,296,200";

Page 61, line 13, by deleting the amount "112,929,000" and inserting in lieu thereof the amount "116,610,300";

Page 61, line 16, by deleting the amount "187,946,700" and inserting in lieu thereof the amount "190,369,700";

Page 61, line 16, by deleting the amount "194,305,500" and inserting in lieu thereof the amount "197,986,800";

Page 62, line 10, by deleting the amount "15,986,800" and inserting in lieu thereof the amount "16,285,800";

Page 62, line 10, by deleting the amount "17,557,500" and inserting in lieu thereof the amount "18,155,500";

Page 62, line 13, by deleting the amount "36,763,900" and inserting in lieu thereof the amount "37,062,900";

Page 62, line 13, by deleting the amount "38,444,600" and inserting in lieu thereof the amount "39,042,600";

Page 62, line 15, by deleting the amount "5,518,800" and inserting in lieu thereof the amount "5,817,800";

Page 62, line 15, by deleting the amount "5,735,300" and inserting in lieu thereof the amount "6,333,300";

Page 62, after line 21 and before line 22, by adding the following:

"Any project which is specifically funded in the Cabinet for Human Resources as authorized in this Act shall be exempted from the provisions of KRS 216B.010 - 216B.131. Nothing in this Act shall be deemed to exempt any such facility from any licensure provisions.

Page 62, line 24, by deleting the amount "708,196,700" and inserting in lieu thereof the amount "718,520,700";

Page 62, line 24, by deleting the amount "768,149,600" and inserting in lieu thereof the amount "785,883,900";

Page 62, line 26, by deleting the amount "1,720,469,100" and inserting in lieu thereof the amount "1,727,845,100";

Page 63, line 1, by deleting the amount "2,377,688,100" and inserting in lieu thereof the amount "2,388,012,100";

Page 63, line 1, by deleting the amount "2,592,785,800" and inserting in lieu thereof the amount "2,617,896,100";

Page 63, line 25, by deleting the amount "716,725,200" and inserting in lieu thereof the amount "727,049,200";

Page 63, line 25, by deleting the amount "777,001,400" and inserting in lieu thereof the amount "794,735,700";

Page 64, line 1, by deleting the amount "1,723,840,600" and inserting in lieu thereof the amount "1,731,216,600";

Page 64, line 2, by deleting the amount "2,390,440,300" and inserting in lieu thereof the amount "2,400,764,300";

Page 64, line 2, by deleting the amount "2,605,852,100" and inserting in lieu thereof the amount "2,630,962,400";

Page 64, line 7, by deleting the amount "70,212,800" and inserting in lieu thereof the amount "73,412,800";

Page 64, line 7, by deleting the amount "72,322,400" and inserting in lieu thereof the amount "75,622,400";

Page 64, line 10, by deleting the amount "79,700,000" and inserting in lieu thereof the amount "82,900,000";

Page 64, line 10, by deleting the amount "82,033,400" and inserting in lieu thereof the amount "85,333,400";

Page 66, line 9, by deleting the words, "Nothing in this Act shall be construed";

Page 66, by deleting lines 10 and 11 in their entirety;

Page 66, line 14, by deleting the amount "72,830,300" and inserting in lieu thereof the amount "76,030,300";

Page 66, line 14, by deleting the amount "75,053,300" and inserting in lieu thereof the amount "78,353,300";

Page 66, line 17, by deleting the amount "107,321,800" and inserting in lieu thereof the amount "110,521,800";

Page 66, line 17, by deleting the amount "111,062,100" and inserting in lieu thereof the amount "114,362,100";

Page 67, line 2, by inserting the amount "99,793,200" for fiscal year 1990-91 and deleting the amount "99,757,500" for fiscal year 1990-91;

Page 67, line 2, by inserting the amount "108,048,300" for fiscal year 1991-92 and deleting the amount "107,909,700" for fiscal year 1991-92;

Page 67, line 4, by inserting the amount "105,859,500" for fiscal year 1990-91 and deleting the amount "105,823,800" for fiscal year 1990-91;

Page 67, line 4, by inserting the amount "114,462,200" for fiscal year 1991-92 and deleting the amount "114,323,600" for fiscal year 1991-92;

Page 67, line 7, by inserting the amount "6,737,700" for fiscal year 1990-91 and deleting the amount "6,946,700" for fiscal year 1990-91;

Page 67, line 7, by inserting the amount "6,901,600" for fiscal year 1991-92 and deleting the amount "7,113,800" for fiscal year 1991-92;

Page 68, line 12, by inserting the amount "108,836,900" for fiscal year 1990-91 and deleting the amount "109,010,600" for fiscal year 1990-91;

Page 68, line 12, by inserting the amount "117,335,100" for fiscal year 1991-92 and deleting the amount "117,408,700" for fiscal year 1991-92;

Page 68, line 14, by inserting the amount "115,569,600" for fiscal year 1990-91 and deleting the amount "115,743,300" for fiscal year 1990-91;

Page 68, line 14, by inserting the amount "124,435,000" for fiscal year 1991-92 and deleting the amount "124,508,600" for fiscal year 1991-92;

Page 70, line 22, by inserting the total line " " for 1991-92;

Page 73, line 2, by deleting the amount "104,800";

Page 73, line 2, by deleting the amount "781,800" and inserting in lieu thereof the amount "673,900";

Page 73, line 2, by deleting the amount "806,200" and inserting in lieu thereof the amount "695,100";

Page 73, line 2, by deleting the amount "104,800" in the 1989-90 column;

Page 73, line 3, by inserting "104,800" in the 1989-90 column;

Page 73, line 3, by deleting the amount "1,155,700" and inserting in lieu thereof the amount "1,263,600";

Page 73, line 3, by deleting the amount "1,167,000" and inserting in lieu thereof the amount "1,278,600";

Page 73, line 7, by deleting the amount "7,936,800" and inserting in lieu thereof the amount "8,145,800";

Page 73, line 7, by deleting the amount "8,466,100" and inserting in lieu thereof the amount "8,402,100";

Page 73, line 10, by deleting the amount "9,309,000" and inserting in lieu thereof the amount "9,518,000";

Page 73, line 10, by deleting the amount "9,932,600" and inserting in lieu thereof the amount "9,868,600";

Page 73, line 13, by deleting the amount "9,597,900" and inserting in lieu thereof the amount "10,220,300";

Page 73, line 13, by deleting the amount "10,007,800" and inserting in lieu thereof the amount "10,793,200";

Page 73, line 16, by deleting the amount "10,778,600" and inserting in lieu thereof the amount "11,400,900";

Page 73, line 16, by deleting the amount "11,091,400" and inserting in lieu thereof the amount "11,876,800";

Page 73, line 25, by deleting the amount "3,681,100" and inserting in lieu thereof the amount "681,100";

Page 73, line 25, by deleting the amount "3,759,400" and inserting in lieu thereof the amount "559,400";

Page 74, line 22, by deleting the amount "104,800";

Page 74, line 22, by deleting the amount "33,171,100" and inserting in lieu thereof the amount "30,894,500";

Page 74, line 22, by deleting the amount "35,784,700" and inserting in lieu thereof the amount "33,195,000";

Page 74, line 23, by deleting the amount "40,486,900" and inserting in lieu thereof the amount "40,929,800";

Page 74, line 23, by deleting the amount "40,275,000" and inserting in lieu thereof the amount"40,411,100";

Page 74, line 23, by inserting "104,800" in the 1989-90 column;

Page 74, line 24, by deleting the amount "2,088,000" and inserting in lieu thereof the amount "2,088,600";

Page 74, line 25, by deleting the amount "75,736,900" and inserting in lieu thereof the amount "73,903,200";

Page 74, line 25, by deleting the amount "78,148,300" and inserting in lieu thereof the amount "75,694,700";

Page 75, line 9, by deleting the amount "18,858,400" and inserting in lieu thereof the amount "17,858,400";

Page 75, line 9, by deleting the amount "17,661,200" and inserting in lieu thereof the amount "18,661,200";

Page 75, line 11, by deleting the amount "20,813,000" and inserting in lieu thereof the amount "19,813,000";

Page 75, line 11, by deleting the amount "19,616,400" and inserting in lieu thereof the amount "20,616,400";

Page 75, line 13, by deleting the amount "6,000,000" and inserting in lieu thereof the amount "5,000,000";

Page 75, line 25, by deleting the amount "20,030,200" and inserting in lieu thereof the amount "20,230,200";

Page 75, line 25, by deleting the amount "20,483,900" and inserting in lieu thereof the amount "20,533,900";

Page 76, line 2, by deleting the amount "21,269,800" and inserting in lieu thereof the amount "21,469,800";

Page 76, line 2, by deleting the amount "21,748,900" and inserting in lieu thereof the amount "21,798,900";

Page 76, line 5, by deleting the amount "1,102,200" and inserting in lieu thereof the amount "1,002,200";

Page 76, line 5, by deleting the amount "5,291,100" and inserting in lieu thereof the amount "5,191,100";

Page 76, line 5, by deleting the amount "5,386,300" and inserting in lieu thereof the amount "5,286,300";

Page 76, line 7, by deleting the amount "1,102,200" and inserting in lieu thereof the amount "1,002,200";

Page 76, line 7, by deleting the amount "5,522,600" and inserting in lieu thereof the amount "5,442,600";

Page 76, line 7, by deleting the amount "5,621,500" and inserting in lieu thereof the amount "5,521,500";

Page 76, line 11, by deleting the amount "110,309,600" and inserting in lieu thereof the amount "110,135,900";

Page 76, line 11, by deleting the amount "118,860,900" and inserting in lieu thereof the amount "118,787,300";

Page 76, line 12, by deleting the word, "CABINET";

Page 76, line 14, by deleting the amount "1,102,200" and inserting in lieu thereof the amount "1,002,200";

Page 76, line 14, by deleting the amount "58,440,500" and inserting in lieu thereof the amount "57,540,500";

Page 76, line 14, by deleting the amount "58,376,500" and inserting in lieu thereof the amount "59,326,500";

Page 76, line 15, by deleting the amount "113,558,300" and inserting in lieu thereof the amount "113,384,600";

Page 76, line 15, by deleting the amount "122,194,900" and inserting in lieu thereof the amount "122,121,300";

Page 76, line 17, by deleting the amount "1,102,200" and inserting in lieu thereof the amount "1,002,200";

Page 76, line 17, by deleting the amount "172,175,800" and inserting in lieu thereof the amount "171,102,100";

Page 76, line 17, by deleting the amount "180,748,400" and inserting in lieu thereof the amount "181,624,800";

Page 76, line 21, by deleting the amount "770,000" and inserting in lieu thereof the amount "920,000";

Page 77, line 10, by deleting the amount "6,662,500" and inserting in lieu thereof the amount "6,602,500";

Page 77, line 10, by deleting the amount "7,284,300" and inserting in lieu thereof the amount "7,224,300";

Page 77, line 13, by deleting the amount "20,465,200" and inserting in lieu thereof the amount "20,548,600";

Page 77, line 13, by deleting the amount "25,866,600" and inserting in lieu thereof the amount "27,160,800";

Page 77, line 15, by deleting the amount "56,016,900" and inserting in lieu thereof the amount "56,100,300";

Page 77, line 15, by deleting the amount "60,329,700" and inserting in lieu thereof the amount "61,623,900";

Page 77, line 17, by deleting the amount "1,555,500" and inserting in lieu thereof the amount "1,633,900";

Page 77, line 17, by deleting the amount "3,471,300" and inserting in lieu thereof the amount "4,765,500";

Page 77, line 22, by deleting the amount "1,953,400" and inserting in lieu thereof the amount "2,043,100";

Page 77, line 22, by deleting the amount "2,180,200" and inserting in lieu thereof the amount "2,267,400";

Page 77, line 24, by deleting the amount "5,477,200" and inserting in lieu thereof the amount "5,566,900";

Page 77, line 24, by deleting the amount "5,635,700" and inserting in lieu thereof the amount "5,722,900";

Page 78, line 19, by deleting the amount "38,018,400" and inserting in lieu thereof the amount "38,281,500";

Page 78, line 19, by deleting the amount "44,339,500" and inserting in lieu thereof the amount "45,660,900";

Page 78, line 21, by deleting the amount "110,100,700" and inserting in lieu thereof the amount "110,363,800";

Page 78, line 21, by deleting the amount "116,316,500" and inserting in lieu thereof the amount "117,637,900";

Page 79, after line 18 and before line 19, by adding the following:

"Included within the above General Fund appropriation is $7,200 in fiscal year 1990-91 and $7,200 in fiscal year 1991-92 to provide each Railroad Commissioner $200 a month expense allowance. This expense allowance shall be in lieu of any salary.

The above General Fund appropriations to the Kentucky Railroad Commission shall sunset on January 5, 1992. Any of the above General Fund, which remain unexpended at January 5, 1992 shall lapse to the credit of the General Fund."

Page 80, line 4, by inserting the amount "20,190,000" for fiscal year 1990-91 and deleting the amount "18,720,600" for fiscal year 1990-91;

Page 80, line 10, by deleting the amount "417,014,900" and inserting in lieu thereof the amount "429,354,900";

Page 80, line 10, by deleting the amount "416,915,000" and inserting in lieu thereof the amount "410,915,000";

Page 80, line 12, by deleting the amount "847,933,400" and inserting in lieu thereof the amount "860,273,400";

Page 80, line 12, by deleting the amount "769,228,700" and inserting in lieu thereof the amount "763,228,700";

Page 80, line 18, by deleting the amount "171,732,400" and inserting in lieu thereof the amount "183,732,400";

Page 80, line 18, by deleting the amount "164,806,200" and inserting in lieu thereof the amount "158,806,200";

Page 86, line 5, by deleting the amount "834,607,400" and inserting in lieu thereof the amount "846,947,400";

Page 86, line 5, by deleting the amount "836,738,900" and inserting in lieu thereof the amount "830,738,900";

Page 86, line 7, by deleting the amount "1,275,798,200" and inserting in lieu thereof the amount "1,288,138,200";

Page 86, line 7, by deleting the amount "1,199,179,900" and inserting in lieu thereof the amount "1,193,179,900";

Page 86, line 20, after "Fund", by adding the following: ", Federal Funds and Restricted Funds";

Page 86, after line 21 and before line 22, by adding the following:

"These transfers shall be limited to the following budget units within the Cabinet for Workforce Development: Department for the Blind, Vocational Rehabilitation, Internal Administration, Adult Basic Education and Adult Vocational Technical Education.";

Page 88, line 26, by deleting the amount "9,741,300" and inserting in lieu thereof the amount "11,271,790";

Page 88, line 26, by deleting the amount "11,266,600" and inserting in lieu thereof the amount "13,346,200";

Page 89, line 3, by deleting the amount "10,774,100" and inserting in lieu thereof the amount "12,304,500";

Page 89, line 3, by deleting the amount "12,341,900" and inserting in lieu thereof the amount "14,421,500";

Page 89, line 23, by deleting the amount "75,805,000" and inserting in lieu thereof the amount "77,335,490";

Page 89, line 23, by deleting the amount "80,594,100" and inserting in lieu thereof the amount "82,673,700";

Page 89, line 26, by deleting the amount "170,440,200" and inserting in lieu thereof the amount "171,970,690";

Page 89, line 26, by deleting the amount "177,442,400" and inserting in lieu thereof the amount "179,522,000";

Page 90, line 4, by deleting the amount "79,643,700" and inserting in lieu thereof the amount "79,438,900";

Page 90, line 4, by deleting the amount "4,037,565,000" and inserting in lieu thereof the amount "4,134,550,000";

Page 90, line 4, by deleting the amount "4,405,817,800" and inserting in lieu thereof the amount "4,516,646,200";

Page 90, line 5, by deleting the amount "42,308,300" and inserting in lieu thereof the amount "30,234,400";

Page 90, line 5, by deleting the amount "1,315,718,200" and inserting in lieu thereof the amount "1,314,688,200";

Page 90, line 5, by deleting the amount "1,392,661,000" and inserting in lieu thereof the amount "1,390,985,300";

Page 90, line 6, by deleting the amount "2,433,834,700" and inserting in lieu thereof the amount "2,441,210,700";

Page 90, line 7, by deleting the amount "834,607,400" and inserting in lieu thereof the amount "846,947,400";

Page 90, line 7, by deleting the amount "836,738,900" and inserting in lieu thereof the amount "830,738,900";

Page 90, line 9, by deleting the amount "198,299,900" and inserting in lieu thereof the amount "186,021,200";

Page 90, line 9, by deleting the amount "8,688,617,200" and inserting in lieu thereof the amount "8,796,912,200";

Page 90, line 9, by deleting the amount "9,219,377,500" and inserting in lieu thereof the amount "9,329,906,200";

Page 90, line 12, by deleting the amount "5,234,900" and inserting in lieu thereof the amount "7,442,900";

Page 90, line 12, by deleting the amount "2,575,700" and inserting in lieu thereof the amount "1,240,300";

Page 90, line 12, delete $2,575,700" and insert "1,240,300";

Page 90, line 14, by deleting the amount "13,283,400" and inserting in lieu thereof the amount "15,491,400";

Page 90, line 14, by deleting the amount "12,792,500" and inserting in lieu thereof the amount "11,457,100";

Page 90, line 17, by deleting $40,000,000" and insert "20,000,000";

Page 90, line 17, by deleting the amount "50,000,000" and inserting "23,500,000";

Page 90, line 21, by deleting the amount "79,805,700" and inserting in lieu thereof the amount "79,600,900";

Page 90, line 21, by deleting the amount "4,082,799,900" and inserting in lieu thereof the amount "4,161,992,900";

Page 90, line 21, by deleting the amount "4,458,393,500" and inserting in lieu thereof the amount "4,541,386,500";

Page 90, line 22, by deleting the amount "42,308,300" and inserting in lieu thereof the amount "30,234,400";

Page 90, line 22, by deleting the amount "1,315,718,200" and inserting in lieu thereof the amount "1,314,688,200";

Page 90, line 22, by deleting the amount "1,392,661,000" and inserting in lieu thereof the amount "1,390,985,300";

Page 90, line 23, by deleting the amount "2,433,834,700" and inserting in lieu thereof the amount "2,441,210,700";

Page 90, line 24, by deleting the amount "842,655,900" and inserting in lieu thereof the amount "854,995,900";

Page 90, line 24, by deleting the amount "846,955,700" and inserting in lieu thereof the amount "840,955,700";

Page 90, line 26, by deleting the amount "198,461,900" and inserting in lieu thereof the amount "186,183,200";

Page 90, line 26, by deleting the amount "8,741,900,600" and inserting in lieu thereof the amount "8,832,403,600";

Page 90, line 26, by deleting the amount "9,282,170,000" and inserting in lieu thereof the amount "9,364,863,300";

Page 93, line 23, by deleting the amount "24,575,000" and inserting in lieu thereof the amount "24,020,000";

Page 93, after line 23 and before line 24, by adding the following, with the figure appearing in fiscal year 1990-91:

"Bond Interest Income 555,000";

Page 94, by deleting lines 7 and 8 in their entirety;

Page 94, line 6, by deleting the words and figure, "Bond Fund 50,000", and inserting in lieu thereof:

"Investment Income 100,000

Page 94, line 9, by deleting the words, "Madison County", and inserting in lieu thereof: "City of Richmond";

Page 94, line 19, by deleting the words, "Bond Fund", and inserting in lieu thereof: "Investment Income";

Page 94, line 25, by deleting the words, "Bond Fund", and inserting in lieu thereof: "Investment Income";

Page 95, line 2, by deleting the amount "100,000" and inserting in lieu thereof the amount "285,000";

Page 95, line 5, by deleting the words, "Bond Fund", and inserting in lieu thereof: "Investment Income";

Page 95, after line 5 and before line 6, by adding the following:

"q. Ludlow Sunken Barge Removal and Waterfront Development

Investment Income 125,000";

r. Southgate Community Center

Bond Fund 1,500,000

s. Newport Lighted Park Project

Bond Fund 1,500,000

t. Tucker-Guthrie Airport, Harlan County

Bond Fund 1,100,000

u. Williamsburg-Bon Jellico Park

Bond Fund 826,800

Page 95, after line 5 and before line 6, by adding the following, with the figure appearing in fiscal year 1990-91:

"g. Star Theatre - Russell Springs

Investment Income 150,000";

Page 95, line 6, after "Project", by adding the following:

" —Re-appropriation";

Page 95, after line 26, by inserting the following, with the figure appearing in fiscal year 1991-92 column:

g. Auditorium FAA Leadership Training Center

Bond Fund 1,930,600

Page 96, line 6, by deleting the word, "General", and inserting in lieu thereof: "Bond Fund";

Page 99, line 16, by inserting the amount "50,000,000*" for fiscal year 1990-91 and deleting the amount "20,000,000" for fiscal year 1990-91;

Page 99, after line 16 and before line 17, by adding the following:

"*Project authorization in the first year but bond sale for $30 million not allowed until after January 1, 1991, due to timing of debt service payment and the related General Fund appropriation.";

Page 100, between line 19 and 20, by inserting the following:

g. Leitchfield Armory

(General Fund $385,400; Federal Funds $430,500);

Page 103, line 5, by deleting the words, "restricted funds", and inserting in lieu thereof: "Restricted Funds";

Page 104, after line 1 and before line 2, by adding the following:

"c. Aquaculture Program Facility

General Fund 500,000"

and by renumbering to conform;

Page 104, after line 2 and before line 3, by adding the following:

"Restricted Funds	454,000
General Fund	454,000
Total	908,000";

Page 104, by deleting line 3 in its entirety;

Page 104, after line 5 and before line 6, by adding the following:

"f. Chandler and Kentucky Halls' roofs

General Fund 112,000";

Page 104, line 26, by deleting the word, "restricted", and inserting in lieu thereof: "Restricted";

Page 105, line 1, by deleting the word, "funds", and inserting in lieu thereof: "Funds";

Page 105, by deleting lines 17 and 18 in their entirety;

Page 106, line 12, by deleting the word, "agency", and inserting in lieu thereof: "Restricted";

Page 106, line 13, by deleting the word, "funds", and inserting in lieu thereof: "Funds";

Page 106, line 15, by deleting the word, "agency", and inserting in lieu thereof: "Restricted";

Page 106, line 16, by deleting the word, "funds", and inserting in lieu thereof: "Funds";

Page 108, after line 10 and before line 11, by adding the following:

"Bond Fund	475,000*
Restricted Funds	475,000
Total	950,000";

Page 108, by deleting line 11 in its entirety;

Page 114, after line 13 and before line 14, by adding the following:

"nnn. Animal Diagnostic Facility

Bond Fund	3,815,000*";

Page 117, after line 13 and before line 14, by adding the following:

"Renovate Academic Building";

Page 117, after line 15 and before line 16, by adding the following:

"Fine Arts Renovation";

Page 117, after line 26, by adding the following:

"l. Lexington Community College Academic technical building

Bond Fund	4,800,000*

m. Southeast Community College Bell County Facility

Bond Fund	9,891,400*

n. Jefferson Community College-SW Academic Building

Bond Fund	3,000,000*";

Page 118, after line 14 and before line 15, by adding the following, with the figure appearing in fiscal year 1990-91:

"Bond Fund	4,100,000*
Restricted Fund	4,100,000
Total	8,200,000

Page 118, by deleting line 15 in its entirety;

Page 120, line 2, by deleting the amount "476,000" and inserting in lieu thereof the amount "476,000*";

Page 120, line 2, by deleting the word, "Restricted", and inserting in lieu thereof: "Bond";

Page 122, after line 10 and before line 11, by adding the following:

"13. Morehead State University

Funding for the following Morehead State University equipment purchases will be from bond funds with Debt Service supported from the General Fund.

a. Microcomputers/LANS	500,000*
b. Ultracentrifuges with Accessories	50,000*
c. Computerized Numerical Control Lathe	102,000*
d. CAD/CAM Upgrade of Software	95,000*
e. Upgrade Organic Chemistry Sample Prep Equipment	50,000*
f. Gas Chromatograph/Mass Spectrometer	100,000*
g. Scanning Electron Microscope	90,000*
h. Microprocessor Instructional Training Equipment	85,000*
i. Microscope Upgrade (Science Labs)	50,000*
j. Instructional Stations Business and Economics	50,000*
k. Mass Spectrometers	60,000*
l. Concert Grand Piano	80,000*
m. Electronic Organ	75,000*
n. Academic Computer System Upgrade	229,100*
o. Electronic/Recording Lab	75,000*
p. Video/Communication System	60,900*
q. TV Production Studio	150,000*
r. TV Production Satellite Uplink	298,000*

*Project authorization in first year but Bond sale not allowed until after January 1, 1991, due to timing of debt service payment and related General Fund appropriation.

Funding for the following Morehead State University equipment purchases will be from Restricted Funds.

s. Image Search LAN	95,000	
t. Growth Chambers	80,000	
u. Limnology Research Vessel	65,000	
v. Walk-In Incubators	70,000	
w. Biological Cabinets	54,000	
x. Glassware Washer	60,000	
y. Campus Telecommunication/Data Networking Project (1989-90, $92,000)	550,000	550,000
z. Administrative Computer Equipment	200,000	
aa. Two Color Printing Press	180,000	
bb. Bulldozer/Loader	30,000	
cc. WMKY Antenna Upgrade	61,900	
dd. Diod Array/Liquid Chromatography Detectors	50,000	
ee. Material Testing Units	80,000	
ff. Fourier Transform Infared Spectoflurometer	50,000	
gg. Liquid Scintillation Count	50,000	

hh.	Induc Coupled Plasma Atomic Emission Spectrophotometer	50,000
ii.	Artistic Design Laboratory	60,000
jj.	Communicator Network Controller/Server	300,000”;

Page 122, by deleting lines 11 through 26 in their entirety;

Page 123, by deleting lines 1 through 26 in their entirety;

Page 124, by deleting lines 1 through 26 in their entirety;

Page 125, by deleting lines 1 through 2 in their entirety;

Page 139, line 5, by deleting the amount “550,000” in fiscal year 1990-91 and inserting in lieu thereof the amount “400,000” in fiscal year 1990-91;

Page 139, line 5, by deleting the amount “550,000” in fiscal year 1991-92 and inserting in lieu thereof the amount “400,000” in fiscal year 1991-92;

Page 140, line 9, by deleting the amount “100,000” and inserting in lieu thereof the amount “150,000”;

Page 141, line 19, by deleting the amount “120,000” and inserting in lieu thereof the amount “150,000”;

Page 145, line 16, by inserting the amount “6,750,000” for fiscal year 1990-91 and deleting the amount “1,250,000” for fiscal year 1990-91;

Page 148, after line 20 and before line 21, by adding the following in fiscal year 1990-91:

“f. Henderson Post	
General Fund	950,000

2. Criminal Justice Training”;

Page 148, line 21, by deleting the letter, “f”, and inserting in lieu thereof: “a”;

Page 150, line 2, by deleting the words, “Waste Management Authority Revolving Loan Fund”, and inserting in lieu thereof: “Solid Waste Revolving Loan and Grant Fund”;

Page 153, line 13, by deleting the amount “1,436,000” and inserting in lieu thereof the amount “1,586,000”;

Page 153, by deleting lines 14-15 in their entirety;

Page 153, by deleting lines 22-23 in their entirety;

Page 154, after line 5 and before line 6, by adding the following:

“z. Carr Fork Lake - Infrastructure, Design and Lodge Construction		
Bond Fund	1,500,000	3,000,000
aa. Green River Infrastructure Development		
Bond Fund	1,000,000	
bb. Dale Hollow Infrastructure, Design and Lodge Construction		
Bond Fund	6,500,000	
cc. Pine Mountain Meeting Facility		
dd. Lincoln Homestead camping sites and golf course improvement		
General Fund 700,000”;		

Page 154, line 23, by inserting the word “Design” after “Expansion”;

Page 158, line 15, by deleting the words, “General Fund”, and inserting in lieu thereof: “Bond Fund”;

Page 158, line 17, by deleting the words, “General Fund”, and inserting in lieu thereof: “Bond Fund”;

Page 158, by deleting lines 18 and 19 in their entirety;

Page 158, after line 19 and before line 20, by adding the following:

"11. Technology Expansion Bowling Green SVTS		
Bond Fund		4,914,200
12. Diesel & Industrial Technology Mayo SVTS		
Bond Fund	4,664,200	
13. New Hi-Tech Center Anderson County		
Bond Fund		4,850,000
14. Technology Annex Hazard SVTS		
Bond Fund	4,972,300";	
15. Construction of Shelby Valley SVTS		
Bond Fund		4,000,000

and by renumbering to conform;

Page 167, line 26, by inserting "," after the word "appropriate";

Page 169, line 5, after "memorandum.", by adding the following:

"The provisions of KRS 56.870(1) shall not be applicable to the financing of any project in any case where the project for which financing is proposed is certified by the Governor to be of such type as to independently produce revenue sufficient to fully meet debt service, issuance costs, reserve fund requirements, insurance premiums and any other expenditures necessary for financing so that no appropriation of state funds will be required. Repayments of revolving funds established with bond issues for which debt service, issuance costs, reserve fund requirements, insurance premiums or any other expenditures associated with the issuance of such bonds is appropriated by the General Assembly shall not be deemed independently produced revenue. Such certification shall be made in writing by the Secretary of the Finance and Administration Cabinet to the statutory head of the issuing agency or authority with a copy to the Governor and the Legislative Research Commission."

Page 171, line 22, by inserting "," after the word "met";

Page 175, line 20, by deleting "Improvement" and inserting in lieu therof "Equity";

Page 177, line 7, by deleting "40,000,000" and inserting "20,000,000";

Page 177, line 7, by deleting the amount "$49,985,500" and inserting "23,500,000";

Page 177, line 23, by inserting "," after the word "authorized";

Page 178, line 4, by deleting the amount "16,500,000" and inserting in lieu thereof the amount "13,500,000";

Page 178, after line 25, by adding the following:

"Effective September 1 of the applicable fiscal year,the Salary Equity award to each eligible employee shall be disbursed by payroll period in one-twenty-fourth installment for the duration of active employment. Salary equity funds shall not be in addition to the appropriation provided to specified budget units for salary upgrades for any employees in the operating budget. To the extent specified salary upgrades result in a lesser amount than that to which the employee's job class is entitled under this provision, salary equity funds may be used to supplement the upgrade moneys for such employees within the above fixed award amounts.

This provision shall not limit the power of the Commissioner of Personnel to effect a general grade change in the classified employee salary schedule or to increase the entry level salary for new employees in the itemized job classes. If the classified and unclassified employee salary schedule should be upgraded for those job classes which are excluded from the salary equity fund support, then agencies are authorized to use available appropriated resources from any fund source to grant a fixed percentage increment for the employees in the affected job class with the approval of the State Budget Director.

Page 178, after line 25 and before line 26, by adding the following:

"21. It is the intent of the General Assembly that until the employment of the first Commissioner of Education as established under House Bill 940 all appropriations for fiscal year 1990-91 related to the education equity and reform program established pursuant to House Bill 940 including, but not limited to, the following Department of Education budget units in this Act: School Foundation Program; Power Equalization; Instruction; Executive Policy and Management; Escrow Accounts; and School Equity and Reform Initiatives, shall be administered by the State Budget Director of the Governor's Office for Policy and Management for the purpose of providing policy direction. All such policy direction and all decisions related to the execution of the appropriations for fiscal year 1990-91 referred herein above shall be communicated to the Legislative Research Commission's Office of Education Accountability. Moreover, it is the intent of the General Assembly that the Kentucky Revised Statutes Chapters 156, 157, 158 and 163 to the contrary notwithstanding, all personnel and resources within the Department of Education identified by the State Budget Director as being necessary to assist in carrying out the provisions of this section shall be made available to the Governor's Office for Policy and Management by the Superintendent of Public Instruction. The purpose of this provision is to provide policy transition for the purpose of implementing the SEEK Program and other financial distribution formulae and approaches as established under House Bill 940. This authority shall continue only until such time as the first Commissioner of Education is employed by the State Board for Elementary and Secondary Education."

22. Prior to the issuance of the revenue bonds or notes authorized by this act, the agency authorized to issue the bonds or notes shall furnish to the Capital Projects and Bond Oversight Committee and the Interim Joint Committee on Appropriations and Revenue, and make available to the public, a listing of all costs associated, either directly or indirectly, with the issuance of the revenue bonds or notes. The costs shall be itemized as to amount and name of payee, and shall include fees or commissions paid to, or anticipated to be paid to, issuers, underwriters, placement agents and advisors, financial advisors, remarketing agents, credit enhancers, trustees, accountants, and the counsel of all such persons, bond counsel and special tax counsel, and shall include the economic benefits received or anticipated to be received by any other persons from any source in return for services performed relating to the issuance of the bonds or notes. Changes in amounts or names of payees or recipients, or additions of amounts or names of payees or recipients, to the listing furnished and made available pursuant to this section, shall be furnished to the Capital Projects and Bond Oversight Committee and the Interim Joint Committee on Appropriations and Revenue and made available to the public within three (3) days following the change.

The costs required to be furnished under the provisions of this section shall not include the payment of wages or expenses to full-time, permanent employees of the Commonwealth of Kentucky.

23. There is appropriated from the General Fund $1,500,000 in fiscal year 1990-91 to the Kentucky Bicentiennial Commission to further its activities. The Secretary of Tourism and the Secretary of Economic Development shall cooperate with the Commission by making available personnel and operating support. The unexpended balance at the close of fiscal year 1990-91 shall not lapse but shall be continued into fiscal year 1991-92";

Page 180, line 20, by deleting the amount "4,127,563,500" and inserting in lieu thereof the amount "4,365,863,800";

Page 180, line 20, by deleting the amount "4,390,840,200" and inserting in lieu thereof the amount "4,525,840,300";

Page 181, line 6, by deleting the amount "30,000,000" and inserting in lieu thereof the amount "20,000,000";

Direct the clerk, on enrollment, to make appropriate section number changes to conform with this report.

Senators Michael Moloney, Charles W. Berger, and Pat McCuiston; and Representatives Joe Clarke, Kenny Rapier, and Jody Richards.

The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative Clarke moved that **HB 799**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: Yeas 86, Nays 11. (See March 30, 1990 roll call on **HB 799** - Appendix.)

HB 799, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HB 799**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the rules be suspended to allow floor privileges to the Honorable Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky, to briefly address the House. Agreed.

The Honorable Wallace G. Wilkinson briefly addressed the House.

HB 814 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Ward moved the adoption of the following Free Conference Committee Report on **HB 814**. Agreed.

The free conference committee has met as provided in the rules of the House and Senate and hereby reports the following to be adopted:

Adopt the provisions of the GA Copy of House Bill 814 with these amendments: adopt the House Committee Amendment No. 1 to the House Committee Substitute to HB 814, and Senate Floor Amendment No. 1 to HB 814. Members agreed to also adopt the following amendment:

On page 145, between lines 5 and 6, by inserting:

"Section 67. KRS 154A.010 is amended to read as follows:

As used in this chapter unless the context requires otherwise:

(1) ***"Amateur athletics" means any interscholastic athletics in which the participating athletes are elementary or secondary school students of any public or private institution of learning; any intercollegiate athletics in which the participating athletes are students of any public or private institution of higher education; or any athletics sponsored or regulated by the following amateur athletic associations including, but not limited to:***

(a) United States Olympic Committee;

(b) National Collegiate Athletic Association;

(c) National Association of Intercollegiate Athletics;

(d) Kentucky High School Athletic Association;

(e) Kentucky Amateur Athletics Union;

(f) Bluegrass State Games;

(g) Little League Baseball;

(h) Amateur Softball Association;

(i) Babe Ruth Leagues of Kentucky;

(j) American Legion Baseball;

(k) Kentucky Youth Soccer Association; or

(l) Kentucky Special Olympics;

(2) "Corporation" means the Kentucky Lottery Corporation;

(3)[~~(2)~~] "Lottery" means any game of chance approved by the corporation and operated pursuant to this chapter***, except for games prohibited by the General Assembly as provided for in Section 2 of this Act***;

(4)[~~(3)~~] "Major procurement" means any gaming product or service including, but not limited to, major advertising contracts, annuity contracts, prize payment agreements, consulting services, equipment, tickets and other products and services unique to the Kentucky lottery, but not including materials, supplies, equipment and services common to the ordinary operations of a corporation;

(5)[~~(4)~~] "President" means the president of the Kentucky Lottery Corporation who shall also serve as chief executive officer of the corporation;

(6)[~~(5)~~] "Retailer" means any person with whom the corporation has contracted to sell lottery tickets to the public; [~~and~~]

(7)[~~(6)~~] "Security" means the protection of information that would provide an unfair advantage to any individual involved in the operation of the lottery, as well as measures taken to prevent crimes against the corporation and its retailers***;*** [~~.~~]

(8) "Sports contest" means any professional or amateur sport, athletic game or contest, or race or contest involving machines, persons or animals, except horses, that is viewed by the public; and

(9)[~~(7)~~] "Vendor" means any person who has entered into a major procurement contract with the corporation.

SECTION 68. A NEW SECTION OF KRS CHAPTER 154A IS CREATED TO READ AS FOLLOWS:

(1) The corporation shall not utilize amateur athletics for any purpose including, but not limited to, advertising, promoting, conducting a lottery, or as a basis for a lottery.

(2) The corporation shall not approve and operate any casino or similar gambling establishment and shall not approve or operate any game played with playing cards, dice, dominos, slot machines, roulette wheels, or where winners are determined by the outcome of a sports contest.

(3) This section shall not be construed to prohibit the corporation from advertising the lottery at, during, or in connection with a sports contest.

SECTION 69. A NEW SECTION OF KRS CHAPTER 154A IS CREATED TO READ AS FOLLOWS:

The corporation may utilize horse racing or contests involving horses for any purpose including, but not limited to, advertising, promoting, conducting a lottery, or as a basis for a lottery, after obtaining the necessary permission from the horse racing track or sponsoring authority involved.

Section 70. KRS 154A.050 is amended to read as follows:

(1) The board of directors shall provide the president with private-sector perspectives on the operation of a large marketing enterprise. The board shall:

(a) Approve, disapprove, amend, or modify the budget recommended by the president for the operation of the corporation;

(b) Approve, disapprove, amend, or modify the terms of major lottery procurements recommended by the president;

(c) Serve as a board of appeal for any denial, revocation or cancellation by the president of a contract with a lottery retailer; and

(d) Adopt, from time to time, such administrative regulations which shall be subject to the provisions of KRS Chapter 13A, as may be necessary to carry out and implement its powers and duties, the operation of the corporation, the conduct of lottery games in general, and any other matters necessary or desirable for the efficient and effective operation of the lottery or convenience of the public. The board may adopt, without recourse to the administrative regulation process unless it so desires, rules for the conduct of specific lottery games, including but not limited to, rules specifying:

1. The types of games to be conducted[~~, including but not limited to, instant lotteries, on-line games and other games traditional to the lottery~~];

2. The sale price of tickets;

3. The number and amount of prizes;

4. The method and location of selecting or validating winning tickets;

5. The frequency and the means of conducting drawings which shall be open to the public;

6. The manner of payment of prizes;

7. The frequency of games and drawings;

8. The manner and amount of compensation to lottery retailers, except all compensation shall be uniform; and

9. Any other matters necessary or desirable for the efficient and effective operation of the lottery or for the convenience of the public.

(2) In all other matters, the board shall advise and make recommendations. However, the board shall:

(a) Conduct hearings upon complaints charging violations of this chapter or of administrative regulations adopted by the corporation and shall conduct such other hearings as may be provided by administrative regulation;

(b) Review the performance of the corporation and:

1. Advise the president and make recommendations to him regarding operations of the corporation; and

2. Identify potential improvements in this chapter, the administrative regulations of the corporation, and the management of the corporation;

(c) Request from the corporation any information the board determines to be relevant to its duties; and

(d) Report to the president of the corporation, the Governor, the President Pro Tempore of the Senate, and the Speaker of the House of Representatives regarding its findings and recommendations.

SECTION 71. A NEW SECTION OF KRS CHAPTER 164 IS CREATED TO READ AS FOLLOWS:

Notwithstanding the provisions of any statute to the contrary, a legislator may be an employee of any of the state universities or community colleges without resigning his membership in the General Assembly.";

And, on page 145, line 6, following "Section" by deleting "67" and inserting in lieu thereof "72".

Direct the clerk, on enrollment, to make appropriate section number changes to conform with this report.

Senators Ed Ford, Tim Shaughnessy, and John Rogers; and Representatives Jerry Bronger, Mike Ward, and Bill McBee.

The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative Ward moved that **HB 814**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: Yeas 73, Nays 11. (See March 30, 1990 roll call on **HB 814** - Appendix.)

HB 814, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Ward moved that the vote by which **HB 814**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

HB 920 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative T. Jones moved the adoption of the following Free Conference Committee Report on **HB 920**. Agreed.

The free conference committee has met as provided in the rules of the House and Senate and hereby reports the following to be adopted:

Adopt the provisions of the GA Copy to House Bill 920 and the Senate Floor Amendment No. 1 with the following amendments to the Senate Floor Amendment:

On page 7 of the Senate floor amendment, lines 1 and 2, delete all the language on those lines after "***Department of Parks***" and insert "***, as specifically authorized or permitted within the biennial executive budget. There is hereby created the Kentucky River Park to be located as determined by the authority;***"

On page 7, insert the following new subsection:

"***(12) The authority may utilize funds provided for recreational purposes within the biennial executive budget for major or minor maintenance if the authority certifies to the secretary of the Finance and Administration Cabinet that a significant need exists for such repairs and no other funds are available for such maintenance;***"

And renumber subsections (12), (13), and (14) as subsections (13), (14), and (15).

Direct the clerk, on enrollment, to make appropriate section number changes to conform with this report.

Senators Fred Bradley, Gerald Neal, and Eugene Stuart, and Representatives Tom Jones, Clarence Noland, Jr., and C. M. "Hank" Hancock.

The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative T. Jones moved that **HB 920**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: Yeas 92, Nays 0. (See March 30, 1990 roll call on **HB 920** - Appendix.)

HB 920, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative T. Jones moved that the vote by which **HB 920**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that **HB 99** and **SB 72** be recommitted to the Committee on Business Organizations and Professions. Agreed.

HB 748 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Brown moved the adoption of the following Free Conference Committee Report on **HB 748**. Agreed.

The free conference committee has met as provided in the rules of the House and Senate and hereby reports the following to be adopted:

Adopt the provisions of the GA Copy of House Bill 748 with the following amendment:

On page 7, line 21, before the words "The minimum" by deleting:

"***completion of closure***" and by deleting the brackets around and strikethrough of the word "termination".

On page 8, line 7, after the word "coverage." by inserting: "***The cabinet shall accept a demonstration of financial responsibility during the post-closure period of a facility for a lesser amount for sudden or non-sudden occurrences where it is shown that a lesser amount of financial responsibility will be adequate to provide compensation for third-party injury or property damage and corrective action, considering site and facility conditions and other site-specific factors. Financial responsibility in post-closure for sudden and non-sudden occurrences and corrective action may be demonstrated through a letter of credit, surety or other bond, corporate guarantee, trust fund, liability insurance, self-insurance or combination of these or other methods as approved by the cabinet.***"

Direct the clerk, on enrollment, to make appropriate section number changes to conform with this report.

Senators David LeMaster, Charles Gregory Higdon, and Virgil Pearman, and Representatives Pete Worthington, Ronny Layman,a Mark Brown, Herbert Deskins, Jr., and Rex Smith.

The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative Brown moved that **HB 748**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: Yeas 87, Nays 0. (See March 30, 1990 roll call on **HB 748** - Appendix.)

HB 748, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Brown moved that the vote by which **HB 748**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message

Message received on **SB 312**: The Senate has appointed the following members to serve on a Free Conference Committee to **SB 312**: Senators Karem, Quinlan and Trevey.

Message received on **HB 115**: The Senate at the request of the House is returning **HB 115** with all attached amendments.

Orders of the Day (Continued)

Representative Pritchett moved that the Conference Committee Report on **HB 781** requesting a Free Conference be adopted. Agreed.

The Speaker announced the appointment of the previously appointed members of the Conference Committee to the Free Conference Committee on **HB 781**.

A Free Conference Committee Report was filed on **SB 312**.

SB 312 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Donnermeyer moved the adoption of the following Free Conference Committee Report on SB 312. Agreed.

The free conference committee has met as provided in the rules of the House and Senate and hereby reports the following to be adopted:

Adopt the provisions of the GA Copy of Senate Bill 312 with the following amendment:

On page 2, line 17, by adding thereafter the following:

"Section 2. KRS 6.515 is amended to read as follows:

(1) Service credit in the legislators' retirement plan can be acquired only by service as a legislator after July 1, 1980 while a member of the plan, or by transfer of credit as provided in KRS 6.505*, **or by transfer or purchase of credit as provided in subsection (5) of this section**.*

(2) If spouses both serve in the general assembly, but not simultaneously, they may combine their service credit in the legislators' retirement plan for all purposes of that plan into a single account, and may jointly designate to whom the service retirement allowance shall be paid. The designation shall not be changed once it is made. Assuming equal service credit, the benefits paid, pursuant to this section, to a legislator and his or her spouse who also served as a legislator shall not exceed the benefits that the same legislator and his or her spouse would receive if the spouse had not served as a legislator.

(3) In the event of divorce, rights to benefits shall be considered marital property subject to the provisions of KRS 403.190.

(4) A former legislator whose spouse currently serves in the general assembly and who received a refund of contributions pursuant to KRS 21.460 may repurchase service credit which he or she previously had by repaying the amount refunded with interest at six percent (6%) per annum, and such service credit shall become part of the single account authorized by subsection (2) of this section.

(5) A member who has qualified for benefits pursuant to KRS 6.525(1) may, until July 1, 1991, transfer to the Legislators Retirement Plan up to ten (10) years of service credit which he has earned in the County Employees' Retirement System. If the member elects to transfer his County Employees' Retirement System service credit, that system shall transfer to the legislators retirement fund an amount equal to the employee's and employer's contributions attributable to that credit, together with interest on the contributions from the date made to date of transfer at the actuarially assumed interest rate of the County Employees' Retirement System in effect at the time the contributions were made, compounded annually at that same interest rate. The member shall be entitled to the transferred service credit, at the rate at which he qualifies pursuant to KRS 6.520, when he pays the total difference between the amount of the funds transferred by the County Employees' Retirement System and the cost of the credit to the Legislators' Retirement Plan, as determined by the board of trustees of the Legislators' Retirement Plan. If the member was formerly employed by a county, or as or by a county fee officer, and the county does not participate in the County Employees' Retirement System, the member may purchase up to ten (10) years of service credit in the Legislators' Retirement Plan for the time which he served as an employee of the county at the rate at which he qualifies pursuant to KRS 6.520 by payment to the plan of the full cost of the service credit, as determined by the board of trustees. The payments made under this subsection shall be considered accumulated contributions of the member and shall not be picked up by the employer pursuant to KRS 6.505(2).

Section 3. KRS 6.520 is amended to read as follows:

(1) A member of the Legislators' Retirement Plan who retires on or after his normal retirement date shall receive a service retirement allowance, payable monthly during his lifetime, in an amount per month equal to three and fifty one-hundredths percent (3.50%) of his final compensation multiplied by the number of years of his service, but in no event to exceed one hundred percent (100%) of final compensation. For this purpose, "final compensation" means the average monthly creditable compensation as determined in KRS 61.510(13) of the member for services as a legislator for the sixty (60) months of service immediately preceding retirement, except that in the case of a legislator who retires pursuant to KRS 21.410 or who dies in office, "final compensation" shall be two thousand two hundred ninety-one dollars sixty-six cents ($2,291.66).

(2) A member shall have rights, with respect to retirement before reaching normal retirement date in the Legislators' Retirement Plan, identical in terms with those rights provided in KRS 21.400(2) and (3) in the Judicial Retirement Plan for members of that plan, except that the reduction in a legislators' service retirement allowance for early retirement shall be at the rate of five percent (5%) of the allowance for each year that retirement precedes the normal retirement date*, **and the member may retire without reduction in benefits one (1) year prior to his normal retirement age of sixty-five (65) for each five (5) years of service credit in the Legislators' Retirement Plan**.*

(3) Subsections (1) and (2) of this section to the contrary notwithstanding, each legislator in office on July 1, 1982 that is a member of the Legislators' Retirement Plan, who retires on or after his normal retirement date, shall receive a service retirement allowance, payable monthly, on a formula equal to that of a justice or judge of the Court of Justice with an equivalent service entrance date, but in no event less than that specified in subsection (1) of this section, of his final compensation multiplied by the number of years of his service, but in no event to exceed one hundred percent (100%) of his final compensation. For this purpose, "final compensation" means the average monthly creditable compensation as determined in KRS 61.510(13) of the sixty (60) months of service immediately preceding retirement.

(4) Subsections (1) and (2) of this section to the contrary notwithstanding, a member of the Legislators' Retirement Plan with a service entrance date after July 1, 1982 who retires on or after his normal retirement date, shall receive a service retirement allowance, payable monthly during his lifetime, in an amount per month equal to two and seventy-five one-hundredths percent (2.75%) of his final compensation multiplied by the number of years of his service, but in no event to exceed one hundred percent (100%) of final compensation. For this purpose, "final compensation" means the average monthly creditable compensation as determined in KRS 61.510(13) of the member for services as a legislator for the sixty (60) months of service immediately preceding retirement.".

Direct the clerk, on enrollment, to make appropriate section number changes to conform with this report.

Senators David Karem, William Quinlan, and Jack Trevey; and Representatives William Donnermeyer, Ron Cyrus, James Zimmerman, and Paul Mason.

The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative Donnermeyer moved that **SB 312**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: Yeas 40, Nays 32. (See March 30, 1990 roll call on **SB 312** - Appendix.)

SB 312, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Donnermeyer moved that the vote by which **SB 312**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the rules be suspended to act upon Resolutions and Citations. Agreed.

Representative Ballard moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Ballard moved that he be recorded as voting "nay" on **SB 312**. Agreed.

Representative Lewis moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Lewis moved that he be recorded as voting "yea" on **HB 940** and **HB 799**. Agreed.

Representative Curtsinger moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Curtsinger moved that he be recorded as voting "yea" on **HB 863**, **HB 5**, **HB 475**, **HB 563**, **HB 617**, **HR 3**, **HCR 188**, **SB 209**, **SB 190**, **SB 174**, **SB 210**, **SB 275**, **SB 290**, **SB 240** and **SB 270**. Agreed.

Representative Richards moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Richards moved that he be recorded as voting "nay" on **HB 449**. Agreed.

Representative B. Richardson moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative B. Richardson moved that he be recorded as voting "nay" on **SB 312**. Agreed.

Representative T. Jones moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative T. Jones moved that his vote be changed from "yea" to "nay" on **SB 312**. Agreed.

Representative Adkins moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Adkins moved that his vote be changed from "yea" to "nay" on **SB 312**. Agreed.

Orders of the Day (Continued)

HB 115, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 115** is as follows:

Amend printed copy of **HB 115** on page 11, lines 22-26, by deleting same and replacing it lieu thereof the following:

"(1) Any persons who sells any alcoholic beverage, as defined in KRS 241.010, for consumption on the premises shall post, in a conspicuous place on the premises, a sign which clearly reads "WARNING: DRINKING ALCOHOLIC BEVERAGES DURING PREGNANCY CAN CAUSE BIRTH DEFECTS." The warning shall be posted in any place where alcoholic beverages are sold by the drink and licensed issued pursuant to KRS Chapter 243.

(2) The Alcoholic Beverage Control Commission shall produce or obtain warning signs as required by subsection (1) of this Act for distribution to persons required to post the signs."; and

On page 12, lines 1-10, by deleting same.

The Senate Amendment No. 2 to **HB 115** is as follows:

Amend printed copy of **HB 115** on page 5, line 2, by deleting the word "***payment***" and by substituting therefor the words: "***the contribution***".

The Senate Floor Amendment No. 3 to **HB 115** is as follows:

Amend printed copy of **HB 115** on page 8, line 2, after the number "(25)", by inserting the following:

"***Temporary minimum sale license*** ***$25.00***

(26)";

On page 8, line 9, before the word "***In***" by deleting the number "***(26)***" and inserting in lieu thereof, the number "***(27)***";

On page 9, line 17, after the number "(11)", by inserting the following:

"***Temporary minimum sale license $25.00***

(12)";

On page 10, line 2, before the word "***In***" by deleting the number "***(12)***" and inserting in lieu thereof, the number "***(13)***";

On page 12, after line 10, by adding the following:

SECTION 7. A NEW SECTION OF KRS CHAPTER 242 IS CREATED TO READ AS FOLLOWS:

"***(1) Any precinct located within any city or county in which prohibition is in effect in all or part of the city or county shall be designated as a temporary minimum sale precinct by the governing body of the city or county, provided the governing body determines to its satisfaction that the general trade, business, economy, and tourism of the precinct within the city or county shall be best served by reason of the legal sale of alcoholic beverages. For the purpose of making the determination, the governing body may hold hearings, examine witnesses, or receive evidence as it deems necessary or desirable for such purposes.***

(2) Upon a determination by the governing body as provided for in subsection (1) of this section, the governing body of the city or county shall by ordinance designate the precinct as a temporary minimum sale precinct and shall provide for an election to be held in the precinct to take the sense of the people as to the discontinuance of prohibition in the precinct.

(3) The election shall be held in the precinct in the manner prescribed in KRS 242.010 to 242.040 and KRS 242.060 to 242.120. The election shall not be deemed to be an election in the "same territory" within the meaning of subsection (5) of KRS 242.030; provided, however, that no election on the same question shall be held in the same precinct more often than once every three (3) years.

(4) The question shall be presented to the voters in conformance with the requirements of KRS 242.050, except that the form of the proposition shall be, "Are you in favor of the temporary minimum sale of alcoholic beverages in (official name and designation of precinct)?"

(5) If a majority of the votes cast in any temporary minimum sale precinct in which an election is held pursuant to this section are in favor of the temporary minimum sale of alcoholic beverages in that precinct, the governing body of the city or county shall by ordinance create or provide for the office of

city alcoholic beverage control administrator or county alcoholic beverage control administrator pursuant to KRS Chapter 241.

(6) Licenses to sell alcoholic beverages by the drink for consumption on the premises may be granted in any temporary minimum sale precinct. Licenses to sell alcoholic beverages pursuant to this section may also be issued for events sponsored by civic or nonprofit organizations."; and

and renumbering subsequent sections accordingly.

Representative Lewis moved that the House concur in Senate Floor Amendment No. 3 to **HB 115**.

On the roll call the vote was yeas 28—Ackerson, Blandford, Bronger, Butler, Callahan, L. Clark, Clarke, Crupper, Deskins, Donnermeyer, Hancock, Hatcher, Hourigan, Jackson, Long, Mason, McBee, McElroy, Moberly, Noe, Northup, Priddy, Rapier, B. Richardson, P. Richardson, Scorsone, Stumbo, Ward, White. Nays 20—Adkins, Allen, Altman, Arnold, Ballard, Ford, Jensen, Kerr, Lefevers, Lyne, Mullinix, Napier, Nett, Noland, Richards, Riner, B. Smith, Todd, Turner, Walker.

The motion that the House concur in Senate Floor Amendment No. 3 to **HB 115** was adopted.

Representative Lewis moved that the House concur in Senate Amendment No. 1 to **HB 115**. Agreed.

Representative Lewis moved that the House concur in Senate Amendment No. 2 to **HB 115**. Agreed.

Representative Lewis moved that **HB 115**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 42, Nays 20. (See March 30, 1990 roll call on **HB 115** - Appendix.)

HB 115, as amended by the Senate, was passed and the title agreed to.

Representative Lewis moved that the vote by which **HB 115**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Senate Message

Message received on **HB 781**: The Senate has approved the following members to serve on a Free Conference Committee on **HB 781**: Senators Kafoglis, Garrett and Trevey.

Orders of the Day (Continued)

Representative Stumbo moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HCR 290, by Representatives Blandford and Stumbo: A CONCURRENT RESOLUTION relating to adjournment.

Representative Stumbo moved the adoption of the following **HCR 290**:

HCR 290, A CONCURRENT RESOLUTION relating to adjournment.

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky, the Senate concurring therein:

Section 1. That when the Senate and the House of Representatives adjourn on Friday, March 30, they do so to convene again on Thursday, April 12, at a time to be set by motion upon adjournment.

HCR 290 was adopted by voice vote.

Recess

Representative Stumbo moved that the House recess until 5:00 p.m. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 242**, **HB 924**, **SB 46**, **SB 239** and **SB 340** had been examined and found correctly enrolled. Said Bills read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 4:45 p.m.)

HB 242 and **HB 924** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Orders of the Day (Continued)

A Free Conference Committee Report was filed on **HB 781**.

Representative Worthington moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Worthington moved that his vote be changed from "yea" to "nay" on **HB 940**. Agreed.

Senate Message

HB 157 returned with the following message: The Senate has receded from its Floor Amendment No. 1 to **HB 157** and is respectfully returning same to this Honorable Body for enrollment.

Orders of the Day (Continued)

Representative Ford inquired whether a fiscal impact statement was required on **HB 115** prior to the vote by which it was repassed by the House as amended by the Senate.

The Speaker ruled that **HB 115** was properly handled.

Senate Message

Announcing passage of **HB 781**.

Message received in regard to **HB 781**: The Senate has adopted the Free Conference Committee Report on **HB 781** and is notifying this Honorable Body that it has repassed the bill as amended in free conference.

Announcing passage of **SB 68**.

Message received in regard to **SB 68**: The Senate has adopted the Free Conference Committee Report on **SB 68** and is notifying this Honorable Body that it has repassed the bill as amended in free conference.

Announcing passage of **SB 82**.

Message received in regard to **SB 82**: The Senate has adopted the Conference Committee Report on **SB 82** and is notifying this Honorable Body that it has repassed the bill as amended in free conference.

Announcing passage of **SB 190**.

Message received in regard to **SB 190**: The Senate has adopted the Free Conference Committee Report on **SB 190** and is notifying this Honorable Body that it has repassed the bill as amended in free conference.

Announcing passage of **SB 312**.

Message received in regard to **SB 312**: The Senate has adopted the Free Conference Committee Report on **SB 312** and is notifying this Honorable Body that it has repassed the bill as amended in free conference.

Orders of the Day

HB 781 taken from Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

Representative Pritchett moved the adoption of the following Free Conference Committee Report on **HB 781**. Agreed.

The free conference committee has met as provided in the rules of the House and Senate and hereby reports the following to be adopted:

Adopt the provisions of the GA Copy of House Bill 781 with the following amendments:

On page 1, line 18, after the word "***and***" by inserting the word "***medical***".

And on page 2, line 1, by deleting the word "***standards***" and inserting "***procedures***".

And on page 3, line 5, by deleting the words "***and supervised***" and after the word "***by***" by inserting "***licensed***".

And on page 3, line 6, after the word "***physicians***" by inserting "***with access to consultation with other appropriate physicians***".

And on page 3, line 11, by deleting lines 11 through 14 in their entirety.

And on page 3, line 15, by renumbering "***(d)***" as "***(c)***".

And on page 3, line 22, by renumbering "***(e)***" as "***(d)***".

And on page 3, line 23, by deleting the words "***five (5) working days***" and inserting in lieu thereof "***forty (40) hours***".

And on page 3, line 24, by deleting the words "***in this state***".

And page 3, line 25, by renumbering "***(f)***" as "***(e)***".

And on page 4, line 4, by renumbering "***(g)***" as "***(f)***".

And on page 4, line 12, by renumbering "***(h)***" as "***(g)***" and after the word "***policies***" by inserting the word "***and***" and after the word "***procedures***" by deleting the word "***and***".

And on page 4, line 13, by deleting the words "***review criteria***".

And on page 4, line 14, by deleting lines 14 through 19 in their entirety.

And on page 4, line 20, by renumbering "***(j)***" as "***(h)***".

And on page 4, line 23, by deleting the words "***review criteria, standards***" and inserting in lieu thereof "***policies***".

And on page 4, line 24, by deleting the words "***review criteria, standards***" and inserting in lieu thereof "***policies***".

And on page 4, line 25, by deleting the words "***sixty (60)***" and inserting in lieu thereof "***thirty (30)***".

And on page 5, line 3, by deleting the words "***and employers***".

And on page 5, lines 11 & 12, by deleting the words "***, but not limited to:***" and inserting in lieu thereof "***the following:***".

And on page 5, line 16, after the word "***Act***" by inserting "***not to exceed five hundred dollars ''($500)''***".

And on page 5, line 21, by deleting the words "***Specific review criteria, review standards***" and inserting in lieu thereof "***Utilization review policies***".

And on page 6, line 16, by deleting the words "***five (5) days***" and inserting in lieu thereof "***forty (40) hours***" and by deleting the word "***in***".

And on page 6, by deleting line 17 in its entirety.

And on page 6, line 24, by deleting the words "***and employers***".

And on page 7, line 21, after the word "***officer***" by inserting "***with health insurance hearing experience***".

And on page 8, line 13, by deleting the words "***a method of arbitration***" and inserting in lieu thereof "***an appeal process***".

And on page 8, line 25, by deleting the words "***review criteria, standards***" and inserting in lieu thereof "***policies***".

And on page 9, line 6, by deleting the words "***review criteria, standards***" and inserting in lieu thereof "***policies***".

And on page 10, line 25, before the word "***shall***" by inserting "***by a private review agent***".

And on page 11, line 9, by deleting the words "***given to the health***" and inserting in lieu thereof "***issued; and***".

And on page 11, by deleting lines 10 and 11 in their entirety.

And on page 11, line 20, before the word "***shall***" by inserting "***by a private review agent***".

And on page 12, line 4, by deleting the words "***given to the health***" and inserting "***issued; and***".

And on page 12, by deleting lines 5 and 6 in their entirety.

And on page 12, line 16, before the word "***shall***" by inserting "***by a private review agent***".

And on page 13, line 1, by deleting "***given to the health***" and inserting "***issued; and***".

And on page 13, by deleting lines 2 and 3 in their entirety.

And on page 13, line 11, after the word "***benefits***" by inserting "***by a private review agent***".

And on page 13, line 21, by deleting "***given to the health***" and inserting in lieu thereof "***issued; and***".

And on page 13, by deleting lines 22 and 23 in their entirety.

And on page 14, line 7, after the word "***benefits***" by inserting in lieu thereof "***by a private review agent***".

And on page 14, line 17, by deleting "***given to the health***" and inserting in lieu thereof "***issued; and***".

And on page 14, by deleting lines 18 and 19 in their entirety.

And on page 17, line 7, by deleting the word "***ten***" and inserting in lieu thereof "***one***".

And on page 17, line 8, by deleting "***($10,000)***" and inserting in lieu thereof "***($1,000)***".

Direct the clerk, on enrollment, to make appropriate section number changes to conform with this report.

Senators Nick Kafoglis, Helen Garrett, and Jack Trevey; and Representatives Bill Ark, Anne Northup, and A. G. Pritchett.

The above-named members, in separate votes by house, all concur in the provisions of this report.

Representative Pritchett moved that **HB 781**, as amended by the Free Conference Committee Report, be passed.

On the roll call the vote was: Yeas 49, Nays 1. (See March 30, 1990 roll call on **HB 781** - Appendix.)

HB 781, as amended by the Free Conference Committee Report, was passed and the title agreed to.

Representative Pritchett moved that the vote by which **HB 781**, as amended by the Free Conference Committee Report, was passed be reconsidered and said motion be placed on the table. Agreed.

Motions, Petitions and Communications

Representative Ward moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Ward moved that he be recorded as voting "nay" on **HB 844**. Agreed.

Representative Ward moved the rules be suspended for the purpose of recording votes. Agreed.

Representative Ward moved that he be recorded as voting "yea" on **HB 47, HB 359, HB 305**, Senate Committee Amendment to **HB 375, HB 868, HB 860, HB 713, HB 283, HB 281, HB 173, HB 552, HB 475, SB 255, SB 311, SB 35, SB 70, SB 148, SB 175** and **SB 190**. Agreed.

Representative Ward moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Ward moved that his vote be changed from "yea" to "nay" on **SB 312**. Agreed.

Representative Stumbo moved that when the House adjourns it do so by voice vote. Agreed.

Representative Stumbo moved that when the House adjourns it do until 1:00 p.m. on Thursday, April 12, 1990. Agreed.

Representative Stumbo moved that no further business be conducted on this day except enrolling, engrossing and signing of bills. Agreed.

Recess

Representative Stumbo moved that the House recess until the Enrollment Committee Reports. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 115**, **HB 272**, **HB 748**, **HB 449**, **HB 781**, **HB 920**, **HB 799**, **SB 68**, **SB 82**, **SB 190** and **SB 312** had been examined and found correctly enrolled. Said Bills read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 11:03 p.m.)

HB 115, **HB 272**, **HB 748**, **HB 449**, **HB 781**, **HB 920** and **HB 799** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Message from the Governor

Announcing veto message of **HB 544**.

The veto message on **HB 544** is as follows:

Pursuant to the authority vested in me by Section 88 of the Constitution of the Commonwealth of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky, do hereby veto House Bill 544. The bill provides that an administrative regulation found deficient by a legislative subcommittee during the regular session of the General Assembly shall expire upon adjournment of the session of the General Assembly unless legislation enacting that regulation into statute is passed by that General Assembly. The effect of this bill, insofar as it applies to regulations found deficient after the last day permitted under the rules for introduction of bills, is to vest in a legislative subcommittee the same veto power over administrative regulations found constitutionally deficient in ***L.R.C. v. Brown***. A senate committee amendment that would have resolved this deficiency was subsequently rejected.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 814** had been examined and found correctly enrolled. Said Bills read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 11:40 p.m.)

HB 814 delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Adjournment

Representative Priddy moved that the House adjourn until 1:00 p.m., Thursday, April 12, 1990.

The motion that the House adjourn until 1:00 p.m., Thursday, April 12, 1990 was adopted by voice vote.

THURSDAY, APRIL 12, 1990

FIFTY-NINTH LEGISLATIVE DAY

The House was called to order by Speaker Blandford.

Prayer by Rev. Tony Trunell, Valley View Baptist Church, Louisville.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present Representatives Noland and Sheehan.

Representative McElroy moved that the absent members be granted leave of absence in accordance with the rules of the House. Agreed.

Representative McElroy moved that the Journal dated March 30, 1990 be amended as follows: Page 6, line 15 and 29, delete **HB 812** and Page 6, line 17 and 29, delete **HB 424**. Agreed.

Representative McElroy moved that the reading of the Journal as amended dated March 30, 1990 be dispensed with and the same approved. Agreed.

Introductions of Bills and Resolutions

HR 296, by Representatives Johnson, Blandford and McElroy: A RESOLUTION honoring the Kentucky Wesleyan College basketball team.

HCR 297, by Representatives Blandford, Stumbo, Richards, Worthington, Clarke and Rapier: A CONCURRENT RESOLUTION continuing the Task Force on Education Reform to provide guidance and oversight for the implementation of the Education Reform Act of 1990.

HJR 298, by Representatives Clarke, Blandford, Rapier, Richards and Worthington: A JOINT RESOLUTION directing the timing and content of Kentucky's individual income tax withholding tables revised as a result of action by the 1990 Regular Session of the General Assembly.

HR 299, by Representatives LeMaster, Long, Ark, Pritchett, Hancock, McBee, R. Smith, Reinhardt, Casebier, Nett, P. Clark, Crupper, Curtsinger, Barrows, Noe, Bronger, B. Smith, Farrow, T. Jones, Turner, Blevins, McElroy, Mullinix, Freibert, Mack, Johnson, Blandford, Lear, Hourigan, Todd, Geveden, Morris, Priddy, Adkins, Jackson, Bentley, Arnold, L. Clark, Little, Callahan, Burch, Lewis, Cyrus, J. Harper, Cline, Stumbo, Mason, Worthington, Ward and Ridley: A RESOLUTION adjourning the House of Representatives in honor of State Representative Bobby H. Richardson.

HR 300, by Representative Casebier: A RESOLUTION honoring Martha B. McKnight.

Message from the Governor

Announcing veto of **HB 115**, **HB 159**, **HB 188**, **HB 307**, **HB 473**, **HB 778**, **HB 799**, **HB 839** and **HB 855**.

The veto message on **HB 115** is as follows:

Pursuant to the authority vested in me by Section 88 of the Constitution of the Commonwealth of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky, do hereby veto House Bill 115. A senate amendment to this bill would allow local option elections at the precinct level in any county or city where prohibition is in effect. Although the bill refers to the license authorized by the precinct election as a temporary minimum sale license, there is no definition of temporary. This bill would take away the right to the citizens of a dry city or county to prohibit the sale of alcoholic beverages in their respective territories.

The veto message on **HB 159** is as follows:

Pursuant to the authority vested in my by Section 88 of the Constitution of the Commonwealth of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky, do hereby veto House Bill 159. This bill is designed to make available new offices for the General Assembly, while House Bill 307 funds the cost of their equipment and furniture. House Bill 159 in no way takes into account the fact that these offices are fully occupied by core agencies that work with the Executive on a daily basis, and provides no funds for their relocation.

In the event the General Assembly needs new office space, it should work with the Executive to properly plan for the necessary lease or construction, and budget accordingly. Under House Bill 159, the Finance and Administration and Revenue Cabinets, and GOPM are effectively evicted from their offices with no funding to cover their relocation and continued operation.

It is vital to the necessary and constitutional responsibilities of the Executive Branch to have ready access, fifty-two (52) weeks per year, to these principal advisors. They should not be displaced and, in fact, cannot be displaced since no funds were budgeted for their relocation. This matter can best be worked out during the 1990-92 interim and addressed in the 1992 Session of the General Assembly.

The veto message on **HB 188** is as follows:

Pursuant to the authority vested in me by Section 88 of the Constitution of the Commonwealth of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky, do hereby veto House Bill 188 which requires local health departments to publish an itemized listing of revenues and expenses at the end of the fiscal year, along with other minor changes. As all local health department information, including a certified audit, is currently available to the public through the Open Records Act, House Bill 188 is an unnecessary and costly requirement with no apparent justification. House BIll 188 appears to be no more than an attempt to single out local health departments with cumbersome, expensive administrative requirements.

The veto message on **HB 307** is as follows:

Pursuant to the authority vested in me by Section 88 of the Constitution of the Commonwealth of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky, do hereby veto lines 8 through 16 of page 3 of House Bill 307, which provides $3.5 million to equip and furnish office space taken under House Bill 159. I have simultaneously vetoed House Bill 159 with the following language likewise applicable to this line item veto:

This bill is designed to make available new offices for the General Assembly, while House Bill 307 funds the cost of their equipment and furniture. House Bill 159 in no way takes into account the fact that these offices are fully occupied by core agencies that work with the Executive on a daily basis, and provides no funds for their relocation.

In the event the General Assembly needs new office space, it should work with the Executive to properly plan for the necessary lease or construction, and budget accordingly. Under House Bill 159, the Finance and Administration and Revenue Cabinets, and GOPM are effectively evicted from their offices with no funding to cover their relocation and continued operation.

It is vital to the necessary and constitutional responsibilities of the Executive Branch to have ready access, fifty-two (52) weeks per year, to these principal advisors. They should not be displaced and, in fact, cannot be displaced since no funds were budgeted for their relocation. This matter can best be worked out during the 1990-92 interim and addressed in the 1992 Session of the General Assembly.

The veto message on **HB 473** is as follows:

Pursuant to the authority vested in me by Section 88 of the Constitution of the Commonwealth of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky, do hereby veto House Bill 473. The new license fee established by this bill was to be utilized to fund hazardous duty retirement coverage for various employees of the Department of Alcoholic Beverage Control as authorized by House Bill 115. I am vetoing House Bill 115 for reasons unrelated to the hazardous duty coverage but my veto of the bill has the effect of deauthorizing such coverage. Therefore, the new license fee authorized by this bill is not needed.

The veto message on **HB 778** is as follows:

Pursuant to the authority vested in me by Section 88 of the Constitution of the Commonwealth of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky, do hereby veto House Bill 778, An Act relating to abandoned urban property. This bill permits "any city of the first class" to levy a separate tax on "abandoned urban property" for a purpose other than to raise revenue. Regardless of the commendable goal of the bill to encourage people to maintain and keep their property repaired, and reduce urban blight and decay, such a tax properly may be viewed as confiscatory and a violation of the uniformity of taxation requirements of Sections 171 and 174 of the Kentucky Constitution. The bill also constitutes special legislation in violation of Section 60 of the Kentucky Constitution. There is not factual or logical reason, if it is not otherwise constitutionally deficient, why the bill's provisions should not be available to all classes of cities, and not just a city of the first class.

The veto message on **HB 799** is as follows:

HB 799 - Item #1

Pursuant to the authority vested in me by Section 88 of the Constitution of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky do hereby veto the following distinct Item #1 on:

page 30, line 26, beginning with the word "Pursuant" and ending with the word "memorandum" page 31, line 6, beginning with the word "Pursuant" and ending with the word "memorandum"

page 31, line 11, beginning with the word "Pursuant" and ending with the word "memorandum"

page 175, line 3, the word "In" and lines 4, 5, and 6

page 177, line 10, beginning with the word "and" and ending with the word "memorandum"

page 177, line 24, beginning with the word "and" and ending with the word "statutory" and line 25, beginning with the word "budget" and ending with the word "memorandum"

This item attempts to make the budget memorandum have the force and effect of law during the 1990-92 biennium. The budget memorandum is a statutorily-established information document prepared under the direction of the Senate and House Appropriations and Revenue Committees in order to more fully inform the House of Representatives and the Senate about the budget. The memorandum is not voted on by the General Assembly and is not in a bill and, therefore, is not subject to veto or signature. To make such a document legally binding on the executive branch, when it is not subject to veto, and is not voted by the full membership of the General Assembly, would contravene Sections 46 and 88 of the Constitution. This veto is consistent with my previous veto of Senate Bill 319.

HB 799 - Item #2

Pursuant to the authority vested in me be Section 88 of the Constitution of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky do hereby veto the following distinct item #2 on page 52, lines 18, 19, 20, 21, 22 and 23

This item attempts to reorganize the Kentucky Higher Education Assistance Authority by attaching it to the Council on Higher Education. While this plan possibly has merit, it should have been pursued in a separate reorganization bill. The matter of reorganization is not germane to an Appropriations Act.

HB 799 - Item #3

Pursuant to the authority vested in me by Section 88 of the Constitution of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky do hereby veto the following distinct item #3 on:

page 84, line 16 beginning with the word "These" and ending with the word "the" and lines 17 and 18

page 88, line 8 beginning with the word "This" and ending with the word "by" and lines 9, 10 and 11

This item requires a Road Fund appropriation for a highway needs study, in the Highways budget unit of the Transportation Cabinet, to be transferred to the Legislative Research Commission (LRC). The mandate that monies appropriated to one branch of government be transferred to another branch of government is violative of separation of powers. Road Fund monies should be retained in the Executive branch for road building and road-related purposes.

HB 799 - Item #4

Pursuant to the authority vested in me by Section 88 of the Constitution of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky do hereby veto the following distinct item #4 on:

page 171, line 21 beginning with the word "No" and ending with the word "unbudgeted" and lines 22, 23, 24, 25 and 26

page 172, lines 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and line 23 beginning with the word "records" and ending with the word "convened"

page 173, line 13, beginning with the word "prior" and ending with the word "the" and line 14 beginning the the word "implementation" and ending with the word "allotment"

page 173, line 21 beginning with the word "and" following the word "Management" and line 22 and line 23 beginning with the word "Appropriations" and ending with the word "Revenue"

page 178, line 11 beginning with the word "and" following the word "law" and ending with the word "the" and line 12

This item eliminates language that would unnecessarily encumber the day-to-day management and conduct of government affairs by the Executive branch in important ways. It would impose a delay and prior restraint on the execution of budget decisions in the interim, as well as during legislative sessions by requiring prior notice of 20 days, legislative interim committee review, and decision making that would impede the effective management of state government. Such delays would be inefficient and could result in a proliferation in costly fines for late payment. Further inefficiencies would result from the veritable mountain of paperwork that would flow to interim legislative committees from the Executive that are part of the normal processing of accounts in the state financial sytem. Moreover, charging interim legislative committees with decision-making or "taking action" with respect to normal administrative determinations by the Executive is legally problematic.

Specifically, this item involves extensive new language which has been inserted for the first time in the appropriations act relating to the reporting and approval process for appropriation adjustments. It would require each request for an appropriation adjustment, regardless of fund source, to be reported and approved by the Interim Joint Committee on Appropriations and Revenue prior to implement action. The process for this reporting and approval would prevent any action from being implemented until each item was transmitted to the Committee at least twenty days prior to the next regular committee meeting date, and approved by the Committee. Also, the language requires that any allotment revision (even those unrelated to increases in an appropriation) be submitted to the Committee along with a determination by the State Budget Director prior to the implementation of the allotment revision.

Currently, pursuant to the enacted budget, the budget office provides the Interim Joint Committee on Appropriations and Revenue a quarterly report on all appropriation adjustments. Requests from state agencies for non-General Fund (federal fund and agency fund) appropriation increases, e.g., nearly 100 in number for the most recent fiscal quarter, are presently open records available for review. Moreover, this information has been routinely reported to the LRC on a regular basis for a number of years.

The requirement that each one of these requests be reviewed and approved by the committee prior to Executive branch action will result in onerous burdens being imposed as a result of delays of up to a month or more for state agencies in implementing critical programs since they will have to await Committee action on individual requests. This requirement would be especially onerous at the end of each fiscal year and could very well result in some agencies having to push bill payments into the following fiscal year, thus resulting in fines for late payment due to the review and approval process timeframe. Moreover, the effect of these procedures during a General Assembly session would be to bog down the Committee's agenda while it is reviewing the budget and other critical legislation.

The second requirement of reporting every allotment revision to the Committee prior to Executive action is even more burdensome in that it would involve over 1,300 documents annually, affecting many times that number of accounts, thus effectively requiring the reporting of literally thousands of separate accounting transactions.

Of special note in this regard is the fact that the newly-developed Executive Information System (EIS), an on-line computerized approach to monitoring budget execution activities, will be providing similar up-to-date information on all appropriation and allotment actions in an electronic form to both the LRC and the Executive. This system, which has been jointly developed by the information system staffs of both the LRC and the Executive Branch, will identify every appropriation and allotment adjustment, thus obviating the need for this language and the need to transmit to the Committee literally thousands of pieces of paper recording the same information as will be provided electronically by the EIS.

HB 799 - Item #5

Pursuant to the authority vested in me by Section 88 of the Constitution of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky do hereby veto the following distinct item #5 on page 175, line 15 beginning with the word "Repayments" and ending with the word "established" and lines 16, 17, 18, 19 and line 20 beginning with the word "independently" and ending with the word "revenue".

This item prohibits the use of revenues produced from the repayments of revolving funds established by the Kentucky Development Finance Authority and the Kentucky Infrastructure Authority to finance debt service for additional bond issues for any economic development or infrastructure project which is not provided for in the Appropriations Act. No additional appropriations were made to the Kentucky Development Finance Authority in either year of the 1990-92 biennium.

As a consequence, the Kentucky Development Finance Authority currently does not have adequate resources to meet the economic development needs of the Commonwealth for the 1990-92 biennium; therefore, the Authority must retain the flexibility it currently has to leverage its existing resources to better serve the Commonwealth's economic development needs. This item unreasonably restricts the Authority's job creation efforts and is consistent with my previous veto of Senate Bill 331.

HB 799 - Item #6

Pursuant to the authority vested in me by Section 88 of the Constitution of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky do hereby veto the following distinct item #6 on page 182, line 7.

The elimination of this language is in the interest of fairness. Striking the language would simply permit those full-time unclassified employees whose service credit began subsequent to July 1, 1987 to participate with all other full-time state employees in the Outstanding Merit Increases program. Inasmuch as all other full-time employees, both classified employees and full-time unclassified employees whose service credit began prior to July 1, 1987 would be able to participate in this program, it seems patently unfair to arbitrarily discriminate against a single group of state employees based solely on a timing factor of when they began their state service.

The veto message on **HB 839** is as follows:

Pursuant to the authority vested in me by Section 88 of the Constitution of the Commonwealth of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky do hereby veto House Bill 839. This bill attempts to create a new penalty against an employer who without reasonable foundation denies, delays or terminates income benefits. This issue is adequately addressed in existing law. KRS 324.310 currently states:

"If any administrative law judge, the Board or any court before whom any proceedings are brought under this chapter determines that such proceedings have been brought, prosecuted or defended without reasonable ground, he or it may assess the whole cost of the proceedings which shall include actual expenses but not be limited to the following: court costs, travel expenses, deposition costs, physician expenses for attendance fees at depositions, attorney fees, and all other out-of-pocket expenses upon the party who has so brought, prosecuted or defended them."

The current law is more equitable in that sanctions can be imposed on either party who acts unreasonably.

The veto message on **HB 855** is as follows:

Pursuant to the authority vested in me by Section 88 of the Constitution of the Commonwealth of Kentucky, I, Wallace G. Wilkinson, Governor of the Commonwealth of Kentucky do hereby veto House Bill 855. This bill, like House Bill 544, provides that an administrative regulation found deficient by a legislative subcommittee during the regular session of the General Assembly shall expire upon adjournment of the session of the General Assembly unless legislation enacting that regulation into statute is passed by that General Assembly. The effect of this bill, insofar as it applies to regulations found deficient after the last day permitted under the rules for introduction of bills, is to vest in a legislative subcommittee the same veto power over administrative regulations found constitutionally deficient in ***L.R.C. v. Brown***.

Representative Johnson moved that the rules be suspended to allow floor privileges and act upon a Resolution. Agreed.

Representative Johnson moved the adoption of the following **HR 296**:

HR 296, A RESOLUTION honoring the Kentucky Wesleyan College basketball team.

WHEREAS, Kentucky Wesleyan basketball coach Wayne Chapman has relied on his bench all season; and

WHEREAS, the Wesleyan Panthers downed Bakersfield State 93-79 to win the championship game; and

WHEREAS, Coach Chapman has said that his team is the most unselfish team he has ever seen; and

WHEREAS, the Panthers win gave them an unprecedented sixth NCAA Division II basketball champsionship crown; and

WHEREAS, Kentucky Wesleyan also won the Division II tournament in 1966, 1968, 1969, 1973, and 1987;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this esteemed body applauds and congratulates Coach Chapman and the Wesleyan Panthers on winning the Division II National Basketball Championship.

Section 2. That the House honors Kentucky Wesleyan for its winning tradition and contributions to the Commonwealth's national reputation as a basketball power.

Section 3. That the Clerk of the House be directed to transmit copies of this Resolution to Coach Wayne Chapman at Kentucky Wesleyan, 3000 Fredrica Street, Owensboro, Kentucky 42301.

HR 296 was adopted by voice vote.

Representative Johnson moved that the rules be suspended to allow Coach Wayne Chapman to briefly address the House. Agreed.

Coach Wayne Chapman briefly addressed the House.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 424** and **HB 812** had been examined and found correctly enrolled. Said Bills read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 1:14 p.m.)

HB 424 and **HB 812** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

Orders of the Day

Representative Stumbo moved that the rules be suspended to introduce guests. Agreed.

Recess

Representative Stumbo moved that the House recess for Caucus meetings. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Orders of the Day (Continued)

Representative Stumbo moved that the rules be suspended to act upon a Resolution. Agreed.

Representative LeMaster moved the adoption of the following **HR 299**:

HR 299, A RESOLUTION adjourning the House of Representatives in honor of State Representative Bobby H. Richardson.

With kindest respect and with deepest admiration, we pay homage to our friend and colleague who is retiring from service in the Kentucky General Assembly:

WHEREAS, the 1990 legislative session of the Kentucky General Assembly will be the last opportunity we will have to share the companionship, rhetoric, and oftentimes spirited debate of our seatmate Bobby Richardson; and

WHEREAS, the Gentleman from Barren has been a dedicated servant of the constituents of the Twenty-third House District since 1972; and

WHEREAS, since arriving in the Capital City almost two decades ago, Bobby Richardson has devoted himself to championing the causes of the voters of Barren and Metcalfe Counties; and

WHEREAS, this senior legislator who began his career so long ago has risen through the membership of this honorable body to become one of the most eloquent statesmen to grace the hallowed halls of the Capitol; and

WHEREAS, during his distinguished tenure in the General Assembly, Bobby Richardson has served on the following committees: Committee on Committees, Rules Committee, Elections and Constitutional Amendments, State Government, Banking and Insurance, Vice Chairman of Judiciary, and Chairman of Energy; and

WHEREAS, recognized by his peers for his legislative abilities, Bobby Richardson ably served as Democratic Floor Leader from 1976 until 1982 when he assumed the mantle of Speaker of the House — a cloak he wore through 1984; and

WHEREAS, our revered friend will be retiring from service in the Kentucky General Assembly at the close of this year; however, he will forever remain an inspiration within our hearts and within this chamber;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this august body both individually and collectively do hereby hail Bobby H. Richardson for his immeasurable contributions to the citizens of the Twenty-third House District, as well as to the entire Commonwealth.

Section 2. That the House does hereby proclaim Bobby Richardson to be an outstanding citizen and exemplary representative of the Commonwealth.

Section 3. That the members of the House do hereby extend their sincerest wishes for the successful future endeavors of our retiring seatmate, Bobby Richardson.

Section 4. That when the House of Representatives of the General Assembly of the Commonwealth of Kentucky does adjourn this day, Thursday, April 12, 1990, it does so in honor of Bobby H. Richardson.

Section 5. That the Clerk of the House is hereby directed to transmit a copy of this Resolution to State Representative Bobby H. Richardson.

HR 299 was adopted by voice vote.

Representative LeMaster moved that a call of the roll be taken to show co-sponsors of **HR 299**. Agreed.

On the roll call the vote was yeas 100—Ackerson, Adkins, Allen, Altman, Ark, Arnold, Ballard, Barrows, Bentley, Blandford, Blevins, Bronger, Brown, Bruce, Burch, Butler, Callahan, Casebier, Castleman, L. Clark, P. Clark, Clarke, Cline, Crupper, Curd, Curtsinger, Cyrus, Deskins, Donnermeyer, Farrow, Ford, Freibert, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, K. Harper, Hatcher, Heleringer, Hourigan, Jackson, Jensen, Johnson, A. Jones, T. Jones, Keith, Kerr, Layman, Lear, Lefevers, LeMaster, Lewis, Lile, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Morris, Mullinix, Napier, Nelson, Nett, Noe, Noland, Northup, O'Brien, Overstreet, Preston, Priddy, Pritchett, Rapier, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Riner, Scorsone, Sheehan, Siler, B. Smith, R. Smith, Stokes, Strong, Stumbo, Todd, Turner, Walker, Ward, White, Worthington, Yates, Zimmerman.

Representative Stumbo moved that the rules be suspended to act upon a Resolution. Agreed.

Representative Clarke moved the adoption of the following **HJR 298**:

HJR 298, A JOINT RESOLUTION directing the timing and content of Kentucky's individual income tax withholding tables revised as a result of action by the 1990 Regular Session of the General Assembly.

WHEREAS, the actions of the 1990 Session of the General Assembly affecting Kentucky's individual income tax will necessitate a revision in the state's individual income tax withholding tables; and

WHEREAS, the revised withholding tables will impact a majority of the state's individual income taxpayers; and

WHEREAS, the General Assembly has the right and responsibility to insure that its policies are implemented in such a manner as to accurately reflect their intent; and

WHEREAS, it is desirable that such implementation will insure continuity of treatment between the current and successive tax years;

NOW, THEREFORE,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Kentucky Revenue Cabinet shall promulgate revised individual income tax withholding tables, and that such promulgation shall be through the administrative regulation process, as required by KRS 141.370.

Section 2. That the revised withholding tables shall be filed with the Legislative Research Commission on a date, and in such a manner, as will permit sufficient opportunity for their review by the affected committees.

Section 3. That the revised withholding tables shall carry an effective date of July 1, 1990.

Section 4. That the revised withholding tables shall be constructed to effect prepayment of the taxpayer's annual liability over a twelve month withholding period.

On the roll call the vote was: Yeas 93, Nays 0. (See April 12, 1990, roll call on **HJR 298** - Appendix.)

HJR 298 was adopted.

Representative Clarke moved that the vote by which **HJR 298** was adopted be reconsidered and said motion be placed on the table. Agreed.

Representative Richards moved the adoption of the following **HCR 297**:

HCR 297, A CONCURRENT RESOLUTION continuing the Task Force on Education Reform to provide guidance and oversight for the implementation of the Education Reform Act of 1990.

WHEREAS, the Kentucky Supreme Court in ***Rose v. Council for Better Education, Inc.***, directed the Kentucky General Assembly to create an equitable and adequate system of public schools and to maintain ultimate control of the system; and

WHEREAS, the Legislative Research Commission appointed the Task Force on Education Reform to develop and make recommendations to the 1990 Regular Session of the General Assembly; and

WHEREAS, the General Assembly adopted the report of the Task Force on Education Reform by enacting House Bill 940; and

WHEREAS, it is critical that the General Assembly oversee the implementation of the Education Reform Act of 1990 until the Commissioner of Education assumes the duties assigned by House Bill 940;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky, the Senate concurring therein:

Section 1. The Legislative Research Commission shall reconvene the Task Force on Education Reform and expand the original duties to include oversight for the initial implementation phases of the Education Reform Act of 1990 and to provide encouragement and direction to the education community as it begins to carry out the requirements of the law.

Section 2. The Task Force shall continue its work until the Commissioner of Education assumes his duties.

Section 3. Staff services to be utilized in completing this work are estimated to cost $25,000.

On the roll call the vote was: Yeas 77, Nays 5. (See April 12, 1990, roll call on **HCR 297** - Appendix.)

HCR 297 was adopted.

Representative Richards moved that the vote by which **HCR 297** was adopted be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that **HB 778** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative Ward moved that **HB 778** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 60, Nays 28. (See April 12, 1990 roll call on **HB 778** - Appendix.)

The motion that **HB 778** be passed, the Governor's veto notwithstanding, was adopted.

HB 778 was passed over the Governor's veto.

Representative Stumbo moved that **HB 159** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative Worthington moved that **HB 159** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 66, Nays 23. (See April 12, 1990 roll call on **HB 159** - Appendix.)

The motion that **HB 159** be passed, the Governor's veto notwithstanding, was adopted.

HB 159 was passed over the Governor's veto.

Representative Worthington moved that the vote by which **HB 159** was passed, the Governor's veto notwithstanding, be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that **HB 307** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative Worthington moved that **HB 307** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 66, Nays 22. (See April 12, 1990 roll call on **HB 307** - Appendix.)

The motion that **HB 307** be passed, the Governor's veto notwithstanding, was adopted.

HB 307 was passed over the Governor's veto.

Representative Worthington moved that the vote by which **HB 307** was passed, the Governor's veto notwithstanding, be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that **HB 855** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative O'Brien moved that **HB 855** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 63, Nays 27. (See April 12, 1990 roll call on **HB 855** - Appendix.)

The motion that **HB 855** be passed, the Governor's veto notwithstanding, was adopted.

HB 855 was passed over the Governor's veto.

Representative O'Brien moved that the vote by which **HB 855** was passed, the Governor's veto notwithstanding, be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that **HB 799** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative Clarke moved that the Governor's veto Item No. 1 of **HB 799** be overridden.

On the roll call the vote was yeas 66—Ackerson, Adkins, Ark, Arnold, Ballard, Bentley, Blandford, Blevins, Bronger, Brown, Butler, Casebier, Castleman, L. Clark, Clarke, Cline, Crupper, Curd, Cyrus, Deskins, Donnermeyer, Farrow, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, Hatcher, Heleringer, Jackson, Johnson, A. Jones, T. Jones, Kerr, Lear, LeMaster, Lewis, Lile, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Morris, Nelson, Nett, Noe, O'Brien, Priddy, Pritchett, Rapier, Richards, B. Richardson, P. Richardson, Ridley, Scorsone, B. Smith, Stumbo, Ward, White, Worthington. Nays 22—Allen, Altman, Curtsinger, Ford, Freibert, K. Harper, Jensen, Keith, Layman, Mullinix, Napier, Northup, Overstreet, Reinhardt, Riner, Siler, Stokes, Strong, Todd, Turner, Walker, Zimmerman.

The motion that the Governor's veto Item No. 1 of **HB 799** be overridden was adopted.

Representative Clarke moved that the Governor's veto Item No. 2 of **HB 799** be overridden.

On the roll call the vote was yeas 64—Adkins, Ark, Arnold, Ballard, Barrows, Bentley, Blandford, Blevins, Bronger, Brown, Burch, Castleman, L. Clark, Clarke, Cline, Crupper, Curd, Cyrus, Deskins, Farrow, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, Hatcher, Heleringer, Jackson, Johnson, A. Jones. T. Jones, Kerr, Lear, LeMaster, Lewis, Little, Long, Lyne, Mack, Mason, McBee, McElroy, Moberly, Nelson, Nett, Noe, Northup, O'Brien, Priddy, Pritchett, Rapier, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Scorsone, Siler, B. Smith, Stumbo, Ward, White, Worthington. Nays 23—Ackerson, Allen, Altman, Casebier, Curtsinger, Ford, Freibert, K. Harper, Jensen, Keith, Layman, Lile, Maggard, Mullinix, Napier, Overstreet, Preston, Riner, Stokes, Strong, Todd, Turner, Walker.

The motion that the Governor's veto Item No. 2 of **HB 799** be overridden was adopted.

Representative Clarke moved that the Governor's veto Item No. 3 of **HB 799** be overridden.

On the roll call the vote was yeas 60—Ackerson, Ark, Arnold, Ballard, Barrows, Bentley, Blandford, Blevins, Brown, Burch, Castleman, L. Clark, Clarke, Curd, Cyrus, Deskins, Farrow, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, Hatcher, Heleringer, Jackson, Johnson, A. Jones, T. Jones, Kerr, Lear, LeMaster, Lewis, Little, Long, Lyne, Mack, Mason, McBee, McElroy, Moberly, Morris, Nelson, Nett, Noe, Northup, O'Brien, Priddy, Pritchett, Rapier, Reinhardt, Richards, P. Richardson, Ridley, Scorsone, B. Smith, Stumbo, Ward, Worthington, Yates. Nays 26—Allen, Altman, Bronger, Casebier, Cline, Crupper, Curtsinger, Ford, Freibert, K. Harper, Jensen, Keith, Layman, Lefevers, Lile, Maggard, Mullinix, Napier, Overstreet, Preston, Siler, Strong, Todd, Turner, Walker, Zimmerman.

The motion that the Governor's veto Item No. 3 of **HB 799** be overridden was adopted.

Representative Clarke moved that the Governor's veto Item No. 4 of **HB 799** be overridden.

On the roll call the vote was yeas 74—Ackerson, Adkins, Ark, Arnold, Ballard, Barrows, Bentley, Blandford, Blevins, Bronger, Brown, Burch, Callahan, Castleman, L. Clark, Clarke, Cline, Crupper, Curd, Cyrus, Deskins, Donnermeyer, Farrow, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, Hatcher, Heleringer, Jackson, Johnson, A. Jones, T. Jones, Kerr, Lear, Lefevers, LeMaster, Lewis, Lile, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Morris, Nelson, Nett, Noe, Northup, O'Brien, Priddy, Pritchett, Rapier, Richards, B. Richardson, P. Richardson, Ridley, Riner, Scorsone, Siler, B. Smith, Stokes, Stumbo, Turner, Ward, White, Worthington, Yates. Nays 13—Allen, Altman, Curtsinger, Ford, K. Harper, Jensen, Keith, Layman, Mullinix, Napier, Overstreet, Strong, Zimmerman.

The motion that the Governor's veto Item No. 4 of **HB 799** be overridden was adopted.

Representative Clarke moved that the Governor's veto Item No. 5 of **HB 799** be overridden.

On the roll call the vote was yeas 68—Ackerson, Adkins, Ark, Arnold, Barrows, Bentley, Blandford, Blevins, Bronger, Brown, Burch, Butler, Castleman, L. Clark, Clarke, Cline, Crupper, Curd, Cyrus, Deskins, Donnermeyer, Farrow, Freibert, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, Hatcher, Heleringer, Jackson, Johnson, A. Jones, T. Jones, Kerr, Lear, LeMaster, Lewis, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Nelson, Nett, Noe, Northup, O'Brien, Priddy, Pritchett, Rapier, Reinhardt, Richards, P. Richardson, Ridley, Riner, Scorsone, B. Smith, Stumbo, Ward, White, Worthington, Yates. Nays 20—Allen, Altman, Bruce, Casebier, Curtsinger, Ford, K. Harper, Jensen, Keith, Layman, Lefevers, Lile, Mullinix, Napier, Overstreet, Strong, Todd, Turner, Walker, Zimmerman.

The motion that the Governor's veto Item No. 5 of **HB 799** be overridden was adopted.

Representative Clarke moved that the Governor's veto Item No. 6 of **HB 799** be overridden.

On the roll call the vote was yeas 63—Adkins, Ark, Arnold, Barrows, Bentley, Blandford, Blevins, Bronger, Brown, Burch, Casebier, Castleman, L. Clark, Clarke, Crupper, Curd, Cyrus, Deskins, Donnermeyer, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, Hatcher, Jackson, Johnson, A. Jones, T. Jones, Kerr, Lear, Lefevers, LeMaster, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Morris, Mullinix, Napier, Nelson, Nett, Noe, Northup, O'Brien, Priddy, Pritchett, Rapier, Reinhardt, Richards, Scorsone, B. Smith, Stumbo, Ward, Worthington, Yates, Zimmerman. Nays 22—Ackerson, Allen, Altman, Cline, Curtsinger, Ford, Freibert, K. Harper, Heleringer, Keith, Layman, Lile, Overstreet, B. Richardson, Ridley, Riner, Siler, Stokes, Strong, Todd, Turner, Walker.

The motion that the Governor's veto Item No. 6 of **HB 799** be overridden was adopted.

Representative Stumbo moved that **HB 799** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 71, Nay 18. (See April 12, 1990 roll call on **HB 799** - Appendix.)

The motion that **HB 799** be passed, the Governor's veto notwithstanding, was adopted.

HB 799 was passed over the Governor's veto.

Representative Stumbo moved that **HB 839** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative Reinhardt moved that **HB 839** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 89, Nays 3. (See April 12, 1990 roll call on **HB 839** - Appendix.)

The motion that **HB 839** be passed, the Governor's veto notwithstanding, was adopted.

HB 839 was passed over the Governor's veto.

Motions, Petitions and Communications

Representative Barrows moved the rules be suspended to act upon Legislative Citations. Agreed.

Representative Barrows moved the adoption of the following Legislative Citation No. 105. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby honors Kenton Garland Downing upon his attaining that milestone of geriatric perfection, his thirty-ninth birthday.

In addition to his serving the House of Representatives as its Operations director during the past four sessions of the Kentucky General Assembly, Kenton Garland Downing has devoted his thirty-nine years to mendacity on the golf links, overachievement in contributing to the fiscal well-being of the Kentucky distilling industry, inadequate choices regarding thoroughbred horses and a wandering eye for youthful pulchritude.

This august body joins Representative Joe Barrows in saluting Kenton Garland Downing.

Representative Barrows moved the adoption of the following Legislative Citation No. 106. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and congratulates members of the Woodford County High School Mock Trial Team.

This body proudly salutes the members of the Woodford County High School Mock Trial Team, which advanced to the "Final Four" of statewide competition to be held April 13 and 14. From initial competition that included 48 high schools, the Woodford County Mock Trial Team advanced through diligence and persistence in this competitive series sponsored by the Kentucky Court of Justice, the Kentucky Bar Association and Kentucky Department of Education.

This honorable body joins Representative Joe Barrows in congratulating you in advancing to the "Final Four" and wishes you the best in your competition.

Representative Barrows individually honored the following members of the Woodford County High School Mock Trial Team:

Scott Blair, Bridgett Boggess, Dean Burau, Stephanie Bush, Keri Cartinhour, Will Foley, Brian Johnson, John Lodmell, Ashley Shrewsbury, Polly Shrewsbury, Susannah Vance, Mike Whitley, Sponsor Dan Cassity, and Volunteer Attorney Coaches Ralph Combs and Bob Swisher.

Representative Heleringer moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 301, by Representative Heleringer: A RESOLUTION in honor of Jim Patterson of Louisville.

Representative Heleringer moved the adoption of the following **HR 301**:

HR 301, A RESOLUTION in honor of Jim Patterson of Louisville.

WHEREAS, Jim Patterson received the "Entrepreneur of the Year Award;" and

WHEREAS, Jim Patterson also received the honor of "Catholic Layman" from the archdiocese; and

WHEREAS, Jim Patterson of Patterson Realty is an inspiration to all Kentuckians;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives is proud to honor Jim Patterson upon earning the "Entrepreneur of the Year Award" and "Catholic Layman Award."

Section 2. That the House of Representatives salutes Jim Patterson for his service to the Commonwealth and to his church.

Section 3. That a copy of this resolution be presented to Representative Bob Heleringer to give to Jim Patterson.

HR 301 was adopted by voice vote.

Representative Geveden moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 303, by Representative Geveden: A RESOLUTION directing the Legislative Research Commission to establish an Earthquake Commission.

Representative Geveden moved the adoption of the following **HR 303**:

HR 303, A RESOLUTION directing the Legislative Research Commission to establish an Earthquake Commission.

WHEREAS, Kentucky faces a significant threat of damaging earthquakes statewide, the prime risk resulting from potentially severe activity in the New Madrid Fault Zone; and

WHEREAS, three of the strongest earthquakes in United States history were not in the West but in New Madrid, Missouri, between December, 1811, and February, 1812, at estimated magnitudes of 8.6, 8.4 and 8.7, felt throughout the eastern United States and parts of Canada; and

WHEREAS, earthquake experts have predicted that within the next 20 years there is an 80 percent chance of an earthquake along the New Madrid Fault approaching the 7.5 magnitude of San Francisco's 1989 earthquake, and a 97 percent chance in the next 50 years; and

WHEREAS, according to geologists, the New Madrid Fault is the worst in North America, consisting of a 150-mile-long, 40-mile-wide rift 5 to 10 miles under the earth that is continually under enormous pressure as rocky slabs of earth known as tectonic plates push against it; and

WHEREAS, the area's solid bedrock that is miles underground will transmit rather than absorb the earthquake's shock, resulting in the quake covering a wide area; and

WHEREAS, above the earth's crust in many places is a wet, sandy soil that geologists say will almost liquefy in a major earthquake; and

WHEREAS, parts of Louisville, Paducah, Henderson, Evansville, IN, and Memphis, TN, are built above that sandy soil; and

WHEREAS, a 1985 federal study estimated that a severe earthquake during the daytime could kill 6,000 people in the New Madrid Fault Zone and cause $50 billion in property damage; and

WHEREAS, any major earthquake would seriously affect public utilities (electricity, water, sewer and natural gas), dam and water impoundment structures, transportation routes, critical facilities and high population facilities (hospitals, schools, nursing homes, correctional facilities, fire, police, banks, courthouses, city halls), and hazardous material facilities; and

WHEREAS, residents living in the central U. S. area are nearly as unprepared for a major earthquake as was Armenia in 1988, when 25,000 were killed, according to a national earthquake expert; and

WHEREAS, on a scale of 0 to 100 for preparedness San Francisco ranks 90, Armenia ranks 0, and the central United States ranks between 10 to 20, according to the U. S. Geological Survey; and

WHEREAS, there are various governmental and university programs addressing earthquake hazards, preparedness, research, and strategies for mitigation—the Federal Emergency Management Agency (FEMA), the National Earthquake Hazards Reduction Program, the Central U. S. Earthquake Consortium (CUSEC), Kentucky's Disaster and Emergency Services' earthquake program, the Kentucky Geological Survey, the Department of Geology at the University of Kentucky, and the Governor's Earthquake Hazards and Safety Technical Advisory Panel; and

WHEREAS, the General Assembly desires to participate in enhancing the public's understanding of earthquake hazards and providing information on how to reduce personal and community vulnerability to earthquake hazards;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Legislative Research Commission shall appoint an Earthquake Commission consisting primarily of members of the General Assembly from areas identified as those most likely to be affected by earthquakes, together with such support personnel as may be necessary.

Section 2. That the commission shall conduct a series of informational seminars in appropriate areas of the state to:

(a) Disseminate information regarding earthquake hazards, strategies for mitigation of earthquake damage, and individual, group, governmental and business measures to reduce the hazards and damage if an earthquake occurs;

(b) Educate children regarding earthquake preparedness and protection and appropriate responses both in and out of school if an earthquake occurs;

(c) Alert public officials to the need for ordinances and legislation regarding earthquake resistant construction and measures to be taken before, during and after an earthquake, to the need for citizens to be trained in self-protection and self-rescue activities during and after an earthquake, and to the need to encourage citizens to be prepared for survival following an earthquake for a period of 72 hours with limited assistance from government or utilities.

Section 3. That Kentucky Disaster and Emergency Services' earthquake program, the Kentucky Geological Survey, University of Kentucky's Department of Geology, the Governor's Earthquake Hazards and Safety Technical Advisory Panel, and any other state agencies involved in earthquake preparedness and mitigation of damage be requested to cooperate with the Earthquake Commission.

HR 303 was adopted by voice vote.

Representative Noe moved that the rules be suspended to introduce and act upon Resolutions. Agreed.

HR 302, by Representatives Noe, Lefevers and Mason: A RESOLUTION adjourning the House of Representatives in honor of the students and faculty of the University of Kentucky's Southeast Community College.

Representative Noe moved the adoption of the following **HR 302**:

HR 302, A RESOLUTION adjourning the House of Representatives in honor of the students and faculty of the University of Kentucky's Southeast Community College.

WHEREAS, Southeast Community College serves as a hallmark of academic excellence for Harlan County and all southeastern Kentucky; and

WHEREAS, ceremonies of May 4, 1990, will see 127 students graduate; and

WHEREAS, a Great Teacher Award and an Adjunct Faculty Award, coupled with Outstanding Student Awards for those demonstrating superlative aptitude in their pursuit of Associate of Applied Science degrees, will be an important part of this occasion; and

WHEREAS, the Southeast Community College Choir, the Harlan Boys Choir and the Harlan musettes will provide choral presentations at this graduation ceremony; and

WHEREAS, our First Lady, Mrs. Barbara Bush will enhance this special event by presenting the commencement address;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does recognize and commend the students and faculty of the Southeast Community College.

Section 2. That when the House of Representatives of the General Assembly of the Commonwealth of Kentucky does adjourn this day, Thursday, April 12, 1990, it does so in honor of Southeast Community College.

Section 3. That a copy of this resolution be forwarded to Dr. W. Bruce Ayers, President, Southeast Community College.

HR 302 was adopted by voice vote.

HR 307, by Representative Noe: A RESOLUTION adjourning the House of Representatives in honor of Patricia Terry.

Representative Noe moved the adoption of the following **HR 307**:

HR 307, A RESOLUTION adjourning the House of Representatives in honor of Patricia Terry.

WHEREAS, Patricia Terry has dedicated her life to instilling an appreciation for art in the hearts and minds of Kentucky's school children; and

WHEREAS, Patricia Terry's excellence as an educator was recognized by the Kentucky Art Education Association when it named her the 1990 Art Teacher of the Year; and

WHEREAS, Patricia Terry has merged art and industry with her "Art is Good Business" programs; and

WHEREAS, Patricia Terry has served the students of the Capital Day School as both an educator and a friend;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does pay tribute to the artistic quests and educational drive of Patricia Terry.

Section 2. That when the House of Representatives of the General Assembly of the Commonwealth of Kentucky does adjourn this day, Thursday, April 12, 1990, it does so in honor of Patricia Terry.

Section 3. That a copy of this resolution be sent to Patricia Terry, Capital Day School, 120 Deepwood Drive, Frankfort, Kentucky 40601.

HR 307 was adopted by voice vote.

Representative Scorsone moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 304, by Representatives Scorsone and T. Jones: A RESOLUTION adjourning the House of Representatives in loving memory and honor of Earl D. Wallace, Sr.

Representative Scorsone moved the adoption of the following **HR 304**:

HR 304, A RESOLUTION adjourning the House of Representatives in loving memory and honor of Earl D. Wallace, Sr.

With deepest respect, we pay homage and tribute to the memory of Earl D. Wallace, Sr.

WHEREAS, Earl D. Wallace, Sr., a native of Knox County, Kentucky, was born on October 19, 1898, and departed this life on April 3, 1990; and

WHEREAS, Earl D. Wallace, Sr. attended Sue Bennett Memorial School in London, Kentucky, and graduated from the University of Kentucky College of Engineering in 1921; and

WHEREAS, Earl D. Wallace, Sr. previously held the positions of vice president and director of Standard Oil of Ohio and president of Sohio Petroleum; and

WHEREAS, Earl D. Wallace, Sr. exhibited his financial skills as an oil adviser at Dillon, Read and Company, a Wall Street investment-banking house; and

WHEREAS, Earl D. Wallace, Sr. was a curator emeritus of Transylvania University, was named Kentucky Press Association's Man of the Year in 1965, was the recipient of the Governor's Distinguished Service Medallion in 1982, and President Ronald Reagan's Volunteer Action Award in 1984; and

WHEREAS, Earl D. Wallace, Sr. demonstrated his great leadership abilities in 1961 when he formed Shakertown at Pleasant Hill, Kentucky, Inc., and served as its board chairman and chief executive officer until his death; and

WHEREAS, Earl D. Wallace, Sr. was the loving father of Betty W. Tenney and Earl D. Wallace, Jr., and devoted grandfather to seven grandchildren and eight great-grandchildren; and

WHEREAS, all who knew and admired Earl D. Wallace, Sr. will grieve over their loss, and he is mourned across the length and breadth of the Commonwealth;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body does hereby express its profound sense of sorrow upon the death of Earl D. Wallace, Sr., and extends to his family its most heartfelt sympathy.

Section 2. That this honorable body recognizes the many outstanding contributions made by Earl D. Wallace, Sr., and the distinction he brought to the Commonwealth of Kentucky is beyond measure and will have lasting impact.

Section 3. That when the House of Representatives adjourns this day, Thursday, April 12, 1990, it does so in loving memory and honor of Earl D. Wallace, Sr.

Section 4. That the Clerk of the House of Representatives is directed to transmit two copies of this resolution to Mrs. Betty Tenney, 211 Barrow Road, Lexington, Kentucky 40502.

HR 304 was adopted by voice vote.

Representative Ackerson moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 309, by Representative Ackerson: A RESOLUTION honoring Marshall E. Trautwein, retiring principal of Crums Lane Elementary School.

Representative Ackerson moved the adoption of the following **HR 309**:

HR 309, A RESOLUTION honoring Marshall E. Trautwein, retiring principal of Crums Lane Elementary School.

WHEREAS, Marshall E. Trautwein has been the beloved principal of Crums Lane Elementary School for the last eight years; and

WHEREAS, Marshall E. Trautwein also taught at Crums Lane Elementary for 5 years and was principal of Wellington Elementary School for 14 years; and

WHEREAS, Marshall E. Trautwein attended Shawnee Elementary, Junior High and High School and received his university training at Eastern Kentucky University; and

WHEREAS, after years of dedication to our public schools, Marshall E. Trautwein is retiring at age 48;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this esteemed body does honor and commend Marshall E. Trautwein upon his retirement for his years of dedicated service to the children of our great Commonwealth.

Section 2. That the Clerk of the House be directed to transmit a copy of this resolution to Marshall E. Trautwein, in care of Mrs. Nancy Slaughter, at Crums Lane Elementary School, 3212 South Crums Lane, Louisville, Kentucky 40216.

HR 309 was adopted by voice vote.

Representative P. Richardson moved the rules be suspended to act upon Legislative Citations. Agreed.

Representative P. Richardson moved the adoption of the following Legislative Citation No. 99. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and congratulates Mark Spencer upon your selection for Mortar Board at Eastern Kentucky University. Approximately 500 juniors met the minimum requirements for membership. As one on only 35 members chosen for induction, you surpassed the minimum requirements with outstanding academic marks, leadership and service. Your achievements have been recognized by EKU's faculty and your peers.

This prestigious body joins Representative Paul W. Richardson in congratulating you for your induction into Mortar Board at Eastern Kentucky University. We wish you continued success in your future endeavors.

Representative P. Richardson moved the adoption of the following Legislative Citation No. 100. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors James Smith upon your induction into the Kentucky Softball Association's Hall of Fame and Honor. As the guiding force behind Winchester fast-pitch softball for more than 50 years, you have made many contributions to the All-American game of softball. Your tireless efforts and enthusiasm have been observed and appreciated by the participants of softball in Clark County.

This prestigious body joins Representative Paul W. Richardson in saluting you for this distinguished and deserved honor. We extend to you our best wishes for continued success and happiness.

Representative P. Richardson moved the adoption of the following Legislative Citation No. 101. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and congratulates Anna Pelfrey upon the celebration of your 94th birthday. This great day was shared with family and friends who traveled many miles to express their love for you. Your many years of experience, compassion and the drive to excel stand as a shining example and source of pride and motivation for future generations.

This prestigious body joins Representative Paul W. Richardson in congratulating you and wishing you many more years of good health and happiness.

Representative P. Richardson moved the adoption of the following Legislative Citation No. 102. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and honors Cassandra Jude, Fannie Bush, Trapp, and Providence Schools, Teacher of the Month. As a dedicated and inspirational educator, Cassandra Jude is devoted to the scholastic attainment and academic development of Kentucky students. Through your commitment to your students, many young Kentuckians have gained a broader education, a greater appreciation of life, and a brighter future.

This prestigious body joins Representative Paul W. Richardson in congratulating you on being named as a finalist for the 1989-1990 Clark County Teacher of the Year.

Representative P. Richardson moved the adoption of the following Legislative Citation No. 104. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby congratulates William Shearer. While countless millions of Americans look upon Sunday, April 15, 1990 with trepidation as tax payments draw nigh and while other countless millions nibble and snack on chocolate bunnies and jelly beans, William Shearer enters that geriatric experience known as "Over The Hill". Upon this auspicious date, William Shearer shall attain that fortieth birthday and forever shall bid fond adieu to the blisses and joys of youth. No longer shall he be privy to those mirthful pursuits of the nimble of foot and hearing.

This august body does join with Representative Paul W. Richardson in sending its condolences and sympathy as William Shearer passes onto a new and more hallowed life experience.

Representative Casebier moved that the rules be suspended to act upon a Resolution. Agreed.

Representative Casebier moved the adoption of the following **HR 300**:

HR 300, A RESOLUTION honoring Martha B. McKnight.

WHEREAS, Martha B. McKnight, an Assistant Professor of Education at the University of Louisville since 1969, has greatly contributed to the respected reputation and rich tradition of this institution of higher learning; and

WHEREAS, Martha B. McKnight has impressively coordinated the main reading methods courses for the University's Department of Early and Middle Childhood Education which has prompted the academic achievement of many of Kentucky's youth; and

WHEREAS, Martha B. McKnight, throughout her career, has continually made great contributions of her professional skills and compassionate wisdom to the nurturing and motivation of Kentucky's students, and, as a result, was a nominee of the 1990 University of Louisville Distinguished Professor Award; and

WHEREAS, Martha B. McKnight remains an inspiration to all those whose lives she has touched with her good nature, positive outlook, and strong legacy of professionalism; and

WHEREAS, Martha B. McKnight, is the devoted wife of Robert McKnight and loving mother of Robert and Carol; and

WHEREAS, Martha B. McKnight, who upon her retirement from the University of Louisville on June 30, 1990, is sent very best wishes by all those who know her;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this honorable body proudly hails and honors Martha B. McKnight for her selfless dedication and timeless contributions to the University of Louisville Department of Education, and she is hereby held in high esteem.

Section 2. That this honorable body recognizes and salutes Martha B. McKnight's embracement of the lives of her students through her genuine personal concern and professional guidance throughout the years.

Section 3. That this honorable body congratulates Martha B. McKnight upon the occasion of her retirement from the University of Louisville on June 30, 1990, and wishes her happiness and continued success in all her future endeavors.

Section 4. That when the House of Representatives adjourns this day, Friday, April 13, 1990, it does so in honor of Martha B. McKnight.

Section 5. That the Clerk of the House of Representatives is directed to transmit copies of this Resolution to Mrs. Martha B. McKnight, University of Louisville, Department of Education, Room 253, Louisville, Kentucky 40292; and to Dr. Sam Mour, University of Louisville, Department of Education, Chairman, Department of Early and Middle Childhood Education, Room 253, University of Louisville, Louisville, Kentucky 40292.

HR 300 was adopted by voice vote.

Representative Ballard moved the rules be suspended to act upon a Legislative Citation. Agreed.

Representative Ballard moved the adoption of the following Legislative Citation No. 103. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby honors the 1989-90 West Hopkins

High School Rebelettes Girls Basketball Team. Whereas, the Rebelettes earned a 28-3 record for the season; and whereas, the Rebelettes captured the 7th district championship; and whereas, the Rebelettes swept the 2nd region championship; and whereas, the Rebelettes progressed to the State Tournament in Louisville where they demonstrated exceptional ability in defeating Connor High School in the first round of play.

Now let it be known that superb athletic performance such as has been demonstrated herein is the result of hard work, enduring dedication and consistent positive attitude gained under the leadership and excellent coaching of Nancy Oldham. The members of the WHHS Rebelettes have demonstrated true team spirit, championship character and have brought pride to the community and the school.

This prestigious body congratulates the members of the team, applauds their achievements and extends its best wishes for continued success in all endeavors.

Representative Jensen moved that the rules be suspended to introduce and act upon Resolutions. Agreed.

HR 305, by Representative Jensen: A RESOLUTION honoring Weaver's Hot Dogs, of London, Kentucky.

Representative Jensen moved the adoption of the following **HR 305**:

HR 305, A RESOLUTION honoring Weaver's Hot Dogs, of London, Kentucky.

WHEREAS, fifty years ago Carl Weaver founded Weaver's Hot Dogs, a virtual photographic museum of Laurel County history; and

WHEREAS, Drew Weaver, the son of founder Carl Weaver, and his wife, Betty Jane Lewis Weaver, continue to preside over this famous eating establishment; and

WHEREAS, Weaver's Hot Dogs is of the same mold as "Cheers" on TV, where everyone knows your name and has a good time; and

WHEREAS, Drew Weaver credits a secret chili recipe bought by his father from a man Mexico bound, as one reason for the success of Weaver's Hot Dogs; and

WHEREAS, Weaver's Hot Dogs is one of the best places in town to conduct the peoples' business;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That this esteemed body recognizes Weaver's Hot Dogs as a Kentucky landmark.

Section 2. That the House commend Drew and Betty Jane Lewis Weaver for their timeless devotion to the citizens of their community.

Section 3. That the Clerk of the House of Representatives be directed to transmit a copy of this Resolution to Drew and Betty Jane Lewis at Weaver's Hot Dogs in London, Kentucky.

HR 305 was adopted by voice vote.

HR 306, by Representative Jensen: A RESOLUTION in honor of Roy and Hazel Tincher upon the occasion of their golden wedding anniversary.

Representative Jensen moved the adoption of the following **HR 306**:

HR 306, A RESOLUTION in honor of Roy and Hazel Tincher upon the occasion of their golden wedding anniversary.

WHEREAS, Roy Tincher lost his heart to Hazel and married her fifty years ago on April 15, 1940; and

WHEREAS, the years of love and devotion shared by Roy and Hazel are the envy of many; and

WHEREAS, Roy and Hazel Tincher's golden wedding anniversary is a time to celebrate their devotion to the love they hold so dear;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives proudly honors Roy and Hazel Tincher upon their fiftieth wedding anniversary.

Section 2. That the House also commends Roy Tincher for his many years serving the youth of the Commonwealth as an elementary school principal.

Section 3. That the Clerk of the House is directed to transmit a copy of this resolution to Roy and Hazel Tincher, 1474 Raccoon Creek Road, London, Kentucky 40741.

HR 306 was adopted by voice vote.

Representative Lear moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Lear moved that he be recorded as voting "nay" on **SB 312**. Agreed.

Representative Barrows moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Barrows moved that he be recorded as voting "yea" on **HB 799** Governor's veto Item No. 1. Agreed.

Adjournment

Representative Stumbo moved that the House adjourn until 10:00 a.m., Friday, April 13, 1990.

On the roll call the vote was yeas 81—Adkins, Allen, Altman, Ark, Arnold, Ballard, Bentley, Blandford, Blevins, Brown, Bruce Butler, Callahan, Castleman, L. Clark, P. Clark, Crupper, Curd, Curtsinger, Cyrus, Donnermeyer, Farrow, Ford, Freibert, Gedling, Geveden, Gray, Hancock, J. Harper, K. Harper, Hatcher, Hourigan, Jackson, Jensen, Johnson, A. Jones, T. Jones, Keith, Kerr, Layman, Lear, Lefevers, Lewis, Lile, Little, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Morris, Mullinix, Napier, Nelson, Nett, Noe, Northup, Overstreet, Preston, Priddy, Pritchett, Rapier Richards, P. Richardson, Ridley, Riner, Scorsone, Siler, B. Smith, R. Smith, Stokes, Stumbo, Todd, Turner, Ward, White, Worthington, Yates, Zimmerman. Nays 1—LeMaster.

The motion to adjourn was adopted.

FRIDAY, APRIL 13, 1990

SIXTIETH LEGISLATIVE DAY

The House was called to order by Speaker Blandford.

Prayer by Representative Louis Johnson.

Bradley Atwell addressed the House.

The Speaker led the members in the Pledge of Allegiance to the Flag.

The roll was called. All members present except Representative Sheehan.

Representative McElroy moved that the absent member be granted leave of absence in accordance with the rules of the House. Agreed.

Representative McElroy moved that the reading of the Journal of April 12, 1990 be dispensed with and the same approved. Agreed.

Introductions of Bills and Resolutions

HR 308, by Representatives Preston and Deskins: A RESOLUTION honoring the Paintsville Independent School System and recognizing its centennial anniversary.

HR 310, by Representative Clarke: A RESOLUTION relating to the Kentucky Employees Retirement System.

HR 311, by Representative Curtsinger: A RESOLUTION honoring outstanding senior, University of Kentucky Wildcat, Derrick Miller.

HR 312, by Representatives Barrows and Moberly: A RESOLUTION supporting Congressional initiatives to return the authority to regulate cable television to states and localities.

Senate Message

Announcing passage of **HB 529** with Senate Amendments.

Message received on **SB 46**, **SB 86**, **SB 269**, **SB 319**, **SB 334** and **SB 396**: The Senate has overriden the Governor's veto on **SB 46**, **SB 86**, **SB 269**, **SB 319**, **SB 334** and **SB 396** and would like to be informed of this Honorable Body's standing on the veto of these Bills.

Representative Stumbo moved that the rules be suspended to allow floor privileges to Mary Meagher. Agreed.

Mary Meagher briefly addressed the House.

Orders of the Day

Representative Stumbo moved that the rules be suspended to place **HB 529** in the Orders of the Day, April 13, 1990. Agreed.

HB 529, with Senate Amendments attached thereto, taken from the Orders of the Day. Representative Stumbo moved that it be placed upon its passage. Agreed.

The Senate Amendment No. 1 to **HB 529** is as follows:

Amend printed copy of **HB 529** on page 1, delete lines 1 through 18 in their entirety and insert the following in lieu thereof:

"Section 1. KRS 156.010, as amended by Section 43 of House Bill 940 of the 1990 Regular Session, is amended to read as follows:

(1) The Department of Education shall consist of the Superintendent of Public Instruction who shall be the chief executive officer of the department, the organizational structure of the department as set forth in this section ***and***[~~,~~] the State Board for Elementary and Secondary Education[~~, and the State Board for Adult, Vocational Education and Vocational Rehabilitation~~].

(2) The Superintendent of Public Instruction shall appoint a deputy superintendent for elementary and secondary education, who shall directly supervise an office of instruction, headed by an office head and composed

of Divisions of Teacher Education and Certification, Curriculum and Staff Development, Compensatory Education, Support Services, ***Community Education,*** and Student Services; and an Office of Education for Exceptional Children, headed by an office head and composed of Divisions of Categorical Programs, Support Services, Coordinated Programs, the Kentucky School for the Blind, and the Kentucky School for the Deaf.

(3) [~~The Superintendent of Public Instruction shall appoint a deputy superintendent for vocational-technical, adult education and vocational rehabilitation services, who shall directly supervise an office of vocational education, headed by an office head and composed of divisions of program services, staff development, support services, and school services; an office of vocational rehabilitation, headed by an office head and composed of divisions of field services, program development, support services, and the Carl D. Perkins comprehensive rehabilitation center; and an office of adult and community education, headed by an office head and composed of divisions of adult basic education, community education, and adult special projects.~~

~~(4)~~] The Superintendent of Public Instruction shall appoint a deputy superintendent for research, who shall directly supervise an office of research and planning, headed by an office head and composed of Divisions of Accreditation, Planning, Research, and Evaluation; and an Office of Communication Services, headed by an office head and composed of Divisions of Media Services, Recognition and Special Events, Public Information, and Printing Services. The superintendent shall also appoint a deputy superintendent for administration, who shall directly supervise an Office of School Administration and Finance, headed by an office head and composed of Divisions of Buildings and Grounds, Pupil Transportation, Pupil Attendance, School District Finance, Textbook Services, Surplus Property, School Food Services, and Insurance Services; and an Office of Internal Administration, headed by an office head and composed of Divisions of Purchasing, Accounting, Budget Analysis, Computer Services, [~~facilities management,~~] Personnel Services, and Equal Education Opportunity. Directly attached and responsible to the Superintendent of Public Instruction also shall be an Office of Legal Services headed by an office head, an assistant who shall be secretary to the State Board for Elementary and Secondary Education [~~and the State Board for Adult, Vocational Education and Vocational Rehabilitation~~], a chief executive assistant to the superintendent, and an ombudsman responsible for coordination and referral of correspondence from the public as it relates to departmental services and functions.

(4)[~~(5)~~] The Superintendent of Public Instruction shall establish the organizational units below the division level, and arrange the units within the organizational structure of the Department of Education as set forth in subsections (1) to ***(3)***[~~(4)~~] of this section to provide required program and administrative services and assure effective execution of the department's responsibilities. The superintendent shall further, and as appropriate, abolish or assign, within the organizational structure of the Department of Education established by subsections (1) to ***(3)***[~~(4)~~] of this section, those assistant office head positions and principal assistant positions within the department not specifically mentioned in this section but existing as of July 1, 1988.

(5)[~~(6)~~] As of July 1, 1988, all appropriate transfers of functions, personnel, funds, equipment, facilities, and records shall be made within the Department of Education to implement the provisions of this section and actions taken pursuant hereto.

(6)[~~(7)~~] The Superintendent of Public Instruction shall have general supervision of all assistants, agents and employees. He shall be responsible for implementing policies promulgated by the State Board for Elementary and Secondary Education [~~and the State Board for Adult, Vocational Education and Vocational Rehabilitation~~]. He may clothe his assistants with full power of attorney to act for him in the supervision, inspection and administration of the schools over which he has supervisory and administrative control.

(7)[~~(8)~~] All employees shall be reimbursed for necessary traveling expenses incurred in the performance of their official duties, and no part of the reimbursement shall be included in or accounted as a part of their salaries.

(8)[~~(9)~~] The Superintendent of Public Instruction, through his appropriate deputy superintendents, assistants, office heads, and division directors, shall exercise all the administrative functions of the state in relation to the management and control of the public common schools, [~~vocational education, vocational rehabilitation, adult and~~] community education, the Kentucky School for the Blind and the Kentucky School for the Deaf[~~, and may exercise the general powers and functions relating to state vocational schools and area vocational educational centers for young people who are enrolled in regular day schools and for out-of-school youth and adults, both employed and unemployed~~]. The Department of Education shall exercise also those powers relating to television in aid of education and other proper public functions, as provided in KRS 156.070.

(9)[~~(10)~~] The Kentucky School for the Blind Advisory Board, the Kentucky School for the Deaf Advisory Board, the State Board for Elementary and Secondary Education [~~and the State Board for Adult, Vocational Education and Vocational Rehabilitation~~], the State Advisory Committee for Educational Improvement and the State Textbook Commission shall be administratively attached to the office of ***the chief state school officer*** [~~superintendent~~], but each shall continue to exercise all the functions conferred upon it by law.

(10)[~~(11)~~] The State Department of Education, in the operation and management of its schools and the programs at these schools, shall meet all required federal and state standards relating to facilities and personnel qualifications; however, no license or license fee shall be required for any school or program operated by the State Department of Education.

(11)[~~(12)~~] The Department of Education shall be the sole state agency for the purpose of developing and approving state plans required by state or federal laws and regulations as prerequisites to receiving federal funds for elementary and secondary education.

(12)[~~(13)~~] The provisions of subsections (1), (2), (3), (4), (5), (6), [~~(9),~~] and ***(8)*** [~~(10)~~] of this section shall remain effective until ***January*** [~~July~~] 1, 1991.

(13)[~~(14)~~] Effective ***January*** [~~July~~] 1, 1991, the commissioner of education shall be the chief executive of the Department of Education. The commissioner shall be responsible for administering, structuring, and organizing the department and its services including, but not limited to, the following:

(a) Technical assistance with curriculum design, school administration and finance, computer and technology services, media services, community education, secondary vocational education, education for exceptional children, and professional development;

(b) Compensatory education;

(c) Research and planning, which shall include, but not be limited to, a statewide research and development effort to identify or develop the best educational practices to be used in the public schools of the Commonwealth. Appropriations for this purpose may be used within the department or for contracting with other individuals, agencies, universities, laboratories or organizations;

(d) Kentucky School for the Blind and the Kentucky School for the Deaf;

(e) Performance and outcome assessments;

(f) Monitoring the management of school districts, including administration and finance, implementation of state laws and regulations, and student performance; and

(g) Implementing state laws and the policies promulgated thereunder by the State Board for Elementary and Secondary Education and the Education Professional Standards Board.

(14) The commissioner of education may delegate to his assistants any authority to act for him in the supervision, inspection, and administration of the schools to the extent he has supervisory and administrative control.

Section 2. KRS 157.317, as amended by Section 15 of House Bill 940 of the 1990 Regular Session, is amended to read as follows:

(1) The State Board for Elementary and Secondary Education through administrative regulations shall develop and implement a statewide early childhood education program which shall include basic principles of child development, early childhood education, and all other related concepts which deal with generally accepted early childhood programs, including the delivery of health and social services to children as needed.

(2) (a) The Kentucky Early Childhood Advisory Council is created to advise the chief state school officer on the implementation of early childhood education programs. The Department of Education shall provide staff and administrative support for the council.

(b) The Kentucky Early Childhood Advisory Council shall consist of one (1) member of the State Board for Elementary and Secondary Education appointed by the chairman and sixteen (16) members appointed by the Governor. The sixteen (16) appointed members shall include one (1) representative from each of the following agencies or groups: preschool teachers, public school teachers, elementary school principals, parents, child care providers, community education, the Interagency Task Force on Family Resource Centers and Youth Services Centers, the Head Start Association, the Head Start Director, the Head Start Program, the Infant/Toddler Coordinating Council, the Department for Health Services, the Department for Social Services, the Department for Social Insurance, the colleges of education, and the colleges of home economics.

(c) Members shall serve a four (4) year term, except initial appointments shall be set so that ***four (4)*** [~~three (3)~~] members shall serve one (1) year, ***four (4)*** [~~three (3)~~] members shall serve two (2) years, four (4) members shall serve three (3) years, and four (4) members shall serve four (4) years.

Section 3. KRS 157.360, as amended by Section 97 of House Bill 940 of the 1990 Regular Session, is amended to read as follows:

(1) In determining the cost of the program to support education excellence in Kentucky, the statewide guaranteed base funding level, as defined in KRS 157.320, shall be computed by dividing the amount appropriated for this purpose by the prior year's statewide average daily attendance.

(2) Each district shall receive an amount equal to the base funding level for each pupil in average daily attendance in the district in the previous year. Each district's base funding level shall be adjusted by the following factors:

(a) The number of at-risk students in the district. At-risk students shall be identified as those approved for the free lunch program under state and federal guidelines. The number of at-risk students shall be multiplied by a factor to be established by the General Assembly;

(b) The number and types of exceptional children in the district as defined by KRS 157.200. No later than ***October 1, 1991*** [~~July 1, 1992~~], specific weights for each category of exceptionality shall be developed by the Department of Education and shall be used in the calculation of the add-on factor for exceptional children. Prior to the development of the necessary weights, the General Assembly shall determine the costs associated with the education of exceptional children based on the count of pupils with different exceptionalities, an appropriate pupil-teacher ratio, and total per-pupil costs; and

(c) Transportation costs. The per pupil cost of transportation shall be calculated as provided by KRS 157.370. No later than ***October 1, 1991*** [~~July 1, 1992~~], the Office of Education Accountability's Division of School Finance shall examine the components of the current system for allocating transportation funds, and recommend any needed changes to the General Assembly, the Governor, and the State Board for Elementary and Secondary Education. Districts which contract to furnish transportation to students attending nonpublic schools may adopt any payment formula which assures that no public school funds are used for the transportation of nonpublic students.

(3) The program to support education excellence in Kentucky shall be fully implemented by the 1994-95 school year. No district shall receive an annual increase in state funds of less than eight percent (8%) for 1990-91 and five percent (5%) in 1991-92 or more than twenty-five percent (25%) in either year.

(4) Except for those schools which have implemented school-based decision making, the chief state school officer shall enforce maximum class sizes for every academic course requirement in all grades except in vocal and instrumental music, art, physical education, and special education classes. Except in classes combining pupils from two (2) or more grade levels, the maximum number of pupils enrolled in a class shall be as follows:

(a) Twenty-four (24) in primary grades (kindergarten through third grade);

(b) Twenty-eight (28) in grade four (4);

(c) Twenty-nine (29) in grades five (5) and six (6);

(d) Thirty-one (31) in grades seven (7) to twelve (12);

(e) Except for those schools which have implemented school-based decision making, class size loads for middle and secondary school classroom teachers shall not exceed the equivalent of one hundred fifty (150) pupil hours per day.

The chief state school officer, upon approval of the State Board for Elementary and Secondary Education, shall adopt administrative regulations for enforcing this provision. These administrative regulations shall include procedures for a superintendent to request an exemption from the State Board for Elementary and Secondary Education when unusual circumstances warrant an increased class size for an individual class. A request for an exemption shall include specific reasons for the increased class size with a plan for reducing the class size prior to the beginning of the next school year. A district shall not receive in any one (1) year exemptions for more classes than enroll twenty percent (20%) of the pupils in the primary grades and grades four (4) through eight (8).

(5) In grades four (4) through six (6) with combined grades, the maximum class size shall be the average daily attendance upon which funding is appropriated for the lowest assigned grade in the class. There shall be no exceptions to the maximum class size for combined classes. In combined classes other than the primary grades, no ungraded students shall be placed in a combined class with graded students. In addition, there shall be no more than two (2) consecutive grade levels combined in any one (1) class in grades four (4) through six (6). However, this shall not apply to schools which have implemented school-based decision making.

(6) If a local school district, through its admission and release committee, determines that an appropriate program in the least restrictive environment for a particular handicapped child includes either part-time or full-time enrollment with a private school or agency within the state or a public or private agency in

another state, the school district shall count as average daily attendance in a public school the time that the child is in attendance at the school or agency, contingent upon approval by the chief state school officer.

(7) Pupils attending a center for child learning and study established under an agreement pursuant to KRS 65.210 to 65.300 shall, for the purpose of calculating average daily attendance, be considered as in attendance in the school district in which the child legally resides and which is party to the agreement. For purposes of subsection (1) of this section, teachers who are actually employees of the joint or cooperative action shall be considered as employees of each school district which is a party to the agreement.

(8) Program funding shall be increased when the average daily attendance in any district for the first two (2) months of the current school year is greater than the average daily attendance of the district for the first two (2) months of the previous school year. The program funds allotted the district shall be increased by the percent of increase. The average daily attendance in kindergarten is the kindergarten full-time equivalent pupils in average daily attendance.

(9) If the percentage of attendance of any school district shall have been reduced more than two percent (2%) during the previous school year, the program funding allotted the district for the current school year shall be increased by the difference in the percentage of attendance for the two (2) years immediately prior to the current school year less two percent (2%).

(10) (a) Instructional salaries for vocational agriculture classes shall be allotted for twelve (12) months per year. Vocational agriculture teachers shall be responsible for the following program of instruction during the time period beyond the regular school term established by the local board of education: supervision and instruction of students in agriculture experience programs; group and individual instruction of farmers and agribusinessmen; supervision of student members of agricultural organizations who are involved in leadership training or other activity required by state or federal law; or any program of vocational agriculture established by the office of vocational education in the Department of Education. Salary allotments for vocational agriculture units shall be computed by proportionately increasing the salary schedule allocation based on the regular one hundred eighty-five (185) day school year for teachers with comparable qualifications and experience. During extended employment, no vocational agriculture teacher shall receive salary on a day that the teacher is scheduled to attend an institution of higher education class which could be credited toward meeting any certification requirement.

(b) Each teacher of agriculture employed twelve (12) months per year shall submit an annual plan for summer program to the local school superintendent for approval. The summer plan shall include a list of tasks to be performed, purposes for each task, and time to be spent on each task. Approval by the local school superintendent shall be in compliance with the guidelines developed by the state Department of Education. The supervision and accountability of teachers of vocational agriculture's summer programs shall be the responsibility of the local school superintendent. The local school superintendent shall submit to the chief state school officer a completed report of summer tasks for each vocational agriculture teacher employed for twelve (12) months. Twenty percent (20%) of the approved twelve (12) month vocational agriculture programs shall be audited annually by the state Department of Education to determine that the summer plan has been properly executed.

(c) For the 1990-91 and the 1991-92 school years, an add-on appropriation shall be made to local school districts which are operating secondary vocational education programs. The amount provided in the budget shall be allocated on a per pupil basis and shall be used to meet the higher per student cost of operating vocational education programs.

(11) (a) In allotting program funds for home and hospital instruction, statewide guaranteed base funding excluding the capital outlay, shall be allotted for each child in average daily attendance in the current school year who has been properly identified according to State Board for Elementary and Secondary Education administrative regulations. Attendance shall be calculated pursuant to KRS 157.270 and shall be reported monthly on forms provided by the Department of Education; and

(b) Pursuant to administrative regulations of the Department of Education, local school districts shall be reimbursed for home and hospital instruction for pupils unable to attend regular school sessions because of short term health impairments. A reimbursement formula shall be established by administrative regulations to include such factors as a reasonable per hour, per child allotment for teacher instructional time, with a maximum number of funded hours per week, a reasonable allotment for teaching supplies and equipment, and a reasonable allotment for travel expenses to and from instructional assignments, but the formula shall not include an allotment for capital outlay. Attendance shall be calculated pursuant to KRS 157.270 and shall be reported monthly on forms provided by the Department of Education.

(12) Except for those schools which have implemented school-based decision making, kindergarten aides shall be provided for each twenty-five (25) full-time equivalent kindergarten students enrolled.

Section 4. KRS 157.440, as amended by Section 107 of House Bill 940 of the 1990 Regular Session, is amended to read as follows:

(1) (a) Notwithstanding any statutory provisions to the contrary, effective for school years beginning after July 1, 1990, the board of education of each school district may levy an equivalent tax rate as defined in subsection (12)(a) of KRS 160.470 which will produce up to fifteen percent (15%) of those revenues guaranteed by the program to support education excellence in Kentucky. The levy for the 1990-91 school year shall be made no later than October 1, 1989, ***and no later than October 1, 1990, for the 1991-92 school year,*** and by October 1 of each odd numbered year thereafter. Effective with the 1990-91 school year, revenue generated by this levy shall be equalized at one hundred fifty percent (150%) of the statewide average per pupil [~~equalized~~] assessment.

(b) The rate levied by a district board of education under the provisions of this subsection shall not be subject to the public hearing provisions of KRS 160.470(10) or to the recall provisions of KRS 160.470(11).

(c) A school district which is at or above the equivalent tax rates permitted under the provisions of this Act shall not be required to levy an equivalent tax rate which is lower than the rate levied during the 1989-90 school year.

(2) A district may exceed the maximum provided by subsection (2) of KRS 160.470 provided that, upon request of the board of education of the district, the county board of elections shall submit to the qualified voters of the district, in the manner of submitting and voting as prescribed in paragraph (b) of subsection (1) of KRS 160.477, the question whether a rate which would produce revenues in excess of the maximum provided by subsection (2) of KRS 160.470 shall be levied. The rate that may be levied under this section may produce revenue up to no more than thirty percent (30%) of the revenue guaranteed by the program to support education excellence in Kentucky plus the revenue produced by the tax authorized by KRS 157.440. Revenue produced by this levy shall not be equalized with state funds. If a majority of those voting on the question favor the increased rate, the tax levying authority shall, when the next tax rate for the district is fixed, levy a rate not to exceed the rate authorized by the voters.

(3) For the 1966 tax year and for all subsequent years for levies which were approved prior to December 8, 1965, no district board of education shall levy a tax at a rate under the provisions of this section which exceeds the compensating tax rate as defined in KRS 132.010, except as provided in subsection (4) of this section and except that a rate which has been approved by the voters under this section but which was not levied by the district board of education in 1965 may be levied after it has been reduced to the compensating tax rate as defined in KRS 132.010, and except that in any school district where the rate levied in 1965 was less than the maximum rate which had been approved by the voters, the compensating tax rate shall be computed and may be levied as though the maximum approved rate had been levied in 1965 and the amount of revenue which would have been produced from such maximum levy had been derived therefrom.

(4) Notwithstanding the limitations contained in subsection (3) of this section no tax rate shall be set lower than that necessary to provide such funds as are required to meet principal and interest payments on outstanding bonded indebtedness and payments of rentals in connection with any outstanding school revenue bonds issued under the provisions of KRS Chapter 162.

(5) The chief state school officer shall certify the compensating tax rate to the levying authorities.

Section 5. KRS 157.420, as amended by Section 106 of House Bill 940 of the 1990 Regular Session, is amended to read as follows:

Public school funds made available to the credit of each district during any year shall be received, held and expended by the district board, subject to the provisions of law and administrative regulations of the State Board for Elementary and Secondary Education. The following restrictions shall govern the expenditure of funds from the public school fund:

(1) The teachers' salaries allotment for each district from the public school fund and from local sources shall be used only for teachers holding properly authorized certificates. The [~~average~~] salary paid any rank of teachers shall be at least equivalent to the amount set forth in the biennial budget schedule for each rank and experience for a term of one hundred eighty-five (185) days [~~and no teacher shall be paid less than ninety-three percent (93%) of the public school fund allotment for that rank~~] for full-time service during the regular school year or the allotment under KRS 157.390(3) shall be reduced by an amount equal to the amount by which the district failed to meet the salary requirements.

(2) The State Board for Elementary and Secondary Education shall not approve any working budget or salary schedule summary for local boards of education for any school year in which the total amount for one hundred eighty-five (185) days on the salary schedule summary for salaries paid from the base funding is not equal to:

(a) The amount for one hundred eighty-five (185) days on the district's salary schedule summary for instructional salaries paid with state funds the preceding year; plus

(b) The additional amount for instructional salaries to be received by the district under the biennial budget schedule for a one hundred eighty-five (185) day school term by assuming the same rank and experience of teachers in the current year as in the preceding year.

(3) The per pupil capital outlay allotment for each district from the public school fund and from local sources shall be kept in a separate account and may be used by the district only for capital outlay projects approved by the chief state school officer in accordance with requirements of law, and based on a survey made in accordance with administrative regulations of the State Board for Elementary and Secondary Education. These funds shall be used for the following capital outlay purposes:

(a) For direct payment of construction costs;

(b) For debt service on voted and funding bonds;

(c) For payment or lease-rental agreements under which the board eventually will acquire ownership of a school plant;

(d) For the retirement of any deficit resulting from over-expenditure for capital construction, if such deficit resulted from an emergency declared by the State Board for Elementary and Secondary Education under KRS 160.550; and

(e) As a reserve fund for the above-named purposes, to be carried forward in ensuing budgets.

(4) If any district has a special levy for capital outlay or debt service that is equal to the capital outlay allotment or a proportionate fraction thereof, and spends the proceeds of that levy for the above-named purposes, the chief state school officer under administrative regulations of the State Board for Elementary and Secondary Education, may authorize the district to use all or a proportionate fraction of its capital outlay allotment for current expenses. However, a district which uses capital outlay funds for current expenses shall not be eligible to participate in the School Facilities Construction Commission funds.

(5) If a survey shows that a school district has no capital outlay needs as shown in paragraphs (a), (b), (c), and (d) of subsection (3) of this section, upon approval of the chief state school officer, these funds may be used for school plant maintenance, repair, insurance on buildings, replacement of equipment, purchase of school buses and the purchase of modern technological equipment, including telecommunications hardware, televisions, computers and other technological hardware to be utilized for educational purposes only.

(6) In surveying the schools, the Department of Education shall designate each school facility as a permanent, functional or transitional center.

(a) "Permanent Center" means a center which meets the program standards approved by the State Board for Elementary and Secondary Education, is located so that students are not subjected to an excessive amount of time being transported to the site, and has established an attendance area which will maintain enrollment at capacity but will also avoid overcrowding.

(b) "Functional Center" means a center which does not meet all the criteria established for a permanent facility, but is adequate to meet accreditation program standards to insure no substantial academic or building deficiency. The facility plan shall include additions and renovations necessary to meet current accreditation standards for which federal, state, and local funds may be used.

(c) "Transitional Center" means a center which the local board of education has determined shall no longer be designated permanent or functional. The center shall be destined to be closed and shall not be eligible for new construction, additions, or major renovation. However, the board of education shall maintain any operating transitional center to provide a safe and healthy environment for students.

Section 6. KRS 157.620, as amended by Section 193 of House Bill 940 of the 1990 Regular Session, is amended to read as follows:

(1) To participate in the school construction funding program, the district must have unmet needs as defined by KRS 157.615 and must meet the following eligibility criteria:

(a) Commit at least an equivalent tax rate of five cents (5) to debt service, new facilities or major renovations of existing school facilities. The five cents (5) shall be in addition to the thirty cents (30) required by KRS 160.470(12). If the current levy of a district exceeds the required thirty cents (30) and the five cents (5), no additional tax shall be required. However, not less than five cents (5) shall be committed under this subsection. ***The five cents (5) shall be equalized at one hundred fifty percent (150%) of the statewide average per pupil assessment.***

(b) On July 29, 1985 and on June 30 of each year thereafter, the district board of education shall transfer all available local revenue, as defined by KRS 157.615, to a restricted account for school building construction, to be utilized in accordance with the priorities determined by the approved school facilities plan.

(2) Interest earned on funds deposited in the restricted accounts required by this section shall be deposited in the restricted account and shall become a part of the restricted funds.

(3) Funds restricted by the requirements of this section may be used by the district for projects or a portion thereof as listed in priority order on the approved school facilities plan prior to receiving state funds. Any local school district which is not an eligible district may be permitted, upon written application to the Department of Education, to transfer funds restricted by this Act for other school purposes.

(4) Not later than October 15 of the year immediately preceding the regular session of the General Assembly the State Board for Elementary and Secondary Education shall submit a statement to the School Facilities Construction Commission certifying the following in each district:

(a) The amount of school facility construction needs in each district;

(b) The amount of available local revenue in each district; and

(c) That the district has or has not met the eligibility criteria established by subsection (1) of this section.

(5) Construction needs shall be those needs specified in the school facilities plan approved by the State Board for Elementary and Secondary Education as of June 30 of the year preceding the biennium in which funding is approved. All school facilities plans not approved by the State Board for Elementary and Secondary Education since January 1, 1981 shall be revised by December 31, 1985. The State Board for Elementary and Secondary Education shall conduct public hearings on all amendments to approved plans.

(6) If a local board of education determines that for any reason the district's approved facility plan is grossly inconsistent with the administrative regulations governing the development of such a plan, the local board may certify, by official action, the reason for such inconsistency and may request that the Department of Education resurvey the building needs of the district. After review of the data, the chief state school officer may require a resurvey and the approval of a new facility plan certified prior to an official offer from the School Facilities Construction Commission, and on or before January 15 of any subsequent year. If the chief state school officer elects to recommend the new facility plan to the State Board for Elementary and Secondary Education, the board shall notify the School Facilities Construction Commission of any change required in the statement of need for the district.

Section 7. KRS 160.380, as amended by Section 78 of House Bill 940 of the 1990 Regular Session, is amended to read as follows:

(1) As used in KRS 160.380:

(a) "Relative" shall mean father, mother, brother, sister, husband, wife, son, daughter, aunt, uncle, son-in-law and daughter-in-law.

(b) "Vacancy" shall mean any certified position opening created by the resignation, dismissal, nonrenewal of contract, transfer, or death of a certified staff member of a local school district or a new position created in a local school district for which certification is required.

(2) (a) All appointments, promotions and transfers of principals, supervisors, teachers and other public school employees shall be made only by the superintendent of schools, who shall notify the board of the action taken. All employees of the local district shall have the qualifications prescribed by law and by the administrative regulations of the State Board for Elementary and Secondary Education and of the employing board. Supervisors, principals, teachers and other employees may be appointed by the superintendent for any school year at any time after February 1 preceding the beginning of the school year.

(b) When a vacancy occurs in a local school district, the superintendent shall notify the chief state school officer thirty (30) days before the position shall be filled. The chief state school officer shall keep a registry of local district vacancies which shall be made available to the public. The local school district shall post position openings in the local board office for public viewing.

(c) When a vacancy needs to be filled in less than thirty (30) days' time to prevent disruption of necessary instructional or support services of the school district, the superintendent may seek a waiver from the chief state school officer. If the waiver is approved, the appointment shall not be made until the person recommended for the position has been approved by the chief state school officer. The chief state school officer shall respond to a district's request for waiver or for approval of an appointment within two (2) working days.

(d) When a vacancy occurs in a local district, the superintendent shall conduct a search to locate minority teachers to be considered for the position.

(e) Effective July 1, 1991, no relative of a superintendent of schools shall be an employee of the school district. However, this shall not apply to a relative who is an employee of the school district prior to the effective date of this Act and who is certified for the position he holds, as long as the superintendent is holding office on July 1, 1991, and it shall not apply to a superintendent's spouse who has at least twenty (20) years of service [~~in any elementary or secondary school~~] in [~~any~~] school ***systems*** [~~district~~]. A superintendent's spouse who is employed under this provision shall not hold a position in which the spouse supervises certified or classified employees. A superintendent's spouse may supervise teacher aides and student teachers. However, the superintendent shall not promote his relative who continues employment under an exception of this subsection.

(f) No superintendent shall employ a relative of a school board member of the district, unless on the effective date of this Act, the board member's relative is an employee of the district, the board member is holding office, and the relative was not initially hired by the district during the tenure of the board member. ***A relative employed in 1989-90 and initially hired during the tenure of a board member serving on the effective date of this Act, may continue to be employed during the remainder of the board member's term.*** However, the superintendent shall not promote any relative of a school board member who continues employment under the exception of this subsection.

(g) No principal's relative shall be employed in the principal's school, except a relative who is not the principal's spouse and who was employed in the principal's school during the 1989-90 school year. No spouse of a principal shall be employed in the principal's school, except a principal's spouse who was employed in the principal's school during the 1989-90 school year for whom there is no position for which the spouse is certified to fill in another school operated in the district. The provisions of KRS 161.760 shall not apply to any transfer made in order to comply with the provisions of this paragraph.

(3) No superintendent shall employ in a position which involves supervisory or disciplinary power over a minor, any person who is a violent offender or has been convicted of a sex crime as defined by KRS 17.165 which is classified as a felony. The superintendent may employ, at his discretion, persons convicted of sex crimes classified as a misdemeanor. Each superintendent shall request all conviction information for any applicant for initial employment from the Justice Cabinet prior to employing the applicant.

(4) (a) If a school term has begun and a position remains unfilled or if a vacancy occurs during a school term, a superintendent may employ an individual, who will have supervisory or disciplinary authority over minors, on probationary status pending receipt of the required records. Application for the criminal record of a probationary employee shall be made no later than the date probationary employment begins.

(b) Employment shall be contingent on the receipt of records documenting that the probationary employee has no record of a sex crime nor as a violent offender as defined in KRS 17.165.

(c) Notwithstanding KRS 161.720 to 161.800 or any other statute to the contrary, probationary employment under this section shall terminate on receipt by the district of a record documenting a criminal act as defined above and no further procedures shall be required.

(5) Each application or renewal form, provided by the employer to the applicant, shall conspicuously state the following: "FOR THIS TYPE OF EMPLOYMENT, STATE LAW REQUIRES A CRIMINAL RECORD CHECK AS A CONDITION OF EMPLOYMENT."

(6) Any request for records under subsection (3) of this section shall be on a form approved by the Justice Cabinet, and the cabinet may charge a fee to be paid by the applicant in an amount no greater than the actual cost of processing the request.

(7) The provisions of this section shall apply to all applicants for initial employment in a position which involves supervisory or disciplinary power over a minor after July 15, 1988. Initial employment shall include first time applicants and applicants who were former employees of the district but have not been employed by the district for six (6) months.

Section 8. KRS 161.720, as amended by Section 80 of House Bill 940 of the 1990 Regular Session, is amended to read as follows:

(1) The term "teacher" for the purpose of KRS 161.730 to 161.810 shall mean any person for whom certification is required as a basis of employment in the public schools of the state with the exception of the superintendent.

(2) The term "year" as applied to terms of service means actual service of not less than seven (7) school months within a school year; provided, however, that any board of education may grant a leave of absence for professional advancement with full credit for service.

(3) The term "limited contract" shall mean a contract for the employment of a teacher for a term of one (1) year only or for that portion of the school year that remains at the time of employment.

(4) The term "continuing service contract" shall mean a contract for the employment of a teacher which shall remain in full force and effect until the teacher resigns or retires, or until it is terminated or suspended as provided in KRS 161.790 and 161.800.

(5) The term "continuing status" means employment of a teacher under a continuing contract.

(6) The term "standard" or "college" certificate for the purpose of KRS 161.730 to 161.810 shall mean any certificate issued upon the basis of graduation from a standard four (4) year college or completion of a local district alternative certification training program.

(7) The term "superintendent" for the purpose of KRS 161.765 shall mean the school officer appointed by a board of education under the authority of KRS 160.350 or any person authorized by law to perform the duties of that officer.

(8) The term "administrator" for the purpose of KRS 161.765 shall mean a certified employee, below the rank of superintendent, who devotes the majority of his employed time to service as an assistant principal, supervisor, coordinator, director, assistant director, administrative assistant, finance officer, pupil personnel worker, guidance counselor, or school business administrator[~~, or who holds a position in which he evaluates or supervises board employees or recommends personnel for employment or discharge~~]. The term "administrator" shall also include those assistant, associate or deputy superintendents who do not fall within the definition of "superintendent" as set forth in subsection (7) of this section.

(9) The terms "demote" or "demotion" for the purpose of KRS 161.765 shall mean a reduction in rank from one position on the school district salary schedule to a different position on that schedule for which a lower salary is paid. The terms shall not include lateral transfers to positions of similar rank and pay or minor alterations in pay increments required by the salary schedule.

Section 9. KRS 164.010 is amended to read as follows:

There shall be a Council on Higher Education in Kentucky, to be composed of the ***chief state school officer*** [~~superintendent of public instruction~~], and seventeen (17) lay members appointed by the Governor, one (1) from each congressional district, eight (8) from the state at large which shall include a student member, who shall be enrolled as a full-time student at a state public institution of higher education, shall be a resident of the Commonwealth as determined by the residency guidelines of the council, and shall be elected annually in the following manner: not later than July 1 of each year the president of the student body of each four-year state public institution of higher education shall submit to the Governor one (1) nominee; from this list of nominees, the Governor shall appoint a student member, one (1) from a list of two (2) nominated by the President Pro Tem of the Senate, and one (1) from a list of two (2) nominated by the Speaker of the House of Representatives. Among the lay members, there shall be at least one (1) undergraduate degree recipient from each of the state universities to be appointed by the Governor. The lay members shall constitute the voting membership of the council. The lay members shall be appointed for regular terms of four (4) years except for the student member who shall serve a one (1) year term, with the initial appointment of four (4) members for one (1) year, four (4) members for two (2) years, four (4) members for three (3) years and four (4) members for four (4) years. Whenever a lay member's term expires after July 15, 1982, the member appointed by the Governor to fill the vacancy shall be appointed for a four (4) year term in the same manner as the initial appointment. Any person, other than the ***chief state school officer*** [~~superintendent of public instruction~~], holding either an elective or appointive state office or who is a member of the governing board of any state university in Kentucky shall be ineligible for membership or appointment on the council during his membership or term of office. When the council meets to consider curricula for teacher education, three (3) persons who are from accredited institutions of higher learning, and who have been appointed by the executive committee of the Kentucky Association of Colleges, Secondary and Elementary Schools, shall be invited to meet with the council in an advisory capacity.

Section 10. Section 92, as created by House Bill 940 of the 1990 Regular Session, is amended to read as follows:

(1) It is the intent of the General Assembly to provide an efficient system of common schools which shall be operated without waste, duplication, mismanagement, and political influence. The system of schools shall have the goal of providing all students with at least the seven (7) capacities referred to in Section 2 of this Act.

(2) (a) An Office of Education Accountability is hereby created and shall be under the direction of the Legislative Research Commission.

(b) The Office of Education Accountability shall be administered by a deputy director appointed by the Legislative Research Commission upon recommendation of the director of the Legislative Research Commission. The deputy director shall have the qualifications set by the Commission. The salary of the deputy director shall be set by the Commission. The Commission shall have exclusive jurisdiction over the employment of personnel necessary to carry out the provisions of this section. The deputy director shall be subject to the direction of and report to the director of the Legislative Research Commission.

(c) The Office of Education Accountability shall have the following duties and responsibilities:

1. Monitor the education system and implementation of the provisions of this Act including actions taken by the State Board for Elementary and Secondary Education, the Education Professional Standards Board, the chief state school officer, the Department of Education, local school districts, and vocational and higher education as affected by this Act.

2. Establish a Division of School Finance which shall conduct an ongoing review of the finance system. The review shall include an analysis of the level of equity achieved by the funding system and whether adequate funds are available to all school districts; ***a review of*** [~~and recommendations for~~] the weights of various education program components, ***which are to be developed by the Department of Education no later than October 1, 1991. The division shall develop recommendations for*** the base per pupil funding for the support education excellence in Kentucky program[~~,~~] and a statewide salary schedule. It shall conduct studies of other finance issues identified as needing further study, including a review of the transportation formula required in Section 97 of this Act. The division shall submit an annual report of its activities, findings, and recommendations to the Governor, the Legislative Research Commission, and the State Board for Elementary and Secondary Education no later than October 1 each year.

3. Verify the accuracy of reports of school, district, and state performance by conducting, contracting for or requesting periodic program and fiscal audits as necessary. The Office of Education Accountability may request an audit from the State Committee for School District Audits as established in KRS 156.265.

4. Investigate allegations of wrongdoing of any person or agency including but not limited to waste, duplication, mismanagement, political influence and illegal activity at the state, regional, or school district level which have not been resolved or satisfactorily explained by the local superintendent, local board of education, the chief state school officer, or the State Board for Elementary and Secondary Education and make recommendations for action to the Legislative Research Commission.

5. Conduct studies and analyze available data on the efficiency of the system of schools and whether progress is being made toward attaining the goal of providing students with the seven (7) capacities as required by this Act.

6. Make periodic reports to the Legislative Research Commission as directed by the Commission.

7. Prepare an annual report on the implementation of the provisions of this Act including recommendations for improvement which shall be submitted to the Governor, the Legislative Research Commission, and the State Board for Elementary and Secondary Education.

(d) The Office of Education Accountability shall have access to all public records and information on oath as provided in KRS 7.110. The office shall also have access to otherwise confidential records, meetings, and hearings regarding local school district personnel matters. However, the office shall not disclose any information contained in or derived from the records, meetings, and hearings that would enable the discovery of the specific identification of any individual who is the focus or subject of the personnel matter.

(e) In compliance with KRS 48.800, 48.950, and 48.955, the Finance and Administration Cabinet and the Governor's Office of Policy and Management shall provide to the Office of Education Accountability access to all information and records, other than preliminary work papers, relating to allotment of funds, whether by usual allotment or by other means, to the Department of Education, local school districts, and to other recipients of funds for educational purposes.

(f) Any state agency receiving a complaint or information which if accurate may identify a violation of this Act shall notify the office of the complaint or information.

(g) The Office of Education Accountability may contract for services as approved by the Legislative Research Commission pursuant to KRS 7.090(7).

Section 11. It is the intent of the General Assembly in enacting this Act to cure certain inadvertent technical errors or omissions that existed in the text of House Bill 940 of the 1990 Regular Session of the General Assembly. Notwithstanding the provisions of KRS 446.250, the Reviser of Statutes in codifying this Act shall treat its provisions as if they were part of House Bill 940 as originally enacted.".

The Senate Amendment No. 2 (Title) to **HB 529** is as follows:

Amend printed copy of **HB 529**, Title, on page 1, by amending the title to read as follows:

"AN ACT relating to education."

Representative Rapier moved that the House concur in Senate Amendment No. 1 to **HB 529**. Agreed.

Representative Rapier moved that the House concur in Senate Amendment No. 2 (Title) to **HB 529**. Agreed; and the title was agreed to.

Representative Rapier moved that **HB 529**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 81, Nays 11. (See April 13, 1990 roll call on **HB 529** - Appendix.)

HB 529, as amended by the Senate, was passed.

Representative Rapier moved that the vote by which **HB 529**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Stumbo moved that the rules be suspended to allow floor privileges to a former member. Agreed.

Recess

Representative Stumbo moved that the House recess until the conclusion of the Majority Caucus meeting. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Orders of the Day (Continued)

Representative Stumbo moved that **SB 46** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative Clarke moved that **SB 46** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 66, Nays 19. (See April 13, 1990 roll call on **SB 46** - Appendix.)

SB 46 was passed over the Governor's veto.

Representative Stumbo moved that the rules be suspended to allow floor privileges to various guests and groups. Agreed.

Representative Clarke moved the adoption of the following **HR 310**:

HR 310, A RESOLUTION relating to the Kentucky Employees Retirement System.

WHEREAS, Senate Bill 132 adopted by the 1990 Regular Session of the General Assembly provided full retirement benefits after twenty-seven years of service for state nonhazardous employees; and

WHEREAS, Senate Bill 226 adopted by the 1990 Regular Session of the General Assembly provided for a cost-of-living increase to nonhazardous retirees and raised the benefits of those retiring before 1982; and

WHEREAS, the 1990 General Assembly appropriated $3,656,700 to the Kentucky Retirement Systems in current fiscal year 1989-90 to fund the cost of benefits provided, having removed those appropriations from retirement legislation and placed same in House Bill 799, the Executive Budget, as is the customary budgetary practice; and

WHEREAS, the Kentucky General Assembly further understands that the Kentucky Employees Retirement System has additional contributions or available moneys unrelated to current benefits or other costs which may in fiscal year 1991 and fiscal year 1992 be used to fund the benefit improvements provided by Senate Bill 132 and Senate Bill 226; and

WHEREAS, the 1990 Regular Session of the General Assembly retained the current employer contribution rate of 7.45 percent of payroll for nonhazardous employees and anticipated that these contribution rates would not be affected by Senate Bill 132, Senate Bill 226 of other legislation;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Kentucky Employees Retirement System shall use the specific appropriation in the amount of $3,656,700 contained in the 1990 Executive Budget, House Bill 799, to pay for the benefit improvements in Senate Bill 132 and Senate Bill 226 and any other benefit improvements in lieu of employer contribution increases.

Section 2. That the Kentucky Employees Retirement System shall utilize any additional contributions, funds available from investment income, assumption changes, and any other sources anticipated in fiscal year 1991 or 1992 to pay for benefit improvements provided by Senate Bill 132 and Senate Bill 226, along with any other legislation affecting nonhazardous employee benefits so as to avoid employer contribution increases.

Section 3. That this resolution shall be communicated to the Board of Trustees of the Kentucky Employees Retirement System, the Finance and Administration Cabinet, and all contributing agencies.

On the roll call the vote was: Yeas 91, Nays 0. (See April 13, 1990 roll call on **HR 310** - Appendix.)

HR 310 was adopted.

Representative Stumbo moved that **SB 86** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative Scorsone moved that **SB 86** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 51, Nays 37. (See April 13, 1990 roll call on **SB 86** - Appendix.)

SB 86 was passed over the Governor's veto.

Representative Stumbo moved that **SB 176** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative Lear moved that **SB 176** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 52, Nays 44. (See April 13, 1990 roll call on **SB 176** - Appendix.)

SB 176 was passed over the Governor's veto.

Representative Stumbo moved that **SB 269** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative Lear moved that **SB 269** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 67, Nays 18. (See April 13, 1990 roll call on **SB 269** - Appendix.)

SB 269 was passed over the Governor's veto.

Senate Message

Announcing passage of **HJR 298** with Senate Amendments, **HCR 297** and **SCR 195**.

Message received on **HB 314**, **HB 159**, **HB 307** and **HB 778**: The Senate has voted to pass **HB 314**, **HB 159**, **HB 307** and **HB 778**, the objections of the Governor notwithstanding, and is respectfully returning same to this Honorable Body.

Orders of the Day (Continued)

Representative Stumbo moved that **SB 319** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative Clarke moved that **SB 319** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 67, Nays 22. (See April 13, 1990 roll call on **SB 319** - Appendix.)

SB 319 was passed over the Governor's veto.

Representative Stumbo moved that **SB 334** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative T. Jones moved that **SB 334** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 62, Nays 23. (See April 13, 1990 roll call on **SB 334** - Appendix.)

SB 334 was passed over the Governor's veto.

Representative Stumbo moved that **SB 396** be taken from Orders of the Day for consideration of the Governor's veto. Agreed.

Representative Geveden moved that **SB 396** be placed upon its passage, the Governor's veto notwithstanding.

On the roll call the vote was: Yeas 57, Nays 27. (See April 13, 1990 roll call on **SB 396** - Appendix.)

SB 396 was passed over the Governor's veto.

Representative Stumbo moved that the rules be suspended to act upon a Resolution. Agreed.

Representative Stumbo moved that **HJR 298** be placed in the Orders of the Day, April 13, 1990. Agreed.

Representative Stumbo moved that **HJR 298** with Senate Floor Amendments attached thereto, be taken from Orders of the Day and placed upon its passage. Agreed.

The Senate Floor Amendment No. 1 to **HJR 298** is as follows:

Amend printed copy of **HJR 298** on page 2, after line 9, by adding the following:

"Section 5. Whereas, the provisions of this resolution require certain actions by the Kentucky Revenue Cabinet prior to the effective date of legislation enacted without an emergency clause, an emergency is declared to exist and this Act shall become effective upon its passage and approval by the Governor."

The Senate Floor Amendment No. 2 Title to **HJR 298** is as follows:

Amend printed copy of **HJR 298** by amending the title to read: "A JOINT RESOLUTION directing the timing and content of Kentucky's individual income tax withholding tables revised as a result of action by the 1990 Regular Session of the General Assembly, and declaring an emergency."

Representative Clarke moved that the House concur in Senate Floor Amendment No. 1 to **HJR 298**. Agreed.

Representative Clarke moved that the House concur in Senate Floor Amendment No. 2 to **HJR 298**. Agreed.

Representative Clarke moved that **HJR 298**, as amended by the Senate, be passed.

On the roll call the vote was: Yeas 91, Nays 4. (See April 13, 1990 roll call on **HJR 298** - Appendix.)

HJR 298, as amended by the Senate, was passed and the title agreed to.

Representative Clarke moved that the vote by which **HJR 298**, as amended by the Senate, was passed be reconsidered and said motion be placed on the table. Agreed.

Representative Barrows moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 316, by Representatives Barrows, Lear, Hancock, Farrow, Crupper, Worthington, T. Jones and Long: A RESOLUTION authorizing and directing a study of state government employee salaries by the Legislative Program Review and Investigations Committee.

Representative Barrows moved the adoption of the following **HR 316**:

HR 316, A RESOLUTION authorizing and directing a study of state government employee salaries by the Legislative Program Review and Investigations Committee.

WHEREAS, efforts have been made to increase salaries in certain employee classes identified as inadequate; and

WHEREAS, other classes may exist that were not identified, but are also inadequate;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Legislative Program Review and Investigations Committee with the full cooperation of the Commissioner of Personnel, shall undertake a study of state government employees salaries to determine if there are classes of employees whose salaries are low compared to relevant benchmarks, such as market rates for these positions or job responsibilities.

Section 2. This study shall be completed and reported to the General Assembly, the Governor and the Commissioner of Personnel by July 1, 1991 so that necessary adjustments can be funded from state funds from the 1991-92 biennium or a special appropriation in the budget of the 1992 Regular Session.

Section 3. Staff services and resources necessary shall be provided from the regular Legislative Research Commission budget and are subject to the limitations and other research responsibilities of the Commission. Staff services are estimated to cost $25,000.

HR 316 was adopted by voice vote.

Representative Stumbo moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 317, by Representatives Stumbo and Northup: A RESOLUTION adjourning the House of Representatives in honor of World Champion Swimmer and Kentuckian, Mary T. Meagher.

Representative Stumbo moved the adoption of the following **HR 317**:

HR 317, A RESOLUTION adjourning the House of Representatives in honor of World Champion Swimmer and Kentuckian, Mary T. Meagher.

WHEREAS, it was a proud day for Kentucky on October 27, 1964 when Mary T. Meagher was born in Louisville, Kentucky; and

WHEREAS, in the short time since her birth Mary T's list of accomplishments has grown in exponential fashion as she has become a household name; and

WHEREAS, besides holding countless world records, national titles, NCAA titles, American records and Kentucky records, Mary T. Meagher is a roll model for all female athletes having been awarded the Honda-Broderick Cup, the NCAA Top-Six Award, been a finalist for the Sullivan Award three times and been named "Athlete of the Decade"; and

WHEREAS, Mary T. Meagher is a representative and ambassador to national and international athletic organizations and has visited and lectured throughout the world;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this august body do honor and commemorate the achievements of Mary T. Meagher and commend her example to the youth of Kentucky and the nation.

Section 2. That when the House adjourns ***sine die*** this Friday the 13th of April it does so in appreciation of a great Kentuckian, Mary T. Meagher.

Section 3. That the Clerk of the House be directed to transmit a copy of this Resolution to Mary T. Meagher, First National Bank of Louisville, Box 36000, Louisville, Kentucky 40233.

HR 317 was adopted by voice vote.

Representative Stumbo moved that a call of the roll be taken to show co-sponsors of **HR 317**. Agreed.

On the roll call the vote was yeas 93—Ackerson, Adkins, Allen, Altman, Ark, Arnold, Ballard, Barrows, Bentley, Blandford, Blevins, Bronger, Brown, Butler, Callahan, Casebier, Castleman, L. Clark, P. Clark, Cline, Crupper, Curd, Curtsinger, Cyrus, Donnermeyer, Farrow, Ford, Freibert, Gedling, Geveden, Gray, Gregory, Hancock, J. Harper, K. Harper, Hatcher, Heleringer, Hourigan, Jackson, Jensen, Johnson, A. Jones, T. Jones, Keith, Kerr, Layman, Lear, Lefevers, LeMaster, Lewis, Lile, Little, Long, Lyne, Mack, Maggard, Mason, McBee, McElroy, Moberly, Morris, Mullinix, Napier, Nelson, Nett, Noe, Noland, Northup, O'Brien, Preston, Priddy, Pritchett, Rapier, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Riner, Siler, B. Smith, R. Smith, Stokes, Strong, Stumbo, Todd, Turner, Walker, Ward, White, Worthington, Yates, Zimmerman.

Representative Stumbo moved that the rules be suspended to allow Representative Clarke to address the House. Agreed.

Representative Heleringer moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 319, by Representative Heleringer: A RESOLUTION honoring Representative Willard C. "Woody" Allen, upon the occasion of his fiftieth birthday.

Representative Heleringer moved the adoption of the following **HR 319**:

HR 319, A RESOLUTION honoring Representative Willard C. "Woody" Allen, upon the occasion of his fiftieth birthday.

WHEREAS, distinguished Representative Woody Allen will reach the impressive half-century mark on April 21, 1990; and

WHEREAS, the political career of Woody Allen has stood for justice and liberty, in marked contrast with a more notorious April 21 baby, Mr. A. Hitler, of Europe, circa 1940; and

WHEREAS, the rhetorical brilliance of Kentucky's Woody Allen stands in marked contrast with the bumbling delivery of the silver screen Woody Allen, making him one of this body's heroes; and

WHEREAS, the only other illustrious person we know born on April 21, Queen Elizabeth II, cannot be here to receive our homage;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House wishes Woody Allen a healthy and happy fiftieth birthday and anticipates many happy returns.

Section 2. That when the House adjourns this day, April 13, 1990, it does so in honor of Representative Woody Allen.

Section 3. That a copy of this resolution be presented to Representative Woody Allen.

On the roll call the vote was: Yeas 0, Nays 100. (See April 13, 1990 roll call on **HR 319** - Appendix.)

The Speaker ruled that **HR 319** was adopted.

Senate Message

Message received on **HB 839, HB 799** and **HB 855**: The Senate has voted to pass **HB 839, HB 799** and **HB 855**, the objections of the Governor notwithstanding, and is respectfully returning same to this Honorable Body.

Representative Farrow moved the rules be suspended to act upon a Legislative Citation. Agreed.

Representative Farrow moved the adoption of the following Legislative Citation No. 107. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and congratulates Jack Wise upon your induction into the Kentucky Softball Association's Fast Pitch Hall of Fame. Your career record includes playing for seven fast-pitch state champions and for runners-up over the years. These achievements are a result of hard work, dedication and positive team efforts. Your tireless efforts and enthusiasm have been observed, cheered and appreciated by participants and spectators of softball in Georgetown.

This prestigious body joins Representative Mark Farrow in congratulating you on this distinguished and deserved honor. We extend to you best wishes for continued success and happiness.

Representative Ward moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 313, by Representative Ward: A RESOLUTION adjourning the House of Representatives in memory of Carolyn Niehoff.

Representative Ward moved the adoption of the following **HR 313**:

HR 313, A RESOLUTION adjourning the House of Representatives in memory of Carolyn Niehoff.

WHEREAS, it is with heartfelt sorrow that we pay tribute to the memory of Mrs. Robert B. Niehoff, Sr., the former Carolyn Lynch; and

WHEREAS, Carolyn Niehoff was a retired employee of the First National Bank and a valued member of the old Holy Name Choral Club; and

WHEREAS, the St. Francis of Assisi Choir and fellow members Janie Woodard and Representative Mike Ward will sorely miss their former colleague and her strong soprano voice; and

WHEREAS, Carolyn Niehoff was a friend to everyone, an exceptional cook and a hard-working member of the St. Francis of Assisi Parrish Council;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this august body do hereby express their bereavement and sense of loss upon the death of Carolyn Niehoff and commend her family to the solace of the Almighty during these dark and painful hours.

Section 2. That when the House of Representatives of the Commonwealth of Kentucky does adjourn ***sine die*** this Friday, April 13, 1990, it does so in memory and honor of Carolyn Niehoff.

Section 3. That the Clerk of the House of Representatives is directed to transmit copies of this Resolution to her husband, Robert B. Niehoff, Sr., at 2165 Strathmoor Blvd., Louisville, Kentucky 40205.

HR 313 was adopted by voice vote.

Representative Ackerson moved the rules be suspended to act upon a Legislative Citation. Agreed.

Representative Ackerson moved the adoption of the following Legislative Citation No. 108. Agreed.

The House of Representatives of the Commonwealth of Kentucky hereby recognizes and commends Martha Elston for your active and courageous support of Senate Bill 305. Your quest to achieve a sense of order and sanity for the victims of violent crime stands as a beacon for all citizens who desire justice and compassion within our society. The sacrifices and the loss you have suffered can never find compensation; however, the crusade you have undertaken and the victory you have achieved shall assure justice and compassion for the future.

This honorable body joins with Representative Jon Ackerson in recognizing your steadfast work and salutes you. We extend to you our very best wishes for continued success in future endeavors.

Representative Ridley moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 315, by Representative Ridley: A RESOLUTION honoring the life and memory of R. L. Burton.

Representative Ridley moved the adoption of the following **HR 315**:

HR 315, A RESOLUTION honoring the life and memory of R. L. Burton.

WHEREAS, on Tuesday, March 6, 1990, Western Kentucky, the Commonwealth and advocates of honorable public service everywhere lost a good and true friend with the departure of R. L. Burton from these earthly bounds; and

WHEREAS, R. L. Burton honorably served as the mayor of the city of Wheatcroft; and

WHEREAS, although he is no longer with us, his presence will always be felt; and

WHEREAS, his concern for his constituents and for the welfare of the Commonwealth he loved will be a lasting and shining tribute to his memory and a model for those who follow after R. L. Burton in public service; and

WHEREAS, R. L. Burton has left behind a state which is better for having his leadership, colleagues who are better leaders for having his example, friends who are better for having his fellowship and support in the good and bad times and a family whose love and encouragement made him the man we all admired and whom we all will miss greatly;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this august body honor the life and memory of R. L. Burton for his accomplishments and for providing a shining example of conscientious service to his constituents.

Section 2. That this prestigious body extends to the family of R. L. Burton its most heartfelt sympathy and wishes for them God's blessings of grace and comfort at this time of loss.

Section 3. That when the House of Representatives adjourns this April 13, 1990 it does so in honor and loving memory of R. L. Burton.

Section 4. That the Clerk of the House forward a copy of this Resolution to Mrs. Ima Doris Burton, Box 32, Wheatcroft, Kentucky 42463, wife of R. L. Burton, a copy to Wayne Burton, 2419 Reigh Court Drive, Owensboro, Kentucky 42301, Donnie Burton, Box 61, Wheatcroft, Kentucky 42463 and Mack Burton, Route 1, Clay, Kentucky 42404, sons of R. L. Burton, and Mrs. Debra Meadows, 313 Elm Street, Clay, Kentucky 42404, daughter of R. L. Burton and a copy to Representative Dorsey Ridley.

HR 315 was adopted by voice vote.

Representative Barrows moved the adoption of the following **HR 312**:

HR 312, A RESOLUTION supporting Congressional initiatives to return the authority to regulate cable television to states and localities.

WHEREAS, the Cable Communication Act of 1984 stripped states and municipalities of any meaningful control over cable television providers; and

WHEREAS, cable companies enjoy service monopolies in most parts of Kentucky, a result of earlier franchise arrangements; and

WHEREAS, many cable operators have misused their freedoms under the 1984 Act to impose needless rate increases, to arbitrarily change program offerings, and to reduce the quality of service to their captive customers; and

WHEREAS, the power of cable operators to control the information sent to viewers is easily abused and must be subjected to meaningful public control; and

WHEREAS, public outcry over excessive rate increases and other abuses of monopoly power by the cable industry has led the Congress to reconsider its 1984 deregulation of the industry; and

WHEREAS, committees in both the House of Representatives and the Senate are working on bills to restore some state and local control of the industry;

NOW, THEREFORE,

Be it resolved by the House of Representative of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Kentucky House of Representatives supports the efforts by the House Energy and Commerce Committee and the Senate Commerce, Science and Transportation Committee to fashion fair and effective legislation to restore some state and local control over the cable television industry.

Section 2. That the House of Representatives urges the members of Kentucky's Congressional delegation to support revisions of the Cable Communications Act of 1984 which will restore regulatory authority to the states and localities.

Section 3. That a copy of this resolution shall be send to each member of Kentucky's Congressional delegation and to the chairs of the House Telecommunication and Finance Subcommittee, the House Energy and Commerce Committee, the Senate Communications Subcommittee and the Senate Commerce, Science and Transportation Committee.

HR 312 was adopted by voice vote.

Representative Moberly moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 322, by Representative Moberly: A RESOLUTION honoring and commending the 1987-1988 Madison Central High School soil judging team.

Representative Moberly moved the adoption of the following **HR 322**:

HR 322, A RESOLUTION honoring and commending the 1987-1988 Madison Central High School soil judging team.

WHEREAS, the Madison Central High School 1987-1988 soil judging team brought great honor to both Madison County and to the Commonwealth by winning the 1987 State Land Judging Contest and the 1988 National Land Judging Contest; and

WHEREAS, the members of the 1987-1988 Madison Central High School soil judging team, who were

Ray Renfro, Jimmy Shockley, Patty Taulbee, Dwane White, and Chris Dause, worked long and hard to perfect their soil judging skills; and

WHEREAS, this team was skillfully coached by Mr. Billy Glenn Turpin and Mr. Charles Metcalf; and

WHEREAS, Madison Central High School soil judging teams have brought to the Commonwealth new awareness of the importance of soil conservation; and

WHEREAS, it is particularly fitting that this body honor Madison Central High School for a tradition of producing land judging champions at this particular time as we approach the twentieth anniversary of Earth Day;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this honorable body do honor and commend the 1987-1988 Madison Central High School soil judging team.

Section 2. That when the House of Representatives does adjourn this day, April 13, 1990, it does so in honor of Madison Central High School's winning soil judging team.

Section 3. That the Clerk of the House is directed to transmit a copy of this resolution to Madison Central High School, to each member of the 1987-1988 soil judging team, and to Mr. Turpin and Mr. Metcalf.

HR 322 was adopted by voice vote.

Representative Blevins moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 314, by Representatives Blevins, Barrows and L. Clark: A RESOLUTION adjourning the House of Representatives in honor of Paul McCartney on the occasion of his celebrated and long-awaited World Tour.

Representative Blevins moved the adoption of the following **HR 314**:

HR 314, A RESOLUTION adjourning the House of Representatives in honor of Paul McCartney on the occasion of his celebrated and long-awaited World Tour.

WHEREAS, some thirty fabulous years have passed since Paul McCartney began his incomparable musical career as a teenager in Liverpool, England with The Beatles, the legendary group which ushered in rock music's second generation and stands even today as the biggest phenomenon ever to emerge from the world of modern music; and

WHEREAS, Paul McCartney, in collaboration with John Lennon, demonstrated his prodigious songwriting genius which, coupled with the performing acumen of the Fab Four as a whole, took the American music-loving public by storm, favoring us with some sixty-two hit singles during the 1960's including twenty-nine in 1964 alone, and rocketing an unparalleled twenty waxen classics to the top of the American record charts during that decade; and

WHEREAS, following dissolution of The Beatles, Paul McCartney's individual artistic creativity has blossomed and flourished both as a solo performer and as the founder of Wings, a band of rare complementary talent, to give forth more than thirty hit singles and fifteen hit albums over the past twenty years, delighting new afficianados and old fans alike; and

WHEREAS, Paul McCartney's lifetime of achievement in the music industry was recently formally recognized by perhaps the toughest of critics, his colleagues and competitors in the business; and

WHEREAS, while Paul McCartney has achieved great success as a musical artist, he has also tirelessly and selflessly contributed his time and talents to demonstrate his heartfelt and unflagging concern for peace, the environment, animal and human rights and the alleviation of hunger around the world, and by his example has spurred others to action; and

WHEREAS, in Lexington, Kentucky on April 9, 1990, Paul McCartney and his newly-formed band of some of Britain's finest musicians, guided a capacity Rupp Arena audience of all ages through the mists of time down the long and winding road that is his music, as part of his first world concert tour in thirteen years; and

WHEREAS, maybe we're amazed that our not being in legislative session during Paul McCartney's visit to our Commonwealth prevented us from extending to him and his band the warm Kentucky hospitality they so richly deserved;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives proudly extends its best wishes for a successful world concert tour to Paul McCartney and hopes he can soon return to our Commonwealth to enjoy the warm hospitality he so richly deserves.

Section 2. That this honorable body hails Paul McCartney for his commitment, and dedication to excellence in the field of music and entertainment and for his devotion to his countless fans.

Section 3. That the House commends Paul McCartney for his immeasurable benevolent and caring contributions to many charitable and worthy causes to benefit those in need around the world.

Section 4. That when the House of Representatives of the General Assembly of the Commonwealth of Kentucky does adjourn this day, Friday, April 13, 1990, it does so in honor of Paul McCartney.

Section 5. That the Clerk of the House is directed to transmit a copy of this resolution to Paul McCartney through legislative staff on the evening of July 20, 1990, in Cleveland, Ohio, and to further transmit a copy of this resolution to Richard Ogden, in care of MPL Communications, Ltd., 1 Soho Square, London, England W1.

HR 314 was adopted by voice vote.

Representative Curtsinger moved the adoption of the following **HR 311**:

HR 311, A RESOLUTION honoring outstanding senior, University of Kentucky Wildcat, Derrick Miller.

WHEREAS, Derrick Miller set a new SEC record for three pointers in a season, making 99 and attempting 289; and

WHEREAS, Derrick Miller's record number of points at Rupp Arena was 40 against Vanderbilt; and

WHEREAS, Derrick Miller ranks in the top 10 nationally in three-pointers made per game, averaging 3.5; and

WHEREAS, Derrick Miller finished his career with 1,156 points, placing him 27th on the University of Kentucky all time scoring list; and

WHEREAS, Derrick Miller exploded for the best game of his career, coming off the bench against California in the Great Alaskan Shootout, for 36 points, one point short of the all-time shootout scoring record; and

WHEREAS, Derrick Miller was the bright spot in Kentucky's loss to Louisville, scoring 34 points; and

WHEREAS, Derrick Miller led the cats with 30 points and 8 rebounds against Florida in Gainesville;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives salutes Derrick Miller, an outstanding University of Kentucky athlete.

Section 2. That the Clerk of the House transmit a copy of this resolution to Derrick Miller, Wildcat Lodge, University of Kentucky.

HR 311 was adopted by voice vote.

Representative Curtsinger moved that a call of the roll be taken to show co-sponsors of **HR 311**.

On the roll call the vote was yeas 78—Ackerson, Adkins, Allen, Altman, Ark, Arnold, Ballard, Blandford, Blevins, Bronger, Brown, Butler, Callahan, Casebier, Castleman, L. Clark, P. Clark, Clarke, Crupper, Curd, Curtsinger, Cyrus, Deskins, Farrow, Ford, Freibert, Gedling, Geveden, Gregory, J. Harper, K. Harper, Hatcher, Heleringer, Hourigan, Jensen, A. Jones, T. Jones, Keith, Kerr, Layman, Lear, Lefevers, LeMaster, Lewis, Lile, Little, Long, Lyne, Mack, Maggard, Mason, Moberly, Mullinix, Napier, Nelson, Noe, Noland, Northup, O'Brien, Overstreet, Preston, Priddy, Pritchett, Rapier, Reinhardt, Richards, B. Richardson, P. Richardson, Ridley, Siler, Stokes, Stumbo, Todd, Turner, Ward, White, Yates, Zimmerman.

Representative Casebier moved that the rules be suspended to introduce and act upon Resolutions. Agreed.

HR 318, by Representatives Lile and Casebier: A RESOLUTION honoring Dwight David Eisenhower Elementary School on its 20th anniversary.

Representative Casebier moved the adoption of the following **HR 318**:

HR 318, A RESOLUTION honoring the Dwight David Eisenhower Elementary School on its 20th anniversary.

WHEREAS, twenty years ago an elementary school was built in Southwest Jefferson County and named after General and President Dwight David Eisenhower; and

WHEREAS, since that time the school has grown to 525 students and 30 dedicated teachers; and

WHEREAS, the Dwight David Eisenhower Elementary School has received many awards over the years for its art, young authors, science fair and state fair programs; and

WHEREAS, in 1985 the Flag of Progress and in 1985, 1986 and 1987 the Flag of Excellence Awards were bestowed upon the school by the State Department of Education; and

WHEREAS, the Dwight David Eisenhower Parent-Teachers' Association was recognized as the state's best in 1985;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this august body do hereby honor and congratulate the Dwight David Eisenhower Elementary School staff, students, and parent organizations for their exemplary achievements over the past two decades.

Section 2. That the Clerk of the House is directed to transmit a copy of this resolution to Albert John Giancola, Principal of Dwight David Eisenhower Elementary School, 5300 Jessamine Lane, Louisville, Kentucky 40258.

HR 318 was adopted by voice vote.

HR 320, by Representative Casebier: A RESOLUTION honoring Valley View Baptist Church upon their 50th anniversary.

Representative Casebier moved the adoption of the following **HR 320**:

HR 320, A RESOLUTION honoring Valley View Baptist Church upon their 50th anniversary.

WHEREAS, Valley View Baptist Church has been serving its community for 50 years; and

WHEREAS, the community is extremely fortunate to have such an outstanding church as Valley View Baptist Church; and

WHEREAS, over its fifty years Valley View Baptist Church has contributed spiritually and socially to the well-being of its community; and

WHEREAS, this important service will continue into the next fifty years under the guidance of the Lord and Reverend Tony Trunnel;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the House of Representatives honors the Reverend Tony Trunnel and the members of the congregation upon the 50th anniversary of the Valley View Baptist Church.

Section 2. That a copy of this resolution be transmitted to Reverend Tony Trunnel, Valley View Baptist Church, 8911 3rd Street Road, Louisville, Kentucky 40272.

HR 320 was adopted by voice vote.

HR 321, by Representative Casebier: A RESOLUTION honoring Holly Everett upon winning the presidency of the Student Government Association at the University of Louisville.

Representative Casebier moved the adoption of the following **HR 321**:

HR 321, A RESOLUTION honoring Holly Everett upon winning the presidency of the Student Government Association at the University of Louisville.

WHEREAS, the students at the University of Louisville have elected Holly Everett the 1990-91 president of the Student Government Association; and

WHEREAS, Holly Everett's strong knowledge on realistic issues facing the student today were clear throughout her effective campaign; and

WHEREAS, Holly Everett's strong character exemplifies the best qualities of young adulthood and her parents, Richard and Jay Everett are to be commended, too;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth ***of Kentucky.***

Section 1. That the House of Representatives hails Holly Everett on her winning the presidency of the Student Government Association at the University of Louisville.

Section 2. That a copy of this resolution be transmitted to Holly Everett at the Student Government Association, University of Louisville.

HR 321 was adopted by voice vote.

Representative Moberly moved that the rules be suspended to introduce and act upon a Resolution. Agreed.

HR 324, by Representative Moberly: A RESOLUTION honoring the Madison Central High School Band.

Representative Moberly moved the adoption of the following **HR 324**:

HR 324, A RESOLUTION honoring the Madison Central High School Band.

WHEREAS, music and the arts are an essential aspect of educating the youth of our great Commonwealth; and

WHEREAS, the Kentucky Music Education Association has worked diligently over the years to encourage and support music education in our public schools; and

WHEREAS, Madison Central High School has a marching band second to none and won the state AA marching band contest sponsored by the Kentucky Music Education Association for this school year; and

WHEREAS, Band Director C. David Epperson and his 84 talented and dedicated students labored long and hard to win the state championship;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the members of this august body do herald and congratulate the accomplishments of the Madison Central High School marching band.

Section 2. That when the House adjourns *sine die* this Friday the 13th of April 1990, it does so in honor of C. David Epperson and his loyal students and commends their excellence to school music programs throughout the Commonwealth.

Section 3. That the Clerk of the House is directed to transmit a copy of this resolution to C. David Epperson, Band Director, Madison Central High School.

HR 324 was adopted by voice vote.

Representative Adkins moved the rules be suspended for the purpose of recording a vote. Agreed.

Representative Adkins moved that his vote be changed from "yea" to "nay" on **HB 115**. Agreed.

Representative Preston moved that the rules be suspended to act upon a Resolution. Agreed.

Representative Preston moved the adoption of the following **HR 308**:

HR 308, A RESOLUTION honoring the Paintsville Independent School System and recognizing its centennial anniversary.

WHEREAS, the Paintsville Independent School System was created in the fall of 1889 by combining the "Democrat" and "Republican" Schools in order to eliminate the emotions and attitudes which had remained in Johnson County after the Civil War; and

WHEREAS, since its creation the Paintsville Independent Schools have provided their students and community with educational, cultural and social opportunities not usually found in the Appalachia area; and

WHEREAS, the Paintsville Independent Schools, teachers and their students, throughout the years, have been the recipients of many academic, cultural and athletic awards, including the Kentucky Flag of Progress and Flag of Excellence Awards, membership in the Southern Association of Colleges and Secondary Schools since 1927, National Merit Finalists, championship teams in football, baseball, basketball, tennis, track, debate, cross-country track, cheerleading, golf, volleyball, speech and drama, band, art and chorus, and National Science Foundation Awards; and

WHEREAS, the faculty and students of the Paintsville Independent Schools have also established a tradition of excellence in education by having an average drop-out rate of less than one percent (1%), sending more than eighty-percent of their graduates annually on to higher education, each graduating class averaging approximately one-half million dollars in academic or athletic scholarships, by consistently placing in the "Top Ten", since state-wide school test rankings have been published, and having more than 72% of all faculty members holding a master's degree or higher; and

WHEREAS, the parents and community of the Paintsville Independent Schools have provided strong support throughout the years by active service in booster organizations, volunteer tutoring programs, parent/teacher organizations and financial support through additional voted school tax levies, which is currently among the highest in the state, charitable contributions and other fund raising activities;

NOW, THEREFORE,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky:

Section 1. That the Paintsville Independent Schools, their faculty, students and alumni be commended and honored for their many achievements and service to their school, community, state and country, and congratulated on the centennial anniversary of the founding of their school system; and

Section 2. Declare May 12, 1990, as a day of honor for the Paintsville Independent Schools throughout the Commonwealth; and

Section 3. Direct that copies of this resolution be forwarded to the superintendent of the Paintsville Independent Schools, the principal of each school within the district and all news agencies within the area; and

Section 4. Lastly, honor this outstanding educational institution by quoting from the school's alma mater, "Forward ever is the watchword, conquer and prevail, Hail to thee Paintsville High School, Paintsville High all Hail!"

HR 308 was adopted by voice vote.

Representative Stumbo moved that the rules be suspended to act upon a Resolution. Agreed.

Representative Stumbo moved the adoption of the following **SCR 195**:

SCR 195, A CONCURRENT RESOLUTION to adjourn the 1990 Regular Session of the General Assembly sine die.

Be it resolved by the Senate of the General Assembly of the Commonwealth of Kentucky, the House of Representatives concurring therein:

Section 1. That when the Senate and the House of Representatives adjourn on Friday, April 13, 1990, they do adjourn sine die.

SCR 195 was adopted by voice vote.

Representative Stumbo moved that the rules be suspended for adjournment plans. Agreed.

Representative Stumbo moved that when the House adjourns, it do so by voice vote. Agreed.

Representative Stumbo moved that no further business be conducted on this day except for the signing and enrolling of bills, and motions to approve the Journal. Agreed.

Recess

Representative Stumbo moved that the House recess for 15 minutes. Agreed.

At the appointed hour, the Speaker resumed the Chair and called the House to order.

Report on Enrolled Bills

The Committee on Enrollment reported **HB 529**, **HCR 297** and **HJR 298** had been examined and found correctly enrolled. Said Bill and Resolutions read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 1:42 p.m.)

HB 529, **HCR 297** and **HJR 298** delivered to the Senate, signed by the President. Ordered delivered to the Governor.

The Committee on Enrollment reported **HB 159**, **HB 307**, **HB 314**, **HB 778**, **HB 799**, **HB 839** and **HB 855** had been examined and found correctly enrolled. Said Bills read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 1:42 p.m.)

HB 159, **HB 307**, **HB 314**, **HB 778**, **HB 799**, **HB 839** and **HB 855** delivered to the Senate, signed by the President. Ordered delivered to the Secretary of State.

The Committee on Enrollment reported **SB 46**, **SB 86**, **SB 269**, **SB 319**, **SB 334**, **SB 396** and **SB 176** had been examined and found correctly enrolled. Said Bills read at length, compared and signed in open session by the Speaker. Ordered delivered to the Senate. (Time - 1:50 p.m.)

Representative Stumbo moved that the reading of the Journal of April 13, 1990 be dispensed with and the same approved. Agreed.

Representative Stumbo moved that the Journal of the House of Representatives for the 1990 Session be approved. Agreed.

The Journal of the House of Representatives was read, compared and approved.

Adjournment

Representative Priddy moved that the House adjourn sine die.

The motion that the House adjourn sine die was adopted by voice vote.

The House adjourned *sine die.*

APPENDIX

ROLL CALLS

HB 2 (Jan 12) Yeas 80-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington. Nays 0.

HB 3 (Mar 16) Yeas 93-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 4 (Jan 12) Yeas 87-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White. Nays 0.

HB 5 (Mar 22) Yeas 86-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, T. Jensen, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 2-D. Hourigan, R. Noe.

HB 6 (Jan 9) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 7 (Jan 11) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J.

Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, C. White, P. Worthington, J. Yates. Nays 2-B. Heleringer, M. Ward.

HB 8 (Jan 9) Yeas 74-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Kerr, R. Layman, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, R. Noe, A. Northup, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, R. Smith, S. Stokes, G. Stumbo, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 22-W. Allen, M. Farrow, D. Ford, T. Jones, S. Keith, J. LeMaster, P. Lefevers, B. Lile, J. Maggard, H. Moberly, C. Nelson, C. Nett, C. Noland, M. O'Brien, R. Preston, B. Richardson, C. Siler, B. Smith, W. Strong, T. Todd, R. Turner, C. White.

HB 9 (Jan 10) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-W. Allen, M. O'Brien, J. Richards, B. Smith, W. Strong.

HB 10 (Feb 22) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 10 (Mar 19) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 12 (Jan 12) Yeas 80-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White. Nays 8-J. Clarke, T. Curtsinger, P. Freibert, B. Heleringer, B. Lear, A. Northup, S. Stokes, L. Walker.

HB 12 (Mar 16) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 13 (Feb 7) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-H. Hancock.

HB 13 (Mar 27) Yeas 90-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 14 (Feb 14) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 7-T. Burch, H. Hancock, T. Jones, C. Little, R. Noe, B. Richardson, G. Stumbo.

HB 14 (Mar 28) Yeas 68-R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, T. Riner, M. Sheehan, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 26-J. Ackerson, W. Allen, R. Altman, L. Casebier, T. Curtsinger, D. Ford, P. Freibert, J. Harper, B. Heleringer, S. Keith, R. Layman, B. Lile, P. Mason, R. Mullinix, L. Napier, C. Noland, A. Northup, R. Preston, J. Reinhardt, C. Siler, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 15 (Mar 15) Yeas 71-R. Adkins, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, D. Hourigan, L. Johnson, A. Jones, T. Kerr, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone,

M. Sheehan, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 23-J. Ackerson, W. Allen, R. Altman, D. Ford, P. Freibert, B. Heleringer, C. Jackson, T. Jensen, S. Keith, R. Layman, P. Lefevers, B. Lile, R. Mullinix, L. Napier, C. Noland, A. Northup, C. Siler, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 15 (Mar 27) Yeas 67-R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, T. Burch, D. Butler, J. Callahan, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 22-J. Ackerson, W. Allen, R. Altman, L. Casebier, T. Curtsinger, D. Ford, P. Freibert, B. Heleringer, T. Jensen, S. Keith, R. Layman, P. Lefevers, B. Lile, L. Napier, C. Noland, A. Northup, J. Reinhardt, C. Siler, W. Strong, T. Todd, R. Turner, L. Walker.

HB 16 (Feb 5) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-H. Hancock.

HB 18 (Jan 10) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 19 (Mar 19) Yeas 48-J. Ackerson, B. Ark, J. Barrows, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, P. Clark, J. Clarke, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, M. Long, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nett, R. Noe, A. Northup, D. Priddy, A. Pritchett, J. Richards, B. Richardson, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, L. Walker, M. Ward, J. Yates. Nays 38-R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, R. Bentley, J. Bruce, L. Casebier, L. Clark, G. Cline, C. Crupper, T. Curtsinger, M. Farrow, D. Ford, D. Gedling, J. Harper, B. Heleringer, D. Hourigan, T. Jensen, R. Layman, P. Lefevers, R. Lewis, B. Lile, J. Lyne, J. Maggard, P. Mason, R. Morris, L. Napier, C. Noland, M. O'Brien, R. Preston, J. Reinhardt, D. Ridley, T. Riner, G. Stumbo, T. Todd, R. Turner, J. Zimmerman.

HB 20 (Jan 16) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 21 (Jan 12) Yeas 77-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert,

D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington. Nays 0.

HB 23 (Mar 1) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 30 (Feb 22) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 30 (Mar 27) Yeas 94-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 31 (Jan 22) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 32 (Feb 23) Yeas 76-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, J. Barrows, R. Bentley, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, S. Stokes, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 16-E. Ballard, D. Blandford, G. Cline, D. Ford, T. Jensen, P. Lefevers, R. Lewis, C. Little, R. Mullinix, C. Noland, M. O'Brien, A. Pritchett, J. Richards, B. Smith, W. Strong, T. Todd.

HB 32 (Mar 27) Yeas 54-R. Adkins, B. Ark, A. Arnold, W. Blevins, M. Brown, T. Burch, D. Butler, J. Callahan, L. Clark, P. Clark, J. Clarke, F. Curd, R. Cyrus, H. Deskins, D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, M. Long, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Mullinix, L. Napier, R. Preston, D. Priddy, A. Pritchett, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 35-J. Ackerson, R. Altman, E. Ballard, J. Barrows, R. Bentley, D. Blandford, J. Bronger, J. Bruce, L. Casebier, D. Castleman, G. Cline, C. Crupper, T. Curtsinger, B. Donnermeyer, D. Ford, L. Gray, B. Heleringer, C. Jackson, T. Jensen, R. Layman, P. Lefevers, B. Lile, B. McBee, R. Morris, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, K. Rapier, W. Strong, G. Stumbo, T. Todd, J. Zimmerman.

HB 33 (Feb 13) Yeas 76-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 15-W. Allen, J. Bruce, F. Curd, M. Farrow, D. Ford, K. Harper, T. Jensen, P. Lefevers, L. Napier, C. Noland, R. Overstreet, D. Priddy, C. Siler, W. Strong, T. Todd.

HB 34 (Feb 22) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 36 (Feb 22) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 36 (Mar 28) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 38 (Mar 1) Yeas 88-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, L. Mack, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo,

R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 9-W. Allen, H. Deskins, T. Kerr, C. Little, J. Lyne, B. McBee, R. Mullinix, R. Overstreet, T. Todd.

HB 38 (Mar 29) Yeas 81-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 7-W. Allen, H. Deskins, S. Keith, R. Mullinix, R. Overstreet, R. Turner, J. Yates.

HB 39 (Feb 15) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-T. Burch, J. Clarke.

HB 40 (Feb 21) Yeas 94-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-T. Jones.

HB 40 (Mar 29) Yeas 78-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, R. Smith, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 7-W. Allen, J. Barrows, B. Heleringer, J. LeMaster, R. Mullinix, B. Smith, R. Turner.

HB 43 (Feb 7) Yeas 71-J. Ackerson, R. Altman, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, F. Curd, T. Curtsinger, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 26-R. Adkins, W. Allen, B. Ark, E. Ballard, J. Clarke, G. Cline, C. Crupper, R. Cyrus, D. Hourigan, C. Jackson, T. Jones, R. Layman, J. LeMaster, B. Lear, C. Little, L. Mack, J. Maggard, P. Mason, L. Napier, R. Overstreet, R. Preston, A. Pritchett, B. Richardson, E. Scorsone, W. Strong, R. Turner.

HB 43 (Mar 22) Yeas 87-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr,

P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 9-W. Allen, R. Altman, J. Clarke, R. Layman, J. LeMaster, B. Lear, L. Napier, R. Preston, E. Scorsone.

HB 46 (Feb 14) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-D. Hourigan.

HB 46 (Mar 12) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 3-S. Keith, C. Little, R. Smith.

HB 47 (Feb 7) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, P. Worthington, J. Yates, J. Zimmerman. Nays 1-C. White.

HB 48 (Jan 26) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 51 (Mar 13) Yeas 87-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 5-J. Barrows, H. Hancock, M. Long, C. Nett, S. Stokes.

HB 52 (Jan 16) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 53 (Feb 15) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 57 (Jan 24) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 59 (Feb 20) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 59 (Mar 9) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 60 (Feb 1) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix,

L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-P. Clark, C. Nett, B. Smith, R. Turner.

HB 60 (Feb 14) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 62 (Feb 6) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 64 (Mar 19) Yeas 74-R. Adkins, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 14-J. Ackerson, W. Allen, R. Altman, D. Ford, P. Freibert, B. Heleringer, S. Keith, B. Lile, R. Mullinix, L. Napier, S. Stokes, T. Todd, R. Turner, L. Walker.

HB 65 (Feb 13) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-L. Clark, P. Clark, J. Clarke, H. Hancock.

HB 65 (Mar 29) Yeas 86-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 10-W. Allen, J. Bruce, L. Casebier, H. Deskins, M. Farrow, D. Gedling, H. Hancock, R. Morris, R. Mullinix, R. Overstreet.

HB 66 (Jan 11) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J.

Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

HB 67 (Feb 21) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 68 (Jan 26) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 70 (Feb 16) Yeas 86-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 2-D. Ridley, W. Strong.

HB 73 (Feb 14) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Stokes.

HB 73 (Mar 7) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D.

Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

HB 75 (Mar 20) Yeas 86-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-D. Gedling.

HB 75 (Mar 29) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 76 (Jan 25) Yeas 75-J. Ackerson, R. Adkins, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, G. Cline, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, S. Stokes, W. Strong, G. Stumbo, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 20-W. Allen, R. Altman, B. Ark, R. Bentley, D. Castleman, C. Crupper, F. Curd, D. Ford, T. Jensen, S. Keith, T. Kerr, C. Little, P. Mason, L. Napier, R. Preston, A. Pritchett, B. Richardson, B. Smith, T. Todd, R. Turner.

HB 76 (Feb 16) Yeas 77-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 9-W. Allen, F. Curd, D. Ford, S. Keith, T. Kerr, C. Little, P. Mason, R. Preston, T. Todd.

HB 80 (Mar 19) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 80 (Mar 28) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee,

S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 81 (Jan 22) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 82 (Feb 16) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-B. Ark, L. Casebier.

HB 83 (Feb 8) Yeas 97-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 84 (Feb 14) Yeas 79-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, R. Smith, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 16-W. Allen, J. Barrows, R. Bentley, G. Cline, K. Harper, B. Heleringer, D. Hourigan, T. Jensen, S. Keith, R. Mullinix, L. Napier, J. Reinhardt, J. Richards, C. Siler, B. Smith, R. Turner.

HB 87 (Jan 18) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston; D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 88 (Jan 23) Yeas 89-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-J. Barrows, T. Jones, S. Keith.

HB 88 (Mar 6) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-J. Barrows, T. Jones, S. Keith.

HB 89 (Jan 10) Yeas 81-J. Ackerson, R. Adkins, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, M. Farrow, D. Ford, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nett, R. Noe, A. Northup, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 11-W. Allen, B. Ark, J. Barrows, T. Curtsinger, P. Freibert, B. Heleringer, T. Jensen, S. Keith, B. Lear, M. O'Brien, S. Stokes.

HB 91 (Feb 1) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 92 (Jan 5) Yeas 84-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 93 (Jan 12) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson,

D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington. Nays 0.

HB 96 (Jan 22) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 97 (Feb 5) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, hup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-J. Callahan, T. Kerr, B. Lear, M. Sheehan.

HB 98 (Jan 16) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-P. Hatcher.

HB 99 (Mar 2) Yeas 94-J. Ackerson, R. Adkins, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-W. Allen, B. Ark.

HB 100 (Mar 5) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-J. Barrows.

HB 101 (Feb 1) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus,

H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 102 (Mar 5) Yeas 94-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 102 (Mar 19) Yeas 84-J. Ackerson, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-R. Adkins, C. Jackson, C. Siler.

HB 103 (Jan 16) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 107 (Feb 7) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 108 (Feb 20) Yeas 96-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 112 (Jan 25) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 112 (Mar 19) Yeas 88-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 113 (Jan 31) Yeas 69-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Morris, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 29-W. Allen, E. Ballard, J. Callahan, D. Castleman, P. Clark, B. Donnermeyer, D. Ford, D. Gedling, J. Harper, K. Harper, B. Heleringer, L. Johnson, T. Kerr, R. Lewis, J. Lyne, B. McBee, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, K. Rapier, J. Reinhardt, M. Sheehan, C. Siler, W. Strong, R. Turner, L. Walker, J. Yates.

HB 113 (Mar 13) Yeas 67-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, L. Clark, J. Clarke, G. Cline, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, C. Jackson, A. Jones, T. Jones, S. Keith, R. Layman, J. LeMaster, P. Lefevers, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, S. Stokes, T. Todd, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 23-E. Ballard, J. Bruce, J. Callahan, D. Castleman, C. Crupper, F. Curd, B. Donnermeyer, D. Ford, J. Harper, K. Harper, B. Heleringer, D. Hourigan, L. Johnson, T. Kerr, R. Mullinix, L. Napier, C. Nett, C. Noland, J. Reinhardt, M. Sheehan, C. Siler, R. Turner, L. Walker.

HB 115 (Mar 8) Yeas 74-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, B. Smith, R. Smith, W. Strong, G. Stumbo, R. Turner, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 15-W. Allen, J. Barrows, G. Cline, C. Crupper, B. Gregory, T. Jensen, S. Keith, T. Kerr, L. Mack, P. Mason, R. Noe, C. Noland, S. Stokes, T. Todd, L. Walker.

HB 115 (Mar 30) Yeas 42-R. Adkins, B. Ark, R. Bentley, D. Blandford, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, C. Crupper, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, H. Hancock, P. Hatcher, D. Hourigan, C. Jackson, R. Lewis, M. Long, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, B. Richardson, P. Richardson, G. Stumbo, M. Ward, C. White, P. Worthington. Nays 20-W. Allen, R. Altman, A. Arnold, E. Ballard, T. Curtsinger, D. Ford, T. Jensen, T. Jones, S. Keith, T. Kerr, J. Lyne, R. Mullinix, L. Napier, C. Noland, J. Richards, T. Riner, B. Smith, T. Todd, R. Turner, L. Walker.

HB 118 (Mar 2) Yeas 92-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 122 (Mar 12) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 123 (Mar 7) Yeas 91-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-C. Crupper, P. Hatcher.

HB 126 (Mar 16) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 3-R. Overstreet, E. Scorsone, S. Stokes.

HB 128 (Feb 16) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 132 (Mar 23) Yeas 67-R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, K. Harper, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, A. Northup, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, B. Richardson, P. Richardson, D. Ridley, T. Riner, B. Smith, G. Stumbo, M. Ward,

C. White, J. Yates, J. Zimmerman. Nays 16-J. Ackerson, R. Adkins, W. Allen, D. Ford, T. Jensen, S. Keith, P. Lefevers, M. Long, P. Mason, R. Noe, C. Noland, M. O'Brien, C. Siler, W. Strong, T. Todd, R. Turner.

HB 134 (Feb 9) Yeas 96-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 136 (Feb 5) Yeas 86-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 10-W. Allen, K. Harper, T. Jensen, S. Keith, L. Mack, P. Mason, J. Reinhardt, B. Richardson, R. Smith, L. Walker.

HB 137 (Jan 22) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 142 (Feb 21) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-P. Mason.

HB 145 (Jan 16) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 145 (Feb 27) Yeas 94-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins,

B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 146 (Mar 19) Yeas 58-R. Adkins, R. Altman, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, D. Hourigan, C. Jackson, A. Jones, T. Jones, S. Keith, T. Kerr, P. Lefevers, R. Lewis, C. Little, J. Lyne, J. Maggard, P. Mason, B. McBee, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 32-J. Ackerson, W. Allen, B. Ark, E. Ballard, L. Casebier, J. Clarke, C. Crupper, F. Curd, M. Farrow, P. Freibert, J. Harper, K. Harper, B. Heleringer, T. Jensen, L. Johnson, R. Layman, J. LeMaster, B. Lear, B. Lile, M. Long, L. Mack, H. Moberly, A. Northup, M. O'Brien, R. Preston, J. Reinhardt, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, R. Turner, L. Walker.

HB 147 (Jan 16) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 148 (Feb 2) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 149 (Jan 16) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 150 (Jan 16) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 151 (Jan 17) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 152 (Jan 17) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 155 (Jan 9) Yeas 85-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 11-J. Barrows, B. Donnermeyer, M. Farrow, K. Harper, T. Jones, T. Kerr, R. Layman, M. Long, B. McBee, H. Moberly, J. Zimmerman.

HB 157 (Mar 15) Yeas 82-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, P. Hatcher, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, W. Strong, G. Stumbo, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-W. Allen, M. Farrow, S. Keith, L. Napier, R. Turner.

HB 158 (Feb 22) Yeas 85-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 11-W. Allen, D. Castleman, G. Cline, C. Crupper, F. Curd, R. Layman, J. LeMaster, R. Lewis, R. Mullinix, R. Preston, C. Siler.

HB 158 (Mar 28) Yeas 74-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, T. Jones, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D.

Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, M. Ward, J. Yates. Nays 13-W. Allen, J. Bruce, G. Cline, T. Jensen, S. Keith, R. Layman, R. Mullinix, R. Overstreet, C. Siler, T. Todd, L. Walker, C. White, J. Zimmerman.

HB 159 (Jan 11) Yeas 88-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates. Nays 4-P. Freibert, H. Hancock, S. Keith, J. Maggard.

HB 159 (Mar 29) Yeas 86-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-P. Freibert.

HB 159 (Apr 12) Yeas 66-R. Adkins, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, E. Scorsone, C. Siler, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 23-J. Ackerson, W. Allen, R. Altman, L. Casebier, C. Crupper, F. Curd, T. Curtsinger, M. Farrow, P. Freibert, K. Harper, T. Jensen, B. Lile, R. Mullinix, R. Overstreet, R. Preston, D. Ridley, T. Riner, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 164 (Mar 6) Yeas 85-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 10-R. Altman, E. Ballard, J. Bruce, D. Ford, H. Hancock, S. Keith, R. Morris, R. Mullinix, L. Napier, C. Siler.

HB 165 (Mar 12) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 167 (Jan 25) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones,

T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-H. Hancock.

HB 168 (Mar 19) Yeas 84-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, B. McBee, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 3-M. Long, P. Mason, T. Todd.

HB 172 (Jan 22) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 173 (Feb 26) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 175 (Jan 23) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 180 (Jan 24) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 6-R. Layman, B. McBee, L. Napier, R. Preston, J. Reinhardt, P. Worthington.

HB 182 (Mar 22) Yeas 17-J. Ackerson, J. Callahan, P. Clark, R. Cyrus, B. Donnermeyer, H. Hancock, C. Jackson, T. Jensen, T. Kerr, B. Lear, B. McBee, J. Richards, B. Smith, T. Todd, L. Walker, M. Ward, J. Yates. Nays 68-R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, T. Burch, L. Casebier, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, A. Jones, T. Jones, S. Keith, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, R. Noe, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, R. Smith, W. Strong, G. Stumbo, R. Turner, C. White, P. Worthington, J. Zimmerman.

HB 184 (Mar 19) Yeas 84-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 187 (Jan 17) Yeas 91-J. Ackerson, R. Adkins, W. Allen, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-R. Altman, B. Ark, C. Little, L. Napier.

HB 188 (Mar 9) Yeas 90-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HB 188 (Mar 29) Yeas 81-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, B. Smith, R. Smith, W. Strong, G. Stumbo, R. Turner, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 12-J. Ackerson, W. Allen, D. Castleman, G. Cline, C. Crupper, P. Freibert, B. Lear, K. Rapier, S. Stokes, T. Todd, L. Walker, P. Worthington.

HB 189 (Mar 8) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R.

Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 191 (Jan 23) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 194 (Feb 13) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 1-P. Worthington.

HB 194 (Mar 27) Yeas 95-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 196 (Mar 23) Yeas 71-J. Ackerson, R. Adkins, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, D. Ford, D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 14-W. Allen, B. Ark, J. Barrows, L. Gray, B. Heleringer, T. Jensen, S. Keith, R. Layman, M. Long, P. Mason, R. Preston, M. Sheehan, C. Siler, S. Stokes.

HB 198 (Mar 2) Yeas 88-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 1-R. Bentley.

HB 199 (Mar 19) Yeas 85-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory,

H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-L. Mack, P. Mason.

HB 207 (Feb 23) Yeas 94-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 212 (Feb 8) Yeas 58-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, H. Hancock, K. Harper, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, R. Lewis, C. Little, M. Long, J. Lyne, J. Maggard, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nett, R. Noe, R. Overstreet, D. Priddy, K. Rapier, J. Richards, P. Richardson, D. Ridley, C. Siler, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 34-W. Allen, L. Casebier, J. Clarke, F. Curd, T. Curtsinger, D. Ford, P. Freibert, L. Gray, B. Gregory, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, S. Keith, R. Layman, B. Lear, P. Lefevers, B. Lile, L. Mack, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, A. Pritchett, J. Reinhardt, T. Riner, E. Scorsone, M. Sheehan, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker.

HB 214 (Feb 9) Yeas 72-J. Ackerson, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nelson, C. Nett, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 22-W. Allen, R. Altman, R. Bentley, J. Bruce, D. Castleman, P. Clark, B. Donnermeyer, D. Ford, B. Gregory, D. Hourigan, R. Layman, R. Morris, R. Mullinix, L. Napier, R. Noe, R. Preston, J. Reinhardt, B. Richardson, T. Riner, T. Todd, R. Turner, C. White.

HB 215 (Feb 8) Yeas 96-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 215 (Mar 16) Yeas 42-J. Ackerson, R. Adkins, R. Altman, A. Arnold, E. Ballard, D. Blandford, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, R. Cyrus, H. Deskins, B. Donnermeyer, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, D. Hourigan, C. Jackson, A. Jones, R. Layman, R. Lewis, C. Little, M. Long, P. Mason, B. McBee, S. McElroy, C. Nelson, C. Nett, C. Noland, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, D. Ridley, R. Smith, G. Stumbo, M. Ward. Nays 29-W. Allen, M. Brown, J. Clarke, G. Cline, C. Crupper, F. Curd, M. Farrow, D. Ford, P. Freibert, K. Harper, B. Heleringer, L. Johnson, S. Keith, B. Lear, P. Lefevers, B. Lile, L. Mack, J. Maggard, H. Moberly, R. Noe, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, T. Riner, E. Scorsone, B. Smith, S. Stokes, L. Walker.

HB 216 (Feb 26) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier,

D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 217 (Jan 23) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 3-S. Keith, L. Napier, P. Worthington.

HB 217 (Feb 8) Yeas 99-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 221 (Feb 6) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 223 (Feb 23) Yeas 94-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 229 (Feb 13) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J.

Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 6-J. Clarke, P. Freibert, B. Lear, A. Northup, S. Stokes, L. Walker.

HB 231 (Feb 22) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-R. Lewis.

HB 232 (Feb 16) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 236 (Feb 1) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 237 (Feb 6) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 238 (Feb 13) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 239 (Feb 9) Yeas 94-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D.

Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 241 (Feb 16) Yeas 78-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, S. Keith, T. Kerr, R. Layman, B. Lear, R. Lewis, M. Long, J. Lyne, L. Mack, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, G. Stumbo, T. Todd, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 13-R. Adkins, R. Bentley, H. Deskins, A. Jones, P. Lefevers, B. Lile, C. Little, J. Maggard, P. Mason, C. Siler, W. Strong, R. Turner, M. Ward.

HB 241 (Mar 12) Yeas 84-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 8-W. Allen, R. Bentley, D. Ford, S. Keith, B. Lile, C. Noland, C. Siler, T. Todd.

HB 242 (Feb 16) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 242 (Mar 30) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

HB 243 (Mar 22) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, B. McBee, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 245 (Feb 15) Yeas 94-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 247 (Feb 15) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 252 (Feb 1) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 253 (Feb 8) Yeas 98-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 253 (Mar 7) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 255 (Jan 24) Yeas 93-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne,

J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-W. Allen.

HB 259 (Mar 23) Yeas 83-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, K. Harper, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-W. Allen, D. Ford, S. Keith.

HB 260 (Mar 1) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-J. Clarke.

HB 261 (Mar 6) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 1-J. Barrows.

HB 261 (Mar 28) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 262 (Mar 13) Yeas 88-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-J. Barrows, T. Jones, L. Mack, P. Mason.

HB 264 (Feb 9) Yeas 94-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 267 (Feb 1) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 268 (Feb 21) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 270 (Feb 9) Yeas 96-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 271 (Feb 13) Yeas 13-J. Ackerson, L. Casebier, B. Heleringer, T. Jensen, R. Lewis, A. Northup, M. O'Brien, D. Priddy, T. Riner, W. Strong, T. Todd, J. Yates, J. Zimmerman. Nays 75-R. Adkins, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, G. Stumbo, R. Turner, L. Walker, M. Ward, P. Worthington.

HB 272 (Feb 15) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland,

A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

HB 272 (Mar 30) Yeas 89-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-W. Allen, T. Curtsinger, P. Freibert, E. Scorsone.

HB 274 (Mar 16) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 275 (Mar 16) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-B. Heleringer.

HB 276 (Mar 23) Yeas 76-R. Adkins, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 6-W. Allen, L. Gray, T. Jensen, S. Keith, R. Overstreet, C. Siler.

HB 277 (Mar 16) Yeas 89-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

HB 278 (Mar 15) Yeas 93-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, C. Jackson, T. Jensen, L. Johnson, A. Jones,

T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 2-W. Allen, B. Heleringer.

HB 279 (Mar 15) Yeas 92-J. Ackerson, R. Adkins, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 1-B. Heleringer.

HB 280 (Mar 15) Yeas 91-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 281 (Mar 16) Yeas 85-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, J. Bronger, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-B. Heleringer, J. Richards.

HB 282 (Mar 16) Yeas 83-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, B. Lear, P. Lefevers, R. Lewis, C. Little, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 8-L. Casebier, M. Farrow, B. Heleringer, J. LeMaster, B. Lile, M. Long, R. Preston, J. Zimmerman.

HB 283 (Mar 16) Yeas 83-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 7-J. Barrows, M. Farrow, H. Hancock, B. Heleringer, H. Moberly, L. Napier, C. Nett.

HB 284 (Mar 16) Yeas 95-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-W. Allen, B. Heleringer.

HB 285 (Feb 20) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 3-T. Jensen, S. Keith, S. Stokes.

HB 288 (Feb 21) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 289 (Feb 9) Yeas 97-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 291 (Mar 26) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 294 (Jan 24) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M.

Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 2-D. Castleman, P. Worthington.

HB 295 (Feb 1) Yeas 94-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-W. Allen, T. Curtsinger, P. Freibert, R. Preston.

HB 297 (Feb 21) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 298 (Feb 13) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 299 (Feb 8) Yeas 97-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 301 (Feb 15) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 305 (Feb 7) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HB 305 (Mar 23) Yeas 76-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 0.

HB 306 (Mar 26) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 306 (Mar 29) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 307 (Mar 26) Yeas 97-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 307 (Apr 12) Yeas 66-R. Adkins, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, E. Scorsone, C. Siler, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 22-J. Ackerson, W. Allen, R. Altman, L. Casebier, C. Crupper, F. Curd, T. Curtsinger, M. Farrow,

P. Freibert, K. Harper, T. Jensen, B. Lile, R. Overstreet, R. Preston, D. Ridley, T. Riner, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 310 (Feb 15) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 311 (Feb 14) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 314 (Feb 5) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 314 (Mar 13) Yeas 87-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 2-L. Napier, R. Overstreet.

HB 317 (Feb 16) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 318 (Mar 7) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K.

Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-B. Donnermeyer, J. Maggard, P. Mason, E. Scorsone.

HB 319 (Feb 22) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 320 (Feb 16) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 321 (Feb 6) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 323 (Feb 8) Yeas 64-B. Ark, A. Arnold, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Richards, P. Richardson, E. Scorsone, W. Strong, G. Stumbo, L. Walker, M. Ward, C. White, J. Zimmerman. Nays 26-R. Adkins, W. Allen, R. Altman, E. Ballard, R. Bentley, J. Bruce, G. Cline, D. Gedling, B. Heleringer, T. Jensen, A. Jones, S. Keith, R. Layman, B. Lile, J. Maggard, R. Morris, R. Mullinix, C. Noland, J. Reinhardt, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, R. Turner, J. Yates.

HB 328 (Jan 31) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-L. Johnson.

HB 329 (Feb 6) Yeas 89-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 6-W. Allen, R. Bentley, J. Bruce, T. Curtsinger, A. Jones, D. Ridley.

HB 332 (Feb 26) Yeas 78-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 12-J. Bruce, P. Freibert, P. Hatcher, T. Jensen, J. LeMaster, M. Long, P. Mason, R. Morris, R. Overstreet, R. Preston, B. Richardson, E. Scorsone.

HB 335 (Feb 9) Yeas 94-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, B. Lile, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-M. Long.

HB 338 (Feb 8) Yeas 19-B. Ark, J. Barrows, W. Blevins, T. Burch, L. Clark, J. Clarke, H. Hancock, T. Jones, T. Kerr, J. LeMaster, B. Lear, M. Long, L. Mack, H. Moberly, R. Noe, R. Preston, K. Rapier, E. Scorsone, B. Smith. Nays 70-R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, J. Bronger, J. Bruce, D. Butler, L. Casebier, D. Castleman, P. Clark, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman.

HB 341 (Mar 2) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

HB 342 (Feb 15) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C.

Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 344 (Feb 20) Yeas 90-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 1-T. Jones.

HB 345 (Feb 21) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 347 (Feb 21) Yeas 72-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, L. Mack, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, D. Priddy, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 16-J. Bruce, D. Ford, D. Gedling, J. Harper, T. Jensen, S. Keith, B. Lile, J. Maggard, P. Mason, C. Nelson, R. Overstreet, A. Pritchett, C. Siler, W. Strong, T. Todd, P. Worthington.

HB 349 (Mar 13) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 2-J. Reinhardt, S. Stokes.

HB 350 (Feb 6) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-R. Bentley, J. Bruce, S. Keith, R. Mullinix.

HB 350 (Mar 6) Yeas 82-J. Ackerson, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer,

C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates. Nays 15-W. Allen, R. Bentley, J. Bruce, D. Gedling, D. Hourigan, S. Keith, B. Lile, P. Mason, R. Morris, R. Mullinix, L. Napier, R. Preston, B. Richardson, C. White, J. Zimmerman.

HB 351 (Feb 16) Yeas 32-J. Ackerson, W. Allen, R. Altman, D. Blandford, L. Casebier, T. Curtsinger, D. Ford, P. Freibert, K. Harper, B. Heleringer, T. Jensen, L. Johnson, A. Jones, S. Keith, R. Layman, B. Lear, P. Lefevers, B. Lile, M. Long, L. Napier, C. Noland, A. Northup, J. Reinhardt, T. Riner, C. Siler, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Yates, J. Zimmerman. Nays 48-R. Adkins, B. Ark, E. Ballard, R. Bentley, W. Blevins, T. Burch, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, D. Hourigan, C. Jackson, T. Jones, R. Lewis, C. Little, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nett, R. Noe, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, E. Scorsone, M. Sheehan, G. Stumbo, M. Ward.

HB 352 (Feb 26) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 352 (Mar 13) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 353 (Feb 27) Yeas 88-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nett, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-W. Allen, R. Morris, C. Noland, C. Siler.

HB 354 (Feb 13) Yeas 64-J. Ackerson, R. Adkins, R. Altman, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, J. Callahan, L. Clark, P. Clark, J. Clarke, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, P. Lefevers, R. Lewis, C. Little, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 18-B. Ark, J. Bronger, T. Burch, D. Castleman, G. Cline, C. Crupper, M. Farrow, D. Ford, K. Harper, J. LeMaster, B. Lear, B. Lile, M. Long, R. Preston, J. Reinhardt, M. Sheehan, C. Siler, L. Walker.

HB 356 (Feb 21) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier,

D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-J. Clarke, H. Hancock, B. Lear.

HB 358 (Mar 6) Yeas 70-J. Ackerson, R. Adkins, B. Ark, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, T. Jones, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 18-W. Allen, E. Ballard, J. Barrows, J. Bruce, G. Cline, T. Curtsinger, D. Ford, S. Keith, R. Layman, J. Lyne, J. Maggard, R. Morris, R. Mullinix, L. Napier, C. Noland, B. Richardson, D. Ridley, T. Todd.

HB 358 (Mar 29) Yeas 63-R. Adkins, R. Altman, B. Ark, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, H. Hancock, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, B. Lile, M. Long, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, K. Rapier, J. Richards, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, G. Stumbo, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 26-J. Ackerson, W. Allen, E. Ballard, J. Barrows, G. Cline, M. Farrow, D. Ford, D. Gedling, L. Gray, K. Harper, T. Jensen, S. Keith, R. Layman, P. Lefevers, C. Little, P. Mason, R. Mullinix, C. Noland, R. Overstreet, J. Reinhardt, B. Richardson, D. Ridley, W. Strong, T. Todd, R. Turner, J. Zimmerman.

HB 359 (Feb 7) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, T. Jones, S. Keith, T. Kerr, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-A. Jones.

HB 362 (Feb 21) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 363 (Mar 1) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 365 (Feb 15) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 366 (Feb 26) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 366 (Mar 22) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-C. Siler.

HB 368 (Feb 22) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-J. Barrows, T. Burch, R. Layman, R. Noe, E. Scorsone.

HB 369 (Feb 14) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-J. Barrows.

HB 369 (Mar 28) Yeas 89-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J.

Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 371 (Feb 27) Yeas 65-J. Ackerson, A. Arnold, J. Barrows, R. Bentley, D. Blandford, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, L. Mack, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, G. Stumbo, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 25-R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Bruce, T. Curtsinger, D. Ford, R. Layman, P. Lefevers, B. Lile, J. Lyne, J. Maggard, P. Mason, R. Morris, L. Napier, C. Nett, C. Noland, J. Reinhardt, D. Ridley, S. Stokes, W. Strong, T. Todd, R. Turner, J. Zimmerman.

HB 372 (Feb 15) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 373 (Feb 15) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 373 (Mar 7) Yeas 76-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, R. Smith, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 15-B. Ark, T. Curtsinger, D. Ford, H. Hancock, K. Harper, T. Jensen, J. LeMaster, B. Lear, J. Lyne, A. Northup, R. Preston, J. Richards, B. Smith, S. Stokes, T. Todd.

HB 375 (Mar 9) Yeas 83-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 11-W. Allen, K. Harper, T. Jensen, S. Keith, B. Lile, R. Mullinix, L. Napier, J. Reinhardt, D. Ridley, W. Strong, T. Todd.

HB 375 (Mar 19) Yeas 76-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer,

C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, R. Smith, S. Stokes, G. Stumbo, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 12-W. Allen, R. Altman, D. Ford, K. Harper, S. Keith, R. Layman, P. Lefevers, R. Mullinix, L. Napier, C. Noland, C. Siler, R. Turner.

HB 376 (Feb 20) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 377 (Feb 5) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 378 (Mar 6) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates. Nays 0.

HB 378 (Mar 28) Yeas 90-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HB 382 (Feb 21) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 385 (Feb 21) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 386 (Feb 15) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 388 (Feb 15) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 389 (Feb 13) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 390 (Mar 8) Yeas 61-J. Ackerson, R. Adkins, W. Allen, R. Altman, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, G. Cline, C. Crupper, R. Cyrus, H. Deskins, B. Donnermeyer, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, P. Lefevers, R. Lewis, B. Lile, C. Little, P. Mason, B. McBee, H. Moberly, L. Napier, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Richards, P. Richardson, T. Riner, C. Siler, B. Smith, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates. Nays 22-B. Ark, A. Arnold, J. Clarke, F. Curd, T. Curtsinger, M. Farrow, P. Freibert, K. Harper, T. Jensen, S. Keith, R. Layman, J. LeMaster, B. Lear, J. Lyne, S. McElroy, R. Mullinix, C. Nelson, A. Pritchett, J. Reinhardt, M. Sheehan, R. Smith, L. Walker.

HB 391 (Feb 27) Yeas 80-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, C. Jackson, L. Johnson, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt,

B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 12-W. Allen, J. Bruce, D. Gedling, T. Jensen, A. Jones, S. Keith, R. Layman, C. Little, P. Mason, J. Richards, D. Ridley, W. Strong.

HB 391 (Mar 19) Yeas 80-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, R. Smith, S. Stokes, T. Todd, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-S. Keith, C. Siler, R. Turner.

HB 393 (Feb 16) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 394 (Feb 15) Yeas 64-J. Ackerson, W. Allen, R. Altman, B. Ark, R. Bentley, D. Blandford, J. Bronger, J. Callahan, L. Casebier, L. Clark, P. Clark, G. Cline, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, B. Gregory, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, C. Siler, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, J. Yates, J. Zimmerman. Nays 25-R. Adkins, E. Ballard, J. Barrows, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Castleman, J. Clarke, C. Crupper, F. Curd, H. Deskins, D. Gedling, L. Gray, H. Hancock, A. Jones, T. Jones, J. LeMaster, C. Little, M. Long, H. Moberly, K. Rapier, B. Richardson, R. Smith, G. Stumbo.

HB 395 (Mar 5) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 397 (Feb 26) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 398 (Feb 21) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger,

R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 399 (Mar 2) Yeas 86-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-B. Ark, B. Lear, M. Long.

HB 400 (Feb 20) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, J. Yates, J. Zimmerman. Nays 1-P. Worthington.

HB 403 (Mar 16) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-E. Scorsone, S. Stokes.

HB 404 (Feb 16) Yeas 84-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 9-T. Burch, J. Clarke, B. Donnermeyer, P. Freibert, T. Jones, B. Lear, M. Long, H. Moberly, E. Scorsone.

HB 406 (Mar 13) Yeas 78-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 13-J. Clarke, C. Crupper, M. Farrow, D. Ford, S. Keith, M. Long, L. Napier, A. Northup, R. Preston, J. Reinhardt, C. Siler, W. Strong, R. Turner.

HB 407 (Mar 13) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-B. Richardson.

HB 407 (Mar 28) Yeas 87-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-J. Barrows.

HB 410 (Feb 26) Yeas 88-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 413 (Feb 27) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 1-J. Barrows.

HB 417 (Feb 20) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 417 (Mar 7) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J.

Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 419 (Feb 20) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 419 (Mar 29) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 420 (Mar 20) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, R. Noe, C. Noland, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 422 (Feb 15) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 423 (Mar 6) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 424 (Feb 15) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins,

B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 425 (Mar 5) Yeas 84-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, C. Jackson, T. Jensen, A. Jones, S. Keith, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 426 (Feb 27) Yeas 79-J. Ackerson, R. Adkins, R. Altman, E. Ballard, R. Bentley, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 17-W. Allen, B. Ark, A. Arnold, J. Barrows, W. Blevins, C. Crupper, F. Curd, M. Farrow, D. Gedling, H. Hancock, J. Harper, T. Jones, S. Keith, J. Lyne, C. Siler, T. Todd, C. White.

HB 428 (Mar 13) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 0.

HB 429 (Mar 15) Yeas 65-J. Ackerson, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, F. Curd, T. Curtsinger, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, B. Heleringer, D. Hourigan, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, S. McElroy, H. Moberly, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, T. Riner, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 33-R. Adkins, W. Allen, R. Bentley, J. Bruce, D. Castleman, G. Cline, C. Crupper, R. Cyrus, H. Deskins, J. Harper, C. Jackson, T. Jensen, S. Keith, R. Layman, P. Lefevers, C. Little, P. Mason, B. McBee, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, R. Overstreet, R. Preston, P. Richardson, D. Ridley, C. Siler, R. Smith, W. Strong, G. Stumbo, T. Todd, P. Worthington.

HB 429 (Mar 28) Yeas 68-J. Ackerson, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, T. Riner, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, G. Stumbo, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 25-R. Adkins, W. Allen, R. Bentley, J. Bruce, G. Cline, R. Cyrus, H. Deskins, D. Hourigan, T. Jensen, S. Keith, R. Layman, P. Lefevers, C. Little, P. Mason, R. Morris, R. Mullinix, C. Nelson, C. Noland, R. Overstreet, R. Preston, P. Richardson, C. Siler, R. Smith, T. Todd, R. Turner.

HB 431 (Feb 26) Yeas 71-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, J. Clarke, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, K. Harper, B. Heleringer, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 20-W. Allen, R. Bentley, D. Castleman, P. Clark, G. Cline, C. Crupper, F. Curd, H. Hancock, J. Harper, D. Hourigan, T. Jones, S. Keith, C. Little, L. Mack, J. Maggard, P. Mason, R. Preston, M. Sheehan, C. Siler, R. Turner.

HB 432 (Mar 2) Yeas 87-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-R. Bentley, H. Deskins.

HB 433 (Feb 14) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 433 (Mar 2) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-R. Bentley, H. Deskins.

HB 434 (Feb 21) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Stokes.

HB 436 (Feb 23) Yeas 89-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien,

R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HB 438 (Feb 14) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 441 (Feb 16) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 1-P. Worthington.

HB 442 (Mar 6) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-S. Keith, P. Mason, R. Morris, B. Richardson.

HB 443 (Feb 22) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-R. Overstreet, S. Stokes.

HB 444 (Mar 7) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 445 (Feb 27) Yeas 70-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark,

P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, L. Mack, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, E. Scorsone, M. Sheehan, B. Smith, R. Smith, W. Strong, G. Stumbo, R. Turner, C. White, J. Yates. Nays 21-W. Allen, J. Barrows, R. Bentley, J. Bruce, G. Cline, R. Cyrus, D. Ford, D. Gedling, P. Hatcher, R. Layman, C. Little, J. Lyne, J. Maggard, P. Mason, R. Mullinix, J. Reinhardt, D. Ridley, T. Riner, C. Siler, T. Todd, J. Zimmerman.

HB 446 (Mar 13) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 446 (Mar 28) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 447 (Mar 15) Yeas 83-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 6-W. Allen, J. Clarke, C. Geveden, C. Nett, B. Richardson, M. Sheehan.

HB 449 (Feb 20) Yeas 56-R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, J. Clarke, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, D. Ford, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, D. Hourigan, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, S. McElroy, R. Mullinix, C. Nett, R. Noe, C. Noland, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, R. Smith, M. Ward, P. Worthington, J. Yates. Nays 33-J. Ackerson, R. Adkins, W. Allen, R. Bentley, J. Bruce, L. Casebier, L. Clark, G. Cline, F. Curd, M. Farrow, P. Freibert, D. Gedling, K. Harper, P. Hatcher, B. Heleringer, T. Jensen, S. Keith, R. Layman, B. Lile, C. Little, H. Moberly, R. Morris, M. O'Brien, R. Preston, J. Reinhardt, J. Richards, C. Siler, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, J. Zimmerman.

HB 449 (Mar 30) Yeas 40-B. Ark, J. Barrows, D. Blandford, W. Blevins, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, P. Clark, J. Clarke, R. Cyrus, B. Donnermeyer, C. Geveden, J. Harper, D. Hourigan, L. Johnson, A. Jones, B. Lear, R. Lewis, M. Long, J. Lyne, B. McBee, S. McElroy, C. Nelson, C. Nett, R. Noe, R. Overstreet, R. Preston, A. Pritchett, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, B. Smith, G. Stumbo, M. Ward, P. Worthington, J. Yates. Nays 40-J. Ackerson, R. Adkins, R. Altman, E. Ballard, J. Bronger, J. Bruce, L. Casebier, L. Clark, G. Cline, T. Curtsinger, M. Farrow, D. Ford, P. Freibert, L. Gray, B. Gregory, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, S. Keith, T. Kerr, R. Layman, P. Lefevers, B. Lile, L. Mack, P. Mason, H. Moberly, L. Napier, A. Northup, M. O'Brien, D. Priddy, J. Reinhardt, C. Siler, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, C. White, J. Zimmerman.

HB 449 (Mar 30) Yeas 50-R. Altman, B. Ark, A. Arnold, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, P. Clark, J. Clarke, F. Curd, H. Deskins, C. Geveden, L. Gray, B. Gregory,

H. Hancock, D. Hourigan, L. Johnson, A. Jones, T. Jones, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, C. Nett, R. Noe, C. Noland, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, B. Richardson, D. Ridley, E. Scorsone, M. Sheehan, G. Stumbo, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 30-J. Ackerson, R. Adkins, W. Allen, J. Barrows, J. Bruce, L. Casebier, L. Clark, G. Cline, M. Farrow, D. Ford, P. Freibert, D. Gedling, J. Harper, P. Hatcher, B. Heleringer, T. Jensen, S. Keith, T. Kerr, B. Lile, H. Moberly, R. Morris, L. Napier, A. Northup, M. O'Brien, J. Reinhardt, T. Riner, S. Stokes, T. Todd, R. Turner, L. Walker.

HB 450 (Mar 13) Yeas 87-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 0.

HB 452 (Mar 1) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 453 (Mar 1) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-M. Brown, H. Hancock.

HB 453 (Mar 16) Yeas 66-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, J. LeMaster, P. Lefevers, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 25-W. Allen, R. Altman, G. Cline, C. Crupper, M. Farrow, D. Ford, P. Freibert, D. Gedling, H. Hancock, K. Harper, T. Jensen, S. Keith, R. Layman, B. Lear, B. Lile, R. Mullinix, L. Napier, C. Noland, R. Preston, J. Reinhardt, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 456 (Feb 15) Yeas 54-J. Ackerson, B. Ark, A. Arnold, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, B. Heleringer, L. Johnson, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, M. Long, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nett, C. Noland, A. Northup, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, D. Ridley, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, G. Stumbo, L. Walker, M. Ward, C. White, P. Worthington. Nays 39-R. Adkins, W. Allen, R. Altman, E. Ballard, R. Bentley, J. Bruce, D. Castleman, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Gregory, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, A. Jones, S. Keith, P. Lefevers, B. Lile, C. Little, J. Maggard, R. Morris, R. Mullinix, L. Napier, C. Nelson, M. O'Brien, R. Overstreet, R. Preston, J. Reinhardt, T. Riner, C. Siler, W. Strong, T. Todd, R. Turner, J. Yates, J. Zimmerman.

HB 458 (Mar 6) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 459 (Mar 1) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 1-H. Hancock.

HB 459 (Mar 27) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 460 (Feb 16) Yeas 69-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, P. Lefevers, R. Lewis, C. Little, J. Lyne, J. Maggard, B. McBee, S. McElroy, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 6-M. Farrow, K. Harper, B. Lear, M. Long, P. Mason, M. Sheehan.

HB 461 (Mar 15) Yeas 100-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 464 (Mar 13) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A.

Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 0.

HB 465 (Mar 8) Yeas 95-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-W. Allen, R. Mullinix.

HB 470 (Feb 21) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-S. Keith, R. Layman.

HB 471 (Feb 23) Yeas 90-J. Ackerson, R. Adkins, W. Allen, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 472 (Feb 16) Yeas 58-J. Ackerson, R. Adkins, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, T. Burch, D. Butler, J. Callahan, L. Clark, J. Clarke, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Kerr, J. LeMaster, B. Lear, B. Lile, M. Long, P. Mason, B. McBee, S. McElroy, R. Mullinix, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, E. Scorsone, M. Sheehan, G. Stumbo, L. Walker, M. Ward, J. Yates, J. Zimmerman. Nays 19-W. Allen, B. Ark, D. Castleman, G. Cline, C. Crupper, F. Curd, M. Farrow, D. Ford, L. Johnson, S. Keith, R. Layman, P. Lefevers, R. Lewis, C. Little, L. Mack, J. Maggard, H. Moberly, L. Napier, R. Turner.

HB 473 (Feb 22) Yeas 74-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, J. Yates, J. Zimmerman. Nays 8-R. Bentley, J. Bruce, D. Castleman, R. Lewis, P. Mason, C. Noland, R. Preston, R. Turner.

HB 474 (Mar 13) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson,

C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 475 (Mar 22) Yeas 76-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Clark, P. Clark, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Kerr, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, P. Worthington, J. Yates. Nays 3-T. Jones, M. Long, R. Mullinix.

HB 475 (Mar 29) Yeas 63-J. Ackerson, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Clark, J. Clarke, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nett, C. Noland, A. Northup, M. O'Brien, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, R. Smith, S. Stokes, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 15-W. Allen, J. Barrows, J. Bruce, D. Gedling, J. Harper, T. Jones, J. Lyne, R. Morris, L. Napier, D. Ridley, C. Siler, B. Smith, W. Strong, T. Todd, R. Turner.

HB 476 (Feb 16) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-C. Nett.

HB 478 (Mar 23) Yeas 84-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 480 (Mar 13) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 482 (Feb 16) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J.

Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-D. Ford, C. Nett, R. Turner.

HB 484 (Feb 15) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 485 (Mar 12) Yeas 41-B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, G. Cline, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, D. Hourigan, T. Kerr, P. Lefevers, R. Lewis, M. Long, J. Lyne, P. Mason, B. McBee, H. Moberly, R. Morris, R. Noe, A. Pritchett, J. Reinhardt, D. Ridley, E. Scorsone, M. Sheehan, L. Walker, M. Ward, C. White, J. Yates. Nays 40-R. Adkins, W. Allen, R. Altman, L. Clark, J. Clarke, C. Crupper, T. Curtsinger, M. Farrow, D. Ford, P. Freibert, B. Gregory, K. Harper, B. Heleringer, T. Jensen, A. Jones, T. Jones, S. Keith, R. Layman, B. Lile, C. Little, J. Maggard, S. McElroy, R. Mullinix, L. Napier, C. Nett, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, J. Richards, B. Richardson, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, J. Zimmerman.

HB 487 (Feb 20) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 493 (Feb 26) Yeas 70-J. Ackerson, R. Adkins, W. Allen, R. Altman, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, S. McElroy, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, E. Scorsone, C. Siler, B. Smith, W. Strong, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Zimmerman. Nays 18-B. Ark, J. Barrows, J. Bronger, D. Butler, B. Donnermeyer, C. Geveden, L. Gray, P. Hatcher, J. LeMaster, R. Lewis, B. McBee, H. Moberly, R. Morris, C. Nett, T. Riner, M. Sheehan, M. Ward, J. Yates.

HB 494 (Feb 22) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 495 (Mar 15) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins,

B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HB 495 (Mar 27) Yeas 87-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 496 (Feb 22) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 497 (Mar 6) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 500 (Mar 13) Yeas 81-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 10-W. Allen, J. Barrows, J. Clarke, H. Deskins, S. Keith, C. Little, R. Mullinix, R. Preston, E. Scorsone, C. Siler.

HB 501 (Mar 7) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 503 (Mar 5) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 506 (Mar 12) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HB 508 (Mar 6) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 510 (Feb 23) Yeas 94-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 511 (Feb 27) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-K. Harper.

HB 511 (Mar 13) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L.

Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 4-H. Hancock, K. Harper, E. Scorsone, C. White.

HB 514 (Mar 16) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 515 (Mar 16) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 516 (Feb 23) Yeas 70-J. Ackerson, R. Adkins, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, C. Nelson, C. Nett, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, L. Walker, M. Ward, C. White, J. Yates. Nays 20-W. Allen, A. Arnold, J. Barrows, J. Bruce, C. Crupper, M. Farrow, D. Ford, B. Gregory, R. Layman, P. Lefevers, H. Moberly, R. Mullinix, L. Napier, R. Noe, C. Noland, R. Preston, G. Stumbo, T. Todd, R. Turner, J. Zimmerman.

HB 517 (Feb 23) Yeas 93-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 519 (Feb 23) Yeas 79-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 5-B. Lear, M. Long, H. Moberly, R. Preston, E. Scorsone.

HB 520 (Mar 6) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L.

Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 3-C. Crupper, R. Preston, D. Ridley.

HB 520 (Mar 27) Yeas 93-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 521 (Mar 15) Yeas 88-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 521 (Mar 28) Yeas 83-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates. Nays 0.

HB 522 (Mar 6) Yeas 87-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 3-J. Bruce, K. Harper, S. Keith.

HB 523 (Feb 23) Yeas 89-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 525 (Feb 23) Yeas 92-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 526 (Mar 13) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 0.

HB 527 (Feb 26) Yeas 81-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-R. Altman, D. Castleman, A. Jones, L. Mack, P. Mason.

HB 528 (Feb 26) Yeas 75-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, D. Blandford, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, B. Smith, W. Strong, G. Stumbo, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 12-W. Allen, R. Altman, R. Bentley, W. Blevins, J. Bruce, D. Ford, R. Layman, L. Mack, J. Maggard, P. Mason, L. Napier, R. Turner.

HB 529 (Mar 15) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 529 (Apr 13) Yeas 81-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W.

Strong, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates. Nays 11-J. Ackerson, W. Allen, L. Clark, T. Curtsinger, P. Freibert, T. Jensen, S. Keith, C. Noland, D. Priddy, T. Todd, L. Walker.

HB 532 (Feb 21) Yeas 93-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-W. Allen, T. Jones, R. Lewis.

HB 533 (Feb 26) Yeas 97-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 534 (Mar 12) Yeas 81-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, G. Stumbo, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 10-W. Allen, D. Ford, T. Jensen, S. Keith, P. Lefevers, B. Lile, L. Napier, C. Noland, C. Siler, T. Todd.

HB 534 (Mar 28) Yeas 75-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, D. Ford, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 6-W. Allen, D. Castleman, S. Keith, R. Preston, C. Siler, R. Turner.

HB 536 (Mar 12) Yeas 68-J. Ackerson, R. Altman, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, A. Jones, T. Jones, R. Layman, J. LeMaster, B. Lear, B. Lile, M. Long, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, E. Scorsone, M. Sheehan, S. Stokes, W. Strong, G. Stumbo, L. Walker, M. Ward, J. Yates, J. Zimmerman. Nays 21-R. Adkins, W. Allen, B. Ark, D. Castleman, G. Cline, F. Curd, D. Ford, C. Jackson, S. Keith, P. Lefevers, R. Lewis, C. Little, J. Maggard, R. Mullinix, C. Nelson, J. Richards, D. Ridley, B. Smith, R. Smith, T. Todd, R. Turner.

HB 536 (Mar 28) Yeas 83-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet,

R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 9-D. Castleman, G. Cline, F. Curd, L. Johnson, S. Keith, J. Richards, C. Siler, B. Smith, R. Turner.

HB 537 (Feb 26) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-R. Preston.

HB 538 (Mar 12) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 540 (Mar 16) Yeas 52-J. Ackerson, W. Allen, R. Bentley, D. Blandford, J. Bronger, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, B. Gregory, J. Harper, B. Heleringer, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, P. Lefevers, R. Lewis, B. Lile, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, R. Morris, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, J. Richards, P. Richardson, D. Ridley, C. Siler, B. Smith, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Zimmerman. Nays 30-R. Adkins, B. Ark, E. Ballard, J. Barrows, W. Blevins, M. Brown, L. Casebier, G. Cline, C. Crupper, M. Farrow, D. Gedling, C. Geveden, L. Gray, H. Hancock, K. Harper, P. Hatcher, J. LeMaster, B. Lear, P. Mason, H. Moberly, L. Napier, R. Noe, R. Overstreet, J. Reinhardt, B. Richardson, T. Riner, E. Scorsone, M. Sheehan, G. Stumbo, P. Worthington.

HB 542 (Mar 14) Yeas 58-J. Ackerson, R. Adkins, B. Ark, R. Bentley, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, L. Casebier, L. Clark, P. Clark, R. Cyrus, B. Donnermeyer, M. Farrow, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, L. Napier, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, K. Rapier, J. Reinhardt, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, W. Strong, G. Stumbo, R. Turner, M. Ward, P. Worthington, J. Yates. Nays 30-W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, J. Callahan, D. Castleman, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, P. Freibert, D. Gedling, T. Jensen, S. Keith, B. Lile, C. Little, S. McElroy, R. Mullinix, R. Noe, R. Overstreet, A. Pritchett, J. Richards, B. Richardson, D. Ridley, B. Smith, T. Todd, L. Walker.

HB 544 (Feb 22) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 549 (Mar 14) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins,

B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, J. Yates. Nays 0.

HB 550 (Mar 7) Yeas 84-J. Ackerson, R. Adkins, W. Allen, R. Altman, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 12-B. Ark, A. Arnold, J. Barrows, J. Clarke, C. Geveden, H. Hancock, T. Jones, J. LeMaster, H. Moberly, C. Nett, E. Scorsone, S. Stokes.

HB 552 (Mar 19) Yeas 66-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, M. Brown, J. Bruce, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, C. Little, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Noland, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, T. Todd, P. Worthington, J. Yates. Nays 16-J. Ackerson, W. Allen, L. Casebier, T. Jensen, J. LeMaster, B. Lear, B. Lile, M. Long, L. Napier, C. Nett, A. Northup, M. O'Brien, R. Turner, L. Walker, C. White, J. Zimmerman.

HB 553 (Mar 6) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 554 (Feb 26) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 556 (Mar 12) Yeas 93-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 557 (Mar 23) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 558 (Mar 9) Yeas 74-J. Ackerson, R. Adkins, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, H. Hancock, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, B. Richardson, P. Richardson, D. Ridley, T. Riner, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, M. Ward, C. White, P. Worthington, J. Yates. Nays 16-W. Allen, B. Ark, J. Barrows, C. Crupper, T. Curtsinger, B. Gregory, J. Harper, K. Harper, T. Jensen, T. Kerr, B. Lear, J. Lyne, J. Reinhardt, R. Turner, L. Walker, J. Zimmerman.

HB 559 (Mar 14) Yeas 91-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 560 (Mar 2) Yeas 72-J. Ackerson, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, J. Bronger, M. Brown, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 17-R. Adkins, W. Allen, R. Altman, R. Bentley, D. Butler, D. Castleman, G. Cline, C. Crupper, F. Curd, D. Ford, D. Gedling, R. Layman, C. Little, P. Mason, L. Napier, C. Siler, R. Turner.

HB 560 (Mar 27) Yeas 64-J. Ackerson, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, J. Richards, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, M. Ward, P. Worthington, J. Yates. Nays 26-R. Adkins, W. Allen, R. Altman, J. Barrows, G. Cline, C. Crupper, M. Farrow, D. Ford, B. Gregory, C. Jackson, T. Jensen, T. Jones, S. Keith, R. Layman, C. Little, R. Mullinix, L. Napier, R. Overstreet, R. Preston, K. Rapier, J. Reinhardt, C. Siler, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 561 (Mar 1) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan,

C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 562 (Mar 2) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

HB 563 (Mar 22) Yeas 86-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates. Nays 1-T. Jones.

HB 570 (Mar 12) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 572 (Feb 28) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 573 (Feb 26) Yeas 94-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 576 (Mar 15) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray,

B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C..Siler, B. Smith, S..Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 577 (Mar 6) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-J. Barrows.

HB 578 (Mar 15) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 579 (Mar 12) Yeas 69-J. Ackerson, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, D. Hourigan, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 19-R. Adkins, W. Allen, R. Altman, J. Barrows, R. Bentley, J. Bruce, G. Cline, H. Deskins, D. Gedling, J. Harper, K. Harper, J. Maggard, R. Mullinix, L. Napier, J. Reinhardt, C. Siler, W. Strong, T. Todd, J. Zimmerman.

HB 580 (Mar 16) Yeas 77-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 16-J. Barrows, J. Bruce, K. Harper, P. Hatcher, P. Lefevers, B. Lile, L. Mack, P. Mason, R. Morris, L. Napier, J. Reinhardt, P. Richardson, C. Siler, W. Strong, G. Stumbo, J. Zimmerman.

HB 581 (Mar 5) Yeas 78-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, B. Lile, C. Little, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 11-J. Clarke, M. Farrow, J. LeMaster, B. Lear, P. Lefevers, M. Long, H. Moberly, M. Sheehan, G. Stumbo, L. Walker, P. Worthington.

HB 584 (Feb 22) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-D. Ford, R. Smith.

HB 586 (Mar 6) Yeas 95-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-R. Noe.

HB 590 (Feb 22) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-R. Noe.

HB 592 (Mar 15) Yeas 86-J. Ackerson, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-G. Cline, B. Richardson.

HB 594 (Mar 6) Yeas 42-R. Bentley, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Clark, J. Clarke, T. Curtsinger, R. Cyrus, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, P. Hatcher, J. LeMaster, R. Lewis, L. Mack, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Morris, C. Nett, R. Noe, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, T. Riner, M. Sheehan, B. Smith, G. Stumbo, M. Ward, C. White, J. Yates. Nays 46-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, D. Blandford, J. Callahan, L. Casebier, D. Castleman, H. Deskins, B. Donnermeyer, M. Farrow, C. Geveden, K. Harper, B. Heleringer, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, B. McBee, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, R. Overstreet, R. Preston, J. Reinhardt, D. Ridley, C. Siler, R. Smith, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 595 (Mar 6) Yeas 90-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards,

B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-D. Ford, D. Hourigan, T. Jensen, S. Keith, R. Turner.

HB 595 (Mar 29) Yeas 88-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HB 596 (Feb 23) Yeas 91-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-W. Allen.

HB 598 (Mar 13) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 0.

HB 599 (Mar 5) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 600 (Mar 6) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 5-J. Barrows, J. Clarke, T. Jones, B. Richardson, M. Sheehan.

HB 600 (Mar 29) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B.

Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O’Brien, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 601 (Mar 13) Yeas 60-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, R. Bentley, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, C. Noland, M. O’Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, J. Yates. Nays 28-W. Allen, R. Altman, J. Barrows, D. Blandford, T. Burch, C. Crupper, H. Deskins, P. Freibert, J. Harper, K. Harper, B. Heleringer, S. Keith, R. Layman, P. Lefevers, B. Lile, L. Mack, R. Mullinix, L. Napier, A. Northup, R. Overstreet, R. Preston, M. Sheehan, C. Siler, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 601 (Mar 27) Yeas 67-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, C. Jackson, T. Jensen, A. Jones, T. Jones, T. Kerr, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, H. Moberly, R. Morris, C. Nelson, C. Noland, M. O’Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 19-J. Ackerson, W. Allen, L. Casebier, B. Donnermeyer, P. Freibert, D. Gedling, K. Harper, B. Heleringer, S. Keith, P. Lefevers, J. Maggard, R. Mullinix, L. Napier, R. Noe, R. Overstreet, C. Siler, T. Todd, R. Turner, L. Walker.

HB 601 (Mar 28) Yeas 67-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, R. Noe, A. Northup, M. O’Brien, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, B. Smith, G. Stumbo, T. Todd, R. Turner, M. Ward, J. Yates, J. Zimmerman. Nays 18-J. Ackerson, W. Allen, H. Deskins, P. Freibert, K. Harper, T. Jensen, S. Keith, R. Layman, P. Lefevers, R. Mullinix, L. Napier, C. Noland, R. Overstreet, R. Preston, J. Reinhardt, M. Sheehan, C. Siler, L. Walker.

HB 603 (Mar 12) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O’Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 603 (Mar 29) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O’Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 605 (Mar 6) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 605 (Mar 29) Yeas 96-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J, Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 608 (Mar 2) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

HB 608 (Mar 27) Yeas 91-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-T. Jones, S. Keith.

HB 615 (Mar 6) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 615 (Mar 19) Yeas 90-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P.

Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 616 (Mar. 6) Yeas 91-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 617 (Mar. 22) Yeas 82-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates. Nays 4-W. Allen, T. Jensen, S. Keith, R. Mullinix.

HB 619 (Mar. 7) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 620 (Mar. 19) Yeas 86-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, S. Stokes, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 621 (Mar 19) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 626 (Mar 7) Yeas 93-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T.

Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 0.

HB 626 (Mar 28) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 2-D. Castleman, K. Harper.

HB 628 (Mar 5) Yeas 81-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 11-J. Ackerson, J. Barrows, P. Freibert, K. Harper, B. Heleringer, B. Lear, R. Noe, A. Northup, E. Scorsone, S. Stokes, L. Walker.

HB 632 (Mar 12) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 632 (Mar 29) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 633 (Mar 12) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 634 (Mar 19) Yeas 87-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 635 (Mar 13) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 637 (Mar 2) Yeas 76-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, W. Strong, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 14-W. Allen, R. Bentley, F. Curd, H. Deskins, D. Hourigan, T. Jensen, R. Lewis, B. Lile, P. Mason, M. Sheehan, C. Siler, S. Stokes, T. Todd, L. Walker.

HB 639 (Mar 8) Yeas 93-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-W. Allen, B. Gregory, H. Hancock, C. Little.

HB 639 (Mar 28) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 643 (Mar 6) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, R. Morris, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien,

R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-J. Barrows, T. Jones, H. Moberly.

HB 644 (Mar 13) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 647 (Mar 20) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 648 (Mar 16) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 650 (Mar 19) Yeas 84-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-W. Allen, G. Cline, M. Farrow, S. Keith.

HB 653 (Mar 12) Yeas 93-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-J. Ackerson, C. Siler, W. Strong.

HB 653 (Mar 28) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier,

D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 657 (Mar 12) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 659 (Mar 15) Yeas 60-J. Ackerson, R. Adkins, R. Altman, B. Ark, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, L. Mack, B. McBee, S. McElroy, R. Morris, C. Nelson, C. Nett, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, T. Riner, E. Scorsone, B. Smith, R. Smith, S. Stokes, G. Stumbo, L. Walker, M. Ward, J. Yates, J. Zimmerman. Nays 29-W. Allen, A. Arnold, E. Ballard, L. Casebier, G. Cline, C. Crupper, M. Farrow, D. Ford, D. Gedling, J. Harper, P. Hatcher, T. Jensen, S. Keith, R. Layman, P. Lefevers, B. Lile, J. Maggard, P. Mason, H. Moberly, R. Mullinix, L. Napier, C. Noland, R. Overstreet, B. Richardson, P. Richardson, D. Ridley, C. Siler, W. Strong, R. Turner.

HB 660 (Mar 19) Yeas 81-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, C. Geveden, L. Gray, B. Gregory, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 9-L. Casebier, P. Freibert, D. Gedling, H. Hancock, J. Harper, S. Keith, J. Richards, S. Stokes, L. Walker.

HB 663 (Mar 19) Yeas 87-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 664 (Mar 16) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 667 (Mar 23) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 670 (Mar 16) Yeas 45-J. Ackerson, R. Bentley, D. Blandford, W. Blevins, J. Bronger, T. Burch, J. Callahan, L. Clark, C. Crupper, R. Cyrus, H. Deskins, B. Donnermeyer, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, B. Heleringer, D. Hourigan, J. LeMaster, B. Lear, R. Lewis, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, B. Richardson, M. Sheehan, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 32-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Castleman, G. Cline, F. Curd, T. Curtsinger, D. Ford, J. Harper, K. Harper, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, P. Lefevers, J. Maggard, L. Napier, A. Northup, J. Reinhardt, J. Richards, E. Scorsone, C. Siler, B. Smith, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 676 (Mar 15) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 677 (Mar 13) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 678 (Mar 13) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 679 (Mar 6) Yeas 85-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, R. Lewis, C. Little, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White,

P. Worthington. J. Yates, J. Zimmerman. Nays 11-M. Farrow, B. Heleringer, P. Lefevers, B. Lile, M. Long, P. Mason, R. Noe, M. O'Brien, R. Preston, B. Smith, S. Stokes.

HB 682 (Mar 20) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-R. Layman.

HB 683 (Mar 15) Yeas 90-J. Ackerson, R. Adkins, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-H. Hancock.

HB 683 (Mar 28) Yeas 77-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, J. Zimmerman. Nays 5-W. Allen, H. Hancock, S. Keith, R. Morris, R. Mullinix.

HB 687 (Mar 8) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, R. Smith, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-B. Smith.

HB 688 (Mar 13) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 1-B. Donnermeyer.

HB 691 (Mar 12) Yeas 95-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones,

S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-M. Brown, R. Cyrus.

HB 693 (Mar 19) Yeas 82-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 7-W. Blevins, G. Cline, T. Jensen, S. Keith, R. Noe, C. Siler, G. Stumbo.

HB 694 (Mar 26) Yeas 45-J. Ackerson, R. Altman, A. Arnold, R. Bentley, D. Blandford, W. Blevins, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, C. Crupper, H. Deskins, M. Farrow, C. Geveden, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, P. Lefevers, R. Lewis, B. Lile, J. Lyne, P. Mason, S. McElroy, C. Nelson, C. Nett, R. Noe, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, B. Smith, G. Stumbo, C. White, J. Yates, J. Zimmerman. Nays 40-R. Adkins, W. Allen, B. Ark, E. Ballard, J. Barrows, J. Bronger, D. Castleman, G. Cline, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, D. Ford, P. Freibert, L. Gray, H. Hancock, K. Harper, T. Jensen, S. Keith, R. Layman, J. LeMaster, B. Lear, M. Long, L. Mack, J. Maggard, B. McBee, H. Moberly, R. Mullinix, L. Napier, C. Noland, A. Northup, M. O'Brien, J. Reinhardt, M. Sheehan, C. Siler, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward.

HB 695 (Mar 8) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-S. Keith, C. Siler.

HB 696 (Mar 13) Yeas 85-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 5-C. Crupper, M. Long, R. Mullinix, L. Napier, R. Preston.

HB 696 (Mar 29) Yeas 82-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 1-L. Napier.

HB 697 (Mar 7) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger,

R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 699 (Mar 15) Yeas 89-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 701 (Mar 13) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-J. Barrows.

HB 704 (Mar 14) Yeas 94-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-W. Allen.

HB 705 (Mar 20) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HB 707 (Mar 13) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 709 (Mar 12) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-H. Deskins, B. Heleringer, R. Overstreet, E. Scorsone, M. Sheehan.

HB 713 (Mar 6) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-L. Johnson.

HB 713 (Mar 19) Yeas 85-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, S. Stokes, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-W. Blevins, G. Cline, D. Hourigan.

HB 715 (Mar 14) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 715 (Mar 29) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-M. Long.

HB 718 (Mar 13) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D.

Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 0.

HB 719 (Mar 13) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 0.

HB 723 (Mar 15) Yeas 86-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nett, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 5-T. Jensen, S. Keith, P. Lefevers, B. Lile, C. Noland.

HB 724 (Mar 14) Yeas 83-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 3-B. Heleringer, R. Layman, B. Lile.

HB 726 (Mar 16) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 731 (Mar 20) Yeas 87-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 735 (Mar 15) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock,

J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-B. Heleringer.

HB 738 (Mar 14) Yeas 57-J. Ackerson, R. Altman, B. Ark, A. Arnold, J. Barrows, D. Blandford, W. Blevins, L. Casebier, J. Clarke, T. Curtsinger, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, T. Jones, S. Keith, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, L. Napier, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker. Nays 34-R. Adkins, W. Allen, E. Ballard, R. Bentley, J. Bronger, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, D. Gedling, L. Gray, C. Jackson, A. Jones, T. Kerr, J. Lyne, J. Maggard, R. Morris, R. Mullinix, C. Nelson, R. Noe, M. Sheehan, B. Smith, R. Smith, M. Ward, C. White, J. Yates, J. Zimmerman.

HB 741 (Mar 22) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, C. Jackson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 742 (Mar 12) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-T. Jones, H. Moberly.

HB 745 (Mar 13) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HB 745 (Mar 28) Yeas 90-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HB 747 (Mar 19) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 748 (Mar 19) Yeas 71-J. Ackerson, R. Adkins, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, P. Lefevers, R. Lewis, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 12-W. Allen, L. Casebier, P. Freibert, D. Hourigan, T. Jensen, S. Keith, B. Lear, B. Lile, M. Long, R. Preston, C. Siler, S. Stokes.

HB 748 (Mar 30) Yeas 87-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 751 (Mar 20) Yeas 66-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, D. Blandford, W. Blevins, M. Brown, J. Bruce, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, F. Curd, R. Cyrus, B. Donnermeyer, D. Ford, P. Freibert, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, M. Long, L. Mack, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, B. Smith, S. Stokes, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 25-W. Allen, E. Ballard, R. Bentley, J. Bronger, D. Castleman, G. Cline, C. Crupper, H. Deskins, M. Farrow, D. Gedling, L. Gray, T. Jensen, R. Lewis, B. Lile, C. Little, J. Maggard, P. Mason, R. Overstreet, R. Preston, D. Ridley, M. Sheehan, C. Siler, R. Smith, G. Stumbo, J. Yates.

HB 751 (Mar 29) Yeas 72-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, J. Clarke, F. Curd, R. Cyrus, B. Donnermeyer, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, M. Long, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Zimmerman. Nays 19-W. Allen, M. Brown, G. Cline, C. Crupper, H. Deskins, M. Farrow, D. Ford, D. Gedling, T. Jensen, R. Layman, B. Lile, C. Little, J. Maggard, L. Napier, M. O'Brien, R. Overstreet, R. Preston, C. Siler, J. Yates.

HB 752 (Mar 16) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler,

B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 753 (Mar 16) Yeas 97-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 755 (Mar 13) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 758 (Mar 15) Yeas 68-R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, D. Blandford, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, P. Lefevers, R. Lewis, C. Little, J. Lyne, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, J. Yates. Nays 27-J. Ackerson, A. Arnold, J. Barrows, W. Blevins, T. Burch, L. Casebier, J. Clarke, M. Farrow, P. Freibert, H. Hancock, B. Heleringer, S. Keith, J. LeMaster, B. Lear, B. Lile, M. Long, L. Mack, J. Maggard, P. Mason, H. Moberly, C. Nett, R. Noe, T. Riner, E. Scorsone, M. Ward, P. Worthington, J. Zimmerman.

HB 759 (Mar 23) Yeas 87-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-P. Freibert.

HB 762 (Mar 15) Yeas 90-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, C. Jackson, T. Jensen, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 763 (Mar 15) Yeas 91-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman,

J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

HB 766 (Mar 19) Yeas 89-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 771 (Mar 13) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 0.

HB 778 (Mar 19) Yeas 56-J. Ackerson, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, J. Clarke, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, C. Geveden, L. Gray, H. Hancock, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nett, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, J. Richards, D. Ridley, E. Scorsone, S. Stokes, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 21-W. Allen, M. Brown, D. Castleman, C. Crupper, T. Curtsinger, D. Ford, P. Freibert, J. Harper, K. Harper, S. Keith, P. Lefevers, L. Mack, L. Napier, C. Noland, J. Reinhardt, B. Richardson, M. Sheehan, C. Siler, T. Todd, R. Turner, L. Walker.

HB 778 (Apr 12) Yeas 60-J. Ackerson, A. Arnold, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, R. Cyrus, H. Deskins, B. Donnermeyer, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, B. Heleringer, C. Jackson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, E. Scorsone, B. Smith, S. Stokes, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 28-W. Allen, R. Altman, B. Ark, R. Bentley, J. Callahan, F. Curd, T. Curtsinger, M. Farrow, D. Ford, P. Freibert, D. Gedling, K. Harper, D. Hourigan, T. Jensen, S. Keith, R. Layman, P. Lefevers, C. Little, L. Napier, R. Overstreet, R. Preston, T. Riner, C. Siler, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 779 (Mar 12) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 779 (Mar 27) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory,

H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-T. Jones.

HB 781 (Mar 16) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 781 (Mar 30) Yeas 49-R. Adkins, R. Altman, B. Ark, E. Ballard, J. Barrows, D. Blandford, M. Brown, J. Callahan, L. Clark, J. Clarke, C. Crupper, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, H. Hancock, D. Hourigan, T. Jensen, T. Jones, S. Keith, T. Kerr, P. Lefevers, R. Lewis, M. Long, J. Lyne, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Noland, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, B. Richardson, P. Richardson, T. Riner, C. Siler, B. Smith, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 1-J. Richards.

HB 783 (Mar 16) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 791 (Mar 12) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 795 (Mar 19) Yeas 81-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-M. Farrow, P. Freibert, M. O'Brien, J. Reinhardt.

HB 795 (Mar 29) Yeas 80-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson,

L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 8-J. Ackerson, L. Casebier, P. Freibert, B. Lear, L. Mack, M. O'Brien, E. Scorsone, S. Stokes.

HB 796 (Mar 15) Yeas 79-J. Ackerson, R. Altman, B. Ark, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 13-R. Adkins, D. Castleman, G. Cline, D. Gedling, C. Jackson, B. Lile, C. Little, P. Mason, C. Nelson, R. Preston, J. Reinhardt, R. Smith, G. Stumbo.

HB 796 (Mar 29) Yeas 77-J. Ackerson, R. Altman, B. Ark, A. Arnold, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 16-R. Adkins, W. Allen, E. Ballard, R. Bentley, D. Castleman, G. Cline, M. Farrow, D. Gedling, J. Harper, R. Layman, C. Little, J. Lyne, P. Mason, R. Mullinix, R. Overstreet, R. Preston.

HB 799 (Mar 26) Yeas 96-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 3-W. Allen, C. Nett, J. Yates.

HB 799 (Mar 30) Yeas 86-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, J. Zimmerman. Nays 11-J. Ackerson, W. Allen, T. Curtsinger, P. Freibert, B. Gregory, K. Harper, C. Nett, J. Reinhardt, L. Walker, P. Worthington, J. Yates.

HB 799 (Apr 12) Yeas 71-R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, S. Stokes, G. Stumbo, M. Ward, C. White, P. Worthington. Nays 18-J. Ackerson, W. Allen, R. Altman, T. Curtsinger, D. Ford, K. Harper, T. Jensen, S. Keith, R. Layman, R. Mullinix, A. Northup, R. Overstreet, C. Siler, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 800 (Mar 13) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 801 (Mar 19) Yeas 60-J. Ackerson, R. Adkins, R. Altman, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, A. Jones, T. Jones, T. Kerr, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, G. Stumbo, M. Ward, P. Worthington, J. Yates. Nays 17-W. Allen, M. Brown, M. Farrow, D. Ford, B. Heleringer, T. Jensen, S. Keith, R. Layman, P. Lefevers, J. Maggard, R. Mullinix, L. Napier, J. Reinhardt, D. Ridley, T. Todd, R. Turner, J. Zimmerman.

HB 802 (Mar 19) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, S. Stokes, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 0.

HB 802 (Mar 28) Yeas 86-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 807 (Mar 9) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-D. Ridley.

HB 809 (Mar 13) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M.

Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 812 (Mar 22) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 812 (Mar 29) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 814 (Mar 19) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-H. Hancock.

HB 814 (Mar 30) Yeas 73-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nett, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, D. Ridley, E. Scorsone, S. Stokes, W. Strong, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 11-T. Curtsinger, P. Freibert, T. Jensen, S. Keith, L. Napier, B. Richardson, P. Richardson, T. Riner, M. Sheehan, T. Todd, L. Walker.

HB 816 (Mar 19) Yeas 83-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-P. Freibert, T. Jensen, S. Keith, P. Lefevers.

HB 818 (Mar 14) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones,

T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 820 (Mar 26) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 828 (Mar 16) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-M. Sheehan.

HB 830 (Mar 16) Yeas 55-J. Ackerson, R. Altman, B. Ark, A. Arnold, J. Barrows, D. Blandford, W. Blevins, M. Brown, T. Burch, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, K. Harper, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, B. McBee, S. McElroy, H. Moberly, R. Noe, A. Northup, M. O'Brien, R. Overstreet, A. Pritchett, J. Reinhardt, B. Richardson, E. Scorsone, B. Smith, W. Strong, G. Stumbo, L. Walker, M. Ward, P. Worthington, J. Zimmerman. Nays 29-W. Allen, E. Ballard, R. Bentley, J. Bronger, L. Casebier, T. Curtsinger, R. Cyrus, D. Ford, L. Gray, P. Hatcher, T. Jensen, S. Keith, R. Layman, P. Lefevers, B. Lile, J. Lyne, J. Maggard, P. Mason, R. Mullinix, L. Napier, C. Nelson, C. Noland, R. Preston, J. Richards, D. Ridley, C. Siler, T. Todd, R. Turner, J. Yates.

HB 830 (Mar 29) Yeas 73-R. Adkins, R. Altman, B. Ark, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, J. Zimmerman. Nays 15-J. Ackerson, W. Allen, D. Castleman, T. Curtsinger, D. Gedling, T. Jensen, S. Keith, R. Layman, P. Lefevers, J. Lyne, R. Mullinix, C. Noland, S. Stokes, T. Todd, J. Yates.

HB 836 (Mar 22) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 838 (Mar 16) Yeas 91-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier,

D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 839 (Mar 15) Yeas 100-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 839 (Apr 12) Yeas 89-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-R. Altman, K. Harper, R. Overstreet.

HB 840 (Mar 15) Yeas 71-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, P. Clark, J. Clarke, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, R. Smith, W. Strong, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 17-A. Arnold, W. Blevins, L. Clark, G. Cline, T. Curtsinger, M. Farrow, P. Freibert, B. Gregory, K. Harper, B. Lear, J. Lyne, R. Mullinix, L. Napier, E. Scorsone, B. Smith, S. Stokes, T. Todd.

HB 841 (Mar 15) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 844 (Mar 23) Yeas 85-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 844 (Mar 23) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 845 (Mar 20) Yeas 81-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 8-W. Allen, D. Ford, S. Keith, R. Layman, P. Lefevers, C. Nett, C. Siler, J. Zimmerman.

HB 855 (Mar 9) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Mobrly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 855 (Mar 28) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 855 (Apr 12) Yeas 63-J. Ackerson, W. Allen, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, L. Gray, B. Gregory, J. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, K. Rapier, J. Richards, D. Ridley, B. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 27-R. Altman, J. Barrows, J. Callahan, G. Cline, T. Curtsinger, D. Ford, P. Freibert, C. Geveden, K. Harper, D. Hourigan, T. Jensen, S. Keith, P. Lefevers, B. Lile, R. Mullinix, L. Napier, R. Overstreet, R. Preston, J. Reinhardt, E. Scorsone, C. Siler, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

HB 860 (Mar 19) Yeas 74-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, G. Stumbo, T. Todd, R. Turner, P. Worthington, J. Zimmerman. Nays 5-W. Allen, T. Jensen, S. Keith, R. Mullinix, S. Stokes.

HB 863 (Mar 22) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 865 (Mar 19) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 866 (Mar 23) Yeas 66-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, M. Long, J. Lyne, L. Mack, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, S. Stokes, G. Stumbo, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 17-W. Allen, D. Ford, P. Freibert, T. Jensen, S. Keith, B. Lile, J. Maggard, P. Mason, R. Mullinix, R. Overstreet, R. Preston, J. Richards, C. Siler, B. Smith, T. Todd, R. Turner, L. Walker.

HB 867 (Mar 19) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 868 (Mar 19) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 877 (Mar 22) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 887 (Mar 16) Yeas 95-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford; W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 888 (Mar 16) Yeas 77-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, A. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 12-W. Allen, R. Altman, D. Ford, T. Jensen, S. Keith, R. Layman, P. Lefevers, B. Lile, L. Napier, R. Overstreet, R. Preston, C. Siler.

HB 889 (Mar 23) Yeas 25-A. Arnold, W. Blevins, M. Brown, L. Clark, P. Clark, C. Crupper, B. Donnermeyer, H. Hancock, C. Jackson, L. Johnson, A. Jones, M. Long, B. McBee, C. Nett, R. Noe, C. Noland, D. Priddy, J. Richards, D. Ridley, M. Sheehan, S. Stokes, L. Walker, M. Ward, P. Worthington, J. Yates. Nays 55-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, R. Bentley, J. Bronger, T. Burch, L. Casebier, D. Castleman, J. Clarke, G. Cline, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, T. Jensen, T. Jones, S. Keith, R. Layman, J. LeMaster, B. Lear, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Mullinix, L. Napier, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, J. Reinhardt, B. Richardson, E. Scorsone, C. Siler, B. Smith, G. Stumbo, T. Todd, R. Turner, J. Zimmerman.

HB 893 (Mar 20) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 893 (Mar 29) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 898 (Mar 13) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E.

Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 908 (Mar 20) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 911 (Mar 13) Yeas 90-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HB 915 (Mar 19) Yeas 87-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 4-J. Clarke, B. Lear, C. Nett, E. Scorsone.

HB 920 (Mar 23) Yeas 88-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 920 (Mar 30) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 924 (Mar 19) Yeas 73-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, B. Lear, P. Lefevers, B. Lile, C. Little,

M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 11-J. Ackerson, D. Ford, K. Harper, T. Jensen, S. Keith, A. Northup, J. Reinhardt, C. Siler, S. Stokes, R. Turner, L. Walker.

HB 924 (Mar 30) Yeas 85-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HB 926 (Mar 19) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HB 929 (Mar 22) Yeas 81-J. Ackerson, R. Adkins, R. Altman, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, S. Keith, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 13-W. Allen, B. Ark, J. Barrows, P. Freibert, B. Gregory, H. Hancock, J. Harper, T. Jensen, T. Kerr, B. Lear, E. Scorsone, M. Sheehan, L. Walker.

HB 929 (Mar 29) Yeas 75-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, D. Gedling, C. Geveden, L. Gray, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 18-J. Ackerson, W. Allen, J. Barrows, J. Clarke, T. Curtsinger, M. Farrow, P. Freibert, B. Gregory, H. Hancock, J. Harper, T. Jensen, S. Keith, B. Lear, L. Napier, B. Richardson, E. Scorsone, S. Stokes, L. Walker.

HB 938 (Mar 20) Yeas 87-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-D. Ford, T. Todd.

HB 940 (Mar 21) Yeas 58-B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, T. Burch, J. Callahan, D. Castleman, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, H. Deskins, M.

Farrow, C. Geveden, B. Gregory, H. Hancock, P. Hatcher, B. Heleringer, D. Hourigan, L. Johnson, A. Jones, T. Jones, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, S. McElroy, H. Moberly, R. Morris, C. Nelson, R. Noe, A. Northup, R. Preston, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington. Nays 42-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, J. Bronger, J. Bruce, D. Butler, L. Casebier, L. Clark, T. Curtsinger, R. Cyrus, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, L. Gray, J. Harper, K. Harper, C. Jackson, T. Jensen, S. Keith, T. Kerr, R. Layman, B. Lile, J. Maggard, B. McBee, R. Mullinix, L. Napier, C. Nett, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, J. Reinhardt, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Yates, J. Zimmerman.

HB 940 (Mar 29) Yeas 58-B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, D. Castleman, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, H. Deskins, M. Farrow, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, B. Heleringer, D. Hourigan, L. Johnson, A. Jones, T. Jones, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, S. McElroy, H. Moberly, R. Morris, C. Nelson, R. Noe, A. Northup, R. Preston, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington. Nays 42-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, J. Barrows, J. Bruce, D. Butler, L. Casebier, L. Clark, T. Curtsinger, R. Cyrus, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, J. Harper, K. Harper, C. Jackson, T. Jensen, S. Keith, T. Kerr, R. Layman, B. Lile, J. Maggard, B. McBee, R. Mullinix, L. Napier, C. Nett, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, J. Reinhardt, T. Riner, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Yates, J. Zimmerman.

HCR 4 (Jan 17) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 6 (Jan 25) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 9 (Jan 17) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 19 (Jan 23) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R.

Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HR 20 (Feb 16) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 22 (Jan 25) Yeas 100-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 24 (Feb 13) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, L. Casebier, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-B. Donnermeyer, B. McBee.

HCR 31 (Feb 9) Yeas 96-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 33 (Feb 16) Yeas 82-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, C. Jackson, T. Jensen, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-J. Bronger, K. Rapier.

HJR 45 (Feb 20) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus,

H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 48 (Feb 9) Yeas 96-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-T. Burch.

HCR 50 (Mar 16) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 51 (Feb 26) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 54 (Feb 16) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 57 (Feb 26) Yeas 95-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E.

Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 60 (Mar 19) Yeas 86-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 68 (Feb 20) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 68 (Mar 28) Yeas 86-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HCR 75 (Feb 14) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 76 (Mar 6) Yeas 94-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 81 (Feb 26) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson,

A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 99 (Feb 26) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-T. Curtsinger, C. Noland.

HJR 105 (Feb 21) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 109 (Feb 22) Yeas 87-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-M. Farrow, P. Freibert, B. Lile, L. Walker.

HCR 110 (Feb 22) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

HJR 119 (Mar 2) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 120 (Feb 26) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 122 (Mar 9) Yeas 89-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 123 (Mar 6) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

HJR 124 (Mar 16) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 129 (Mar 2) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 137 (Mar 12) Yeas 71-J. Ackerson, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, S. Keith, P. Lefevers, R. Lewis, B. Lile, C. Little, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, L. Napier, C. Nelson, R. Noe, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, S. Stokes, W. Strong,

G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 17-R. Adkins, W. Allen, M. Brown, L. Casebier, J. Clarke, G. Cline, M. Farrow, K. Harper, T. Jensen, J. LeMaster, B. Lear, M. Long, R. Mullinix, C. Nett, R. Preston, C. Siler, L. Walker.

HCR 141 (Mar 12) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-T. Jones.

HCR 144 (Mar 22) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 146 (Mar 9) Yeas 87-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 6-W. Allen, T. Jensen, S. Keith, R. Mullinix, M. Sheehan, L. Walker.

HCR 153 (Mar 12) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-B. Lear.

HCR 155 (Mar 20) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 156 (Mar 12) Yeas 96-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan,

L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 158 (Mar 16) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 159 (Mar 16) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 161 (Mar 20) Yeas 97-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-W. Allen, T. Jensen, S. Keith.

HCR 163 (Mar 12) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 166 (Mar 20) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson,

C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

HCR 169 (Mar 22) Yeas 85-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 170 (Mar 22) Yeas 91-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 173 (Mar 16) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 174 (Mar 16) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 175 (Mar 16) Yeas 91-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 178 (Mar 22) Yeas 84-J. Ackerson, R. Adkins, R. Altman, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D.

Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-W. Allen.

HJR 179 (Mar 22) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 182 (Mar 20) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-B. Ark.

HJR 183 (Mar 19) Yeas 63-R. Adkins, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, P. Lefevers, R. Lewis, B. Lile, C. Little, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 19-J. Ackerson, W. Allen, R. Altman, B. Ark, L. Casebier, T. Curtsinger, D. Ford, P. Freibert, K. Harper, T. Jensen, S. Keith, R. Layman, B. Lear, M. Long, R. Mullinix, A. Northup, S. Stokes, T. Todd, L. Walker.

HJR 185 (Mar 19) Yeas 75-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, G. Stumbo, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 9-W. Allen, P. Freibert, T. Jensen, S. Keith, L. Napier, B. Richardson, C. Siler, R. Turner, L. Walker.

HJR 185 (Mar 29) Yeas 78-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, R. Smith, W. Strong, G. Stumbo, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-W. Allen, D. Ford, T. Jensen, T. Todd, R. Turner.

HCR 186 (Mar 20) Yeas 90-J. Ackerson, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman,

L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-B. Ark.

HCR 188 (Mar 22) Yeas 83-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 205 (Mar 22) Yeas 80-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates. Nays 2-S. Keith, R. Mullinix.

HCR 207 (Mar 26) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HCR 297 (Apr 12) Yeas 77-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, D. Gedling, C. Geveden, L. Gray, B. Gregory, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, L. Napier, C. Nelson, C. Nett, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-J. Ackerson, D. Ford, P. Freibert, S. Keith, L. Walker.

HR 298 (Apr 12) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HJR 298 (Apr 13) Yeas 91-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4—R. Altman, D. Gedling, R. Layman, C. Nett, W. Strong.

HR 310 (Apr 13) Yeas 91-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

HR 319 (Apr 13) Yeas 0. Nays 100-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman.

SB 3 (Mar 26) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-D. Gedling.

SB 4 (Mar 26) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, J. Yates, J. Zimmerman. Nays 3-J. Clarke, D. Hourigan, R. Noe.

SB 6 (Feb 28) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier,

C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 7 (Feb 28) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward. Nays 0.

SB 8 (Feb 28) Yeas 91-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SB 9 (Feb 9) Yeas 95-J. Ackerson, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 17 (Mar 23) Yeas 81-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, M. Ward, C. White, J. Yates. Nays 0.

SB 18 (Feb 28) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SB 19 (Mar 22) Yeas 82-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper,

K. Harper, P. Hatcher, D. Hourigan, C. Jackson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, B. Smith, R. Smith, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 7-P. Clark, B. Heleringer, T. Jensen, B. Lile, C. Nett, E. Scorsone, S. Stokes.

SB 29 (Mar 2) Yeas 55-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, D. Blandford, W. Blevins, M. Brown, T. Burch, L. Clark, P. Clark, C. Crupper, H. Deskins, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, L. Johnson, A. Jones, T. Jones, T. Kerr, P. Lefevers, R. Lewis, C. Little, J. Lyne, L. Mack, S. McElroy, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Richards, P. Richardson, D. Ridley, T. Riner, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 27-B. Ark, J. Barrows, R. Bentley, J. Callahan, L. Casebier, D. Castleman, J. Clarke, G. Cline, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Jackson, B. Lear, B. Lile, M. Long, J. Maggard, B. McBee, H. Moberly, R. Preston, M. Sheehan, C. Siler, R. Smith, L. Walker.

SB 30 (Mar 27) Yeas 89-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-R. Turner.

SB 30 (Mar 28) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Zimmerman. Nays 1-R. Mullinix.

SB 31 (Feb 28) Yeas 84-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-J. Bruce, D. Ford, R. Layman, J. Richards, R. Turner.

SB 35 (Mar 28) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, J. Yates, J. Zimmerman. Nays 0.

SB 39 (Mar 22) Yeas 65-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, L. Casebier, L. Clark, P. Clark, G. Cline, C. Crupper, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, B. Heleringer, C. Jackson, T. Jensen, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers,

B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, A. Northup, M. O'Brien, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, M. Sheehan, B. Smith, R. Smith, W. Strong, G. Stumbo, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 16-J. Barrows, J. Bruce, J. Callahan, D. Castleman, F. Curd, T. Curtsinger, M. Farrow, D. Hourigan, A. Jones, T. Jones, R. Lewis, L. Mack, R. Noe, R. Overstreet, E. Scorsone, R. Turner.

SB 41 (Mar 23) Yeas 93-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-T. Curtsinger.

SB 46 (Mar 23) Yeas 90-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 46 (Apr 13) Yeas 66-R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, G. Stumbo, M. Ward, C. White, P. Worthington. Nays 19-J. Ackerson, W. Allen, R. Altman, L. Casebier, P. Clark, P. Freibert, K. Harper, T. Jensen, S. Keith, R. Layman, P. Lefevers, B. Lile, L. Napier, C. Noland, S. Stokes, W. Strong, R. Turner, L. Walker, J. Zimmerman.

SB 47 (Feb 22) Yeas 91-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-S. Keith, P. Mason.

SB 51 (Mar 23) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 52 (Mar 6) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J.

Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 53 (Feb 14) Yeas 95-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 1-J. Callahan.

SB 54 (Feb 14) Yeas 94-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 56 (Feb 14) Yeas 95-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 57 (Mar 5) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 59 (Feb 14) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J.

Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 60 (Feb 22) Yeas 82-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, R. Smith, W. Strong, G. Stumbo, T. Todd, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 9-J. Ackerson, S. Keith, B. Lear, M. Long, C. Noland, A. Northup, R. Preston, B. Smith, R. Turner.

SB 61 (Feb 14) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 1-K. Harper.

SB 62 (Feb 14) Yeas 97-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 68 (Mar 7) Yeas 46-J. Ackerson, R. Adkins, R. Bentley, D. Blandford, J. Bronger, M. Brown, J. Bruce, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, D. Ford, L. Gray, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, A. Jones, R. Lewis, B. Lile, C. Little, J. Maggard, P. Mason, S. McElroy, R. Morris, C. Nett, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, J. Richards, B. Richardson, T. Riner, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 46-W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, W. Blevins, J. Callahan, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, C. Geveden, B. Gregory, H. Hancock, K. Harper, C. Jackson, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, M. Long, J. Lyne, L. Mack, B. McBee, H. Moberly, R. Mullinix, L. Napier, R. Noe, C. Noland, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, P. Richardson, E. Scorsone, M. Sheehan, G. Stumbo, R. Turner, L. Walker, C. White.

SB 68 (Mar 9) Yeas 50-J. Ackerson, R. Adkins, R. Bentley, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, H. Deskins, D. Ford, L. Gray, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, A. Jones, S. Keith, R. Lewis, B. Lile, C. Little, J. Maggard, P. Mason, S. McElroy, R. Morris, C. Nelson, C. Nett, A. Northup, M. O'Brien, D. Priddy, J. Richards, B. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 45-W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, W. Blevins, J. Callahan, J. Clarke, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, K. Harper, C. Jackson, T. Jones, T. Kerr, R. Layman, B. Lear, P. Lefevers, M. Long, J. Lyne, B. McBee, H. Moberly, R. Mullinix, L. Napier, R. Noe, C. Noland, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, P. Richardson, E. Scorsone, M. Sheehan, G. Stumbo, L. Walker, C. White.

SB 68 (Mar 30) Yeas 57-J. Ackerson, R. Adkins, J. Barrows, D. Blandford, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, H. Deskins, B. Donnermeyer, D. Ford, L. Gray, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Lewis, B. Lile, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, C. Nett, R. Noe,

C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, T. Todd, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 36-W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, W. Blevins, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, M. Farrow, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, K. Harper, C. Jackson, T. Jones, R. Layman, B. Lear, P. Lefevers, M. Long, J. Lyne, H. Moberly, R. Mullinix, L. Napier, C. Nelson, R. Overstreet, R. Preston, K. Rapier, E. Scorsone, G. Stumbo, R. Turner, C. White.

SB 70 (Mar 23) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 72 (Mar 22) Yeas 86-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates. Nays 6-W. Allen, H. Deskins, K. Harper, C. Siler, L. Walker, J. Zimmerman.

SB 81 (Mar 22) Yeas 84-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, J. Yates. Nays 5-P. Freibert, T. Jensen, S. Keith, L. Walker, J. Zimmerman.

SB 82 (Mar 27) Yeas 99-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 82 (Mar 30) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 86 (Mar 22) Yeas 28-J. Ackerson, A. Arnold, E. Ballard, J. Barrows, D. Blandford, T. Burch, J. Clarke, G. Cline, M. Farrow, P. Freibert, C. Geveden, B. Heleringer, T. Jones, J. LeMaster, B. Lear, R. Lewis, B. Lile, M. Long, S. McElroy, H. Moberly, R. Noe, A. Northup, K. Rapier, J. Richards, E. Scorsone, M. Sheehan, B. Smith, M. Ward. Nays 70-R. Adkins, W. Allen, R. Altman, B. Ark, R. Bentley, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, A. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, C. Siler, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman.

SB 86 (Mar 23) Yeas 45-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, D. Castleman, L. Clark, F. Curd, M. Farrow, C. Geveden, L. Gray, B. Gregory, H. Hancock, L. Johnson, T. Jones, J. LeMaster, B. Lear, R. Lewis, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Noe, A. Northup, M. O'Brien, K. Rapier, J. Richards, D. Ridley, E. Scorsone, B. Smith, R. Smith, S. Stokes, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 41-W. Allen, R. Altman, J. Bruce, P. Clark, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, S. Keith, T. Kerr, R. Layman, P. Lefevers, L. Mack, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, R. Overstreet, R. Preston, A. Pritchett, B. Richardson, P. Richardson, T. Riner, C. Siler, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

SB 86 (Mar 29) Yeas 53-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Castleman, L. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, C. Geveden, L. Gray, B. Gregory, K. Harper, P. Hatcher, C. Jackson, L. Johnson, A. Jones, S. Keith, J. LeMaster, B. Lear, P. Lefevers, C. Little, M. Long, L. Mack, P. Mason, B. McBee, S. McElroy, R. Mullinix, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, D. Ridley, E. Scorsone, M. Sheehan, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 25-J. Ackerson, W. Allen, J. Bruce, D. Butler, J. Callahan, L. Casebier, P. Clark, D. Ford, D. Gedling, D. Hourigan, T. Jensen, T. Kerr, R. Layman, B. Lile, J. Lyne, C. Noland, R. Overstreet, R. Preston, J. Reinhardt, B. Richardson, P. Richardson, T. Riner, T. Todd, R. Turner, L. Walker.

SB 86 (Apr 13) Yeas 51-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, H. Deskins, M. Farrow, C. Geveden, B. Gregory, H. Hancock, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, J. LeMaster, B. Lear, R. Lewis, B. Lile, M. Long, J. Lyne, P. Mason, S. McElroy, H. Moberly, C. Nelson, R. Noe, A. Northup, M. O'Brien, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, E. Scorsone, B. Smith, S. Stokes, G. Stumbo, M. Ward, C. White, P. Worthington. Nays 37-W. Allen, R. Altman, J. Bruce, J. Callahan, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, D. Ford, P. Freibert, D. Gedling, K. Harper, D. Hourigan, T. Jensen, S. Keith, T. Kerr, R. Layman, P. Lefevers, C. Little, L. Mack, J. Maggard, B. McBee, R. Mullinix, L. Napier, C. Nett, C. Noland, R. Overstreet, R. Preston, B. Richardson, T. Riner, W. Strong, T. Todd, R. Turner, L. Walker, J. Yates, J. Zimmerman.

SB 88 (Mar 8) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-J. Bruce, B. Donnermeyer, L. Napier, C. Siler, R. Turner.

SB 89 (Mar 27) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 90 (Mar 23) Yeas 86-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 91 (Mar 23) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-B. Heleringer.

SB 92 (Mar 23) Yeas 81-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 1-B. Heleringer.

SB 93 (Mar 27) Yeas 90-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, L. Walker, M. Ward, J. Yates, J. Zimmerman. Nays 1-W. Allen.

SB 94 (Mar 22) Yeas 77-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, D. Hourigan, C. Jackson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, R. Smith, W. Strong, R. Turner, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 11-W. Allen, T. Curtsinger, K. Harper, T. Jensen, C. Noland, J. Reinhardt, C. Siler, G. Stumbo, T. Todd, L. Walker, C. White.

SB 95 (Mar 23) Yeas 83-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-B. Heleringer, T. Jensen, S. Keith, J. LeMaster.

SB 96 (Mar 27) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 97 (Mar 23) Yeas 90-R. Adkins, W. Allen, R. Altman, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-J. Richards.

SB 103 (Mar 27) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 108 (Mar 26) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 112 (Mar 23) Yeas 74-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 9-W. Allen, G. Cline, M. Farrow, B. Heleringer, B. Lile, R. Mullinix, R. Preston, D. Ridley, J. Zimmerman.

SB 117 (Feb 14) Yeas 62-R. Adkins, R. Altman, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, B. Lear, P. Lefevers, R. Lewis, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 29-J. Ackerson, W. Allen, B. Ark, J. Barrows, R. Bentley, L. Casebier, T. Curtsinger, D. Ford, P. Freibert,

K. Harper, T. Jensen, S. Keith, R. Layman, B. Lile, C. Little, M. Long, P. Mason, R. Mullinix, A. Northup, R. Preston, J. Reinhardt, E. Scorsone, C. Siler, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

SB 122 (Mar 7) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-J. Clarke, B. Richardson, L. Walker.

SB 123 (Feb 28) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-B. Heleringer, D. Priddy.

SB 125 (Mar 26) Yeas 94-R. Adkins, W. Allen, R. Altman, B. Ark, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 126 (Feb 14) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 127 (Feb 14) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 128 (Feb 14) Yeas 94-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, L. Casebier,

D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 132 (Mar 23) Yeas 78-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-P. Freibert, B. Lear, B. Richardson.

SB 134 (Mar 26) Yeas 94-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SB 135 (Feb 28) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 136 (Mar 22) Yeas 97-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 141 (Mar 22) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 143 (Mar 22) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 144 (Mar 23) Yeas 84-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates. Nays 1-T. Curtsinger.

SB 145 (Mar 22) Yeas 95-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 146 (Mar 22) Yeas 93-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-W. Allen, S. Keith, C. Siler, T. Todd.

SB 147 (Mar 22) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 148 (Mar 23) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien,

R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 149 (Mar 22) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, J. Yates, J. Zimmerman. Nays 3-T. Jensen, S. Keith, R. Preston.

SB 154 (Mar 22) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 156 (Mar 22) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Keith.

SB 158 (Mar 27) Yeas 53-J. Ackerson, R. Altman, B. Ark, R. Bentley, D. Blandford, W. Blevins, T. Burch, L. Casebier, L. Clark, J. Clarke, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, L. Johnson, S. Keith, J. LeMaster, B. Lear, P. Lefevers, B. Lile, M. Long, L. Mack, P. Mason, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, A. Pritchett, J. Richards, D. Ridley, T. Riner, M. Sheehan, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Zimmerman. Nays 37-R. Adkins, W. Allen, A. Arnold, E. Ballard, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, D. Castleman, G. Cline, C. Crupper, R. Cyrus, D. Gedling, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Kerr, R. Layman, C. Little, J. Lyne, J. Maggard, B. McBee, R. Mullinix, R. Overstreet, R. Preston, K. Rapier, J. Reinhardt, P. Richardson, E. Scorsone, B. Smith, R. Smith, G. Stumbo, J. Yates.

SB 161 (Feb 23) Yeas 89-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SB 166 (Mar 5) Yeas 82-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson,

T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, B. Lear, P. Lefevers, B. Lile, C. Little, J. Lyne, L. Mack, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-A. Arnold, J. Clarke, H. Hancock, S. Keith, M. Long.

SB 169 (Mar 22) Yeas 76-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, R. Noe, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, B. Smith, R. Smith, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 12-W. Allen, L. Clark, B. Donnermeyer, D. Ford, D. Hourigan, R. Layman, P. Lefevers, L. Napier, C. Noland, C. Siler, W. Strong, T. Todd.

SB 170 (Feb 28) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-A. Arnold, R. Bentley, H. Hancock.

SB 171 (Mar 27) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 172 (Mar 23) Yeas 88-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-R. Altman, S. Keith.

SB 173 (Mar 23) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 174 (Mar 22) Yeas 77-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates. Nays 4-J. Barrows, C. Little, L. Mack, R. Noe.

SB 175 (Feb 27) Yeas 82-R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, R. Bentley, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 9-J. Ackerson, J. Barrows, J. Clarke, K. Harper, D. Hourigan, C. Nett, E. Scorsone, M. Sheehan, L. Walker.

SB 176 (Feb 28) Yeas 89-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 4-J. Callahan, H. Deskins, D. Hourigan, R. Overstreet.

SB 176 (Apr 13) Yeas 52-R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, T. Burch, L. Clark, J. Clarke, B. Donnermeyer, M. Farrow, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, C. Jackson, L. Johnson, A. Jones, T. Jones, J. LeMaster, B. Lear, R. Lewis, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, R. Noe, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, E. Scorsone, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington. Nays 44-J. Ackerson, W. Allen, R. Altman, J. Bronger, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, D. Ford, P. Freibert, D. Gedling, K. Harper, B. Heleringer, D. Hourigan, T. Jensen, S. Keith, R. Layman, P. Lefevers, B. Lile, C. Little, L. Mack, P. Mason, R. Mullinix, L. Napier, C. Noland, A. Northup, R. Overstreet, R. Preston, T. Riner, C. Siler, W. Strong, T. Todd, R. Turner, L. Walker, J. Yates, J. Zimmerman.

SB 178 (Mar 23) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 180 (Mar 23) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards,

B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 181 (Mar 23) Yeas 86-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 182 (Mar 22) Yeas 56-J. Ackerson, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, T. Curtsinger, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, A. Jones, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, M. Long, J. Lyne, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, C. Nelson, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, M. Sheehan, B. Smith, R. Smith, T. Todd, L. Walker, C. White, J. Yates, J. Zimmerman. Nays 36-R. Adkins, W. Allen, J. Barrows, R. Bentley, M. Brown, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, D. Gedling, J. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, T. Jones, S. Keith, B. Lile, C. Little, L. Mack, J. Maggard, H. Moberly, L. Napier, C. Nett, R. Noe, R. Overstreet, R. Preston, J. Reinhardt, E. Scorsone, C. Siler, G. Stumbo, R. Turner, M. Ward, P. Worthington.

SB 185 (Feb 28) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 186 (Mar 23) Yeas 89-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SB 188 (Mar 7) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-S. Keith, R. Turner.

SB 190 (Mar 22) Yeas 86-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, F. Curd, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B.

Heleringer, C. Jackson, T. Jensen, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-W. Allen, C. Crupper, D. Hourigan.

SB 190 (Mar 30) Yeas 82-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, J. Yates, J. Zimmerman. Nays 3-J. Ackerson, P. Clark, C. Jackson.

SB 194 (Mar 22) Yeas 90-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 199 (Mar 23) Yeas 86-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 3-J. Ackerson, S. Keith, C. Siler.

SB 200 (Mar 23) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SB 202 (Mar 22) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 205 (Mar 22) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L.

Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 206 (Mar 27) Yeas 58-R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, T. Burch, D. Butler, L. Clark, J. Clarke, F. Curd, R. Cyrus, M. Farrow, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, E. Scorsone, M. Sheehan, B. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 32-J. Ackerson, W. Allen, R. Altman, R. Bentley, J. Callahan, L. Casebier, D. Castleman, P. Clark, G. Cline, T. Curtsinger, D. Ford, P. Freibert, D. Gedling, D. Hourigan, T. Jensen, S. Keith, R. Layman, B. Lile, C. Little, P. Mason, R. Mullinix, L. Napier, R. Overstreet, B. Richardson, T. Riner, C. Siler, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

SB 207 (Mar 22) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-P. Mason, R. Overstreet.

SB 209 (Mar 22) Yeas 82-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 11-W. Allen, M. Farrow, D. Ford, D. Gedling, D. Hourigan, T. Jensen, S. Keith, R. Overstreet, C. Siler, W. Strong, T. Todd.

SB 210 (Mar 22) Yeas 84-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, S. Keith, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 211 (Mar 23) Yeas 79-J. Ackerson, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, G. Stumbo, R. Turner, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 7-R. Altman, D. Ford, K. Harper, S. Keith, L. Napier, C. Noland, C. Siler.

SB 213 (Mar 5) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 214 (Mar 5) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 215 (Mar 22) Yeas 85-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-C. Crupper, T. Curtsinger, T. Jensen, S. Keith, R. Preston.

SB 217 (Mar 22) Yeas 81-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-H. Deskins, R. Overstreet.

SB 218 (Mar 22) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 223 (Mar 1) Yeas 70-R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nelson, C. Nett, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 28-J. Ackerson, W. Allen, R. Altman,

L. Casebier, T. Curtsinger, D. Ford, P. Freibert, J. Harper, K. Harper, B. Heleringer, T. Jensen, R. Layman, P. Lefevers, B. Lile, R. Mullinix, L. Napier, C. Noland, A. Northup, R. Overstreet, R. Preston, J. Reinhardt, C. Siler, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

SB 224 (Mar 23) Yeas 74-B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, T. Todd, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 8-J. Ackerson, R. Adkins, R. Altman, R. Bentley, R. Cyrus, R. Preston, C. Siler, G. Stumbo.

SB 226 (Mar 27) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 228 (Mar 27) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-C. Nelson.

SB 229 (Mar 22) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 1-T. Jones.

SB 230 (Mar 27) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-R. Noe.

SB 233 (Mar 27) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus,

H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 1-P. Mason.

SB 237 (Mar 23) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-S. McElroy, M. Sheehan.

SB 239 (Mar 28) Yeas 100-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 240 (Mar 22) Yeas 79-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, R. Cyrus, H. Deskins, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, C. Jackson, T. Jensen, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 3-J. Clarke, P. Freibert, B. Heleringer.

SB 242 (Mar 27) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 3-B. Ark, J. Barrows, T. Jones.

SB 243 (Mar 28) Yeas 73-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, J. Callahan, L. Clark, P. Clark, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 11-W. Allen, D. Castleman, J. Clarke, F. Curd, P. Freibert, K. Harper, S. Keith, B. Lile, R. Preston, J. Reinhardt, S. Stokes.

SB 246 (Mar 27) Yeas 98-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-B. Donnermeyer.

SB 249 (Mar 23) Yeas 88-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-J. LeMaster, M. Long.

SB 253 (Mar 22) Yeas 94-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 255 (Mar 23) Yeas 93-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-S. Stokes.

SB 256 (Mar 23) Yeas 90-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, J. Yates, J. Zimmerman. Nays 0.

SB 257 (Mar 23) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K.

Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 1-C. White.

SB 265 (Mar 26) Yeas 73-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, F. Curd, R. Cyrus, H. Deskins, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 11-W. Allen, J. Clarke, C. Crupper, T. Curtsinger, B. Donnermeyer, M. Farrow, B. Gregory, H. Hancock, B. Lear, M. Long, A. Northup.

SB 269 (Mar 26) Yeas 86-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 7-J. Barrows, R. Bentley, M. Long, H. Moberly, A. Northup, T. Todd, R. Turner.

SB 269 (Apr 13) Yeas 67-J. Ackerson, W. Allen, B. Ark, A. Arnold, D. Blandford, W. Blevins, T. Burch, L. Clark, J. Clarke, T. Curtsinger, R. Cyrus, B. Donnermeyer, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, C. Siler, B. Smith, S. Stokes, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 18-R. Altman, J. Barrows, R. Bentley, J. Bronger, J. Callahan, D. Castleman, P. Clark, C. Crupper, F. Curd, H. Deskins, K. Harper, P. Hatcher, D. Hourigan, S. Keith, R. Layman, J. Maggard, P. Mason, T. Riner.

SB 270 (Mar 22) Yeas 97-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 271 (Mar 22) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 274 (Mar 27) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B.

Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 3-J. Barrows, B. Gregory, M. Sheehan.

SB 275 (Mar 22) Yeas 85-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-W. Allen, S. Keith.

SB 280 (Mar 23) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 289 (Mar 23) Yeas 87-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, S. Stokes, W. Strong, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 290 (Mar 22) Yeas 81-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 5-R. Bentley, H. Deskins, S. Keith, R. Overstreet, W. Strong.

SB 297 (Mar 23) Yeas 85-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-B. Ark, T. Jones.

SB 298 (Mar 23) Yeas 85-J. Ackerson, R. Adkins, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, G.

Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 1-B. Ark.

SB 300 (Mar 28) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, B. McBee, S. McElroy, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SB 304 (Mar 23) Yeas 92-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 305 (Mar 23) Yeas 81-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 12-W. Allen, J. Clarke, D. Ford, L. Gray, T. Jones, S. Keith, R. Layman, L. Napier, R. Noe, R. Overstreet, E. Scorsone, C. Siler.

SB 309 (Mar 26) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 310 (Mar 27) Yeas 37-B. Ark, J. Barrows, R. Bentley, J. Bronger, M. Brown, L. Clark, J. Clarke, F. Curd, H. Deskins, B. Donnermeyer, M. Farrow, C. Geveden, L. Gray, H. Hancock, P. Hatcher, L. Johnson, A. Jones, T. Jones, J. LeMaster, B. Lear, R. Lewis, M. Long, P. Mason, H. Moberly, R. Morris, R. Noe, D. Priddy, J. Richards, B. Richardson, D. Ridley, T. Riner, B. Smith, R. Smith, M. Ward, C. White, P. Worthington, J. Yates. Nays 37-J. Ackerson, W. Allen, R. Altman, E. Ballard, W. Blevins, J. Callahan, L. Casebier, D. Castleman, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, D. Ford, B. Gregory, J. Harper, B. Heleringer, T. Jensen, S. Keith, T. Kerr, R. Layman, P. Lefevers, B. Lile, J. Maggard, B. McBee, R. Mullinix, C. Noland, A. Northup, R. Preston, A. Pritchett, J. Reinhardt, M. Sheehan, C. Siler, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

SB 310 (Mar 28) Yeas 49-B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, T. Burch, J. Clarke, G. Cline, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, C. Geveden, L. Gray, H. Hancock, D. Hourigan, C. Jackson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, C. Nett, R. Noe, M. O'Brien, A. Pritchett, J. Richards, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, G. Stumbo, C. White. Nays 41-J. Ackerson, W. Allen, R. Altman, J. Bronger, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, F. Curd, T. Curtsinger, D. Ford, P. Freibert, D. Gedling, B. Gregory, J. Harper, K. Harper, B. Heleringer, T. Jensen, S. Keith, R. Layman, P. Lefevers, B. Lile, R. Mullinix, C. Noland, A. Northup, R. Overstreet, R. Preston, D. Priddy, J. Reinhardt, B. Richardson, P. Richardson, C. Siler, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, J. Yates, J. Zimmerman.

SB 311 (Mar 23) Yeas 92-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 312 (Mar 28) Yeas 67-J. Ackerson, R. Adkins, W. Allen, R. Altman, A. Arnold, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, J. Callahan, D. Castleman, P. Clark, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, D. Ford, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jones, S. Keith, T. Kerr, R. Layman, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 20-J. Barrows, L. Casebier, L. Clark, J. Clarke, T. Curtsinger, H. Deskins, M. Farrow, P. Freibert, T. Jensen, L. Johnson, J. LeMaster, B. Lear, B. Lile, L. Mack, M. O'Brien, E. Scorsone, S. Stokes, T. Todd, R. Turner, L. Walker.

SB 312 (Mar 30) Yeas 40-R. Adkins, R. Altman, J. Barrows, R. Bentley, D. Blandford, J. Bronger, M. Brown, T. Burch, D. Butler, P. Clark, R. Cyrus, H. Deskins, B. Donnermeyer, L. Gray, P. Hatcher, C. Jackson, T. Jones, S. Keith, R. Layman, P. Lefevers, R. Lewis, C. Little, J. Lyne, P. Mason, B. McBee, S. McElroy, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, M. Sheehan, G. Stumbo, M. Ward, P. Worthington, J. Zimmerman. Nays 32-J. Ackerson, W. Allen, B. Ark, L. Casebier, L. Clark, J. Clarke, T. Curtsinger, M. Farrow, D. Ford, P. Freibert, H. Hancock, B. Heleringer, T. Jensen, J. LeMaster, B. Lile, M. Long, L. Mack, H. Moberly, R. Mullinix, L. Napier, C. Nett, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, B. Smith, S. Stokes, W. Strong, T. Todd, L. Walker.

SB 313 (Mar 26) Yeas 86-J. Ackerson, W. Allen, R. Altman, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 2-B. Ark, S. Keith.

SB 314 (Mar 23) Yeas 68-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, W. Blevins, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, P. Hatcher, D. Hourigan, C. Jackson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Noland, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, S. Stokes, W. Strong, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 17-W. Allen, T. Curtsinger, B. Donnermeyer, M. Farrow, H. Hancock, K. Harper, B. Heleringer, T. Jensen, B. Lile, C. Little, L. Napier, A. Northup, R. Preston, B. Richardson, B. Smith, G. Stumbo, R. Turner.

SB 315 (Mar 26) Yeas 91-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 316 (Mar 27) Yeas 82-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, J. Yates. Nays 9-J. Ackerson, W. Allen, P. Freibert, A. Jones, R. Mullinix, A. Northup, S. Stokes, L. Walker, J. Zimmerman.

SB 317 (Mar 27) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-T. Curtsinger, R. Lewis.

SB 319 (Mar 23) Yeas 84-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SB 319 (Apr 13) Yeas 67-J. Ackerson, R. Adkins, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nelson, C. Nett, R. Noe, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, C. Siler, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 22-W. Allen, R. Altman, P. Clark, D. Ford, K. Harper, T. Jensen, S. Keith, R. Layman, P. Lefevers, B. Lile, R. Mullinix, L. Napier, A. Northup, R. Overstreet, J. Reinhardt, T. Riner, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, J. Zimmerman.

SB 320 (Mar 23) Yeas 80-J. Ackerson, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, D. Hourigan, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes,

G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 8-J. Bronger, R. Cyrus, B. Donnermeyer, B. Heleringer, B. Lile, B. McBee, L. Walker, J. Yates.

SB 321 (Mar 27) Yeas 88-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, P. Lefevers, B. Lile, C. Little, J. Lyne, L. Mack, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 329 (Mar 27) Yeas 79-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, J. LeMaster, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, R. Noe, C. Noland, A. Northup, R. Overstreet, R. Preston, D. Priddy, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Zimmerman. Nays 12-W. Allen, J. Barrows, L. Casebier, T. Curtsinger, M. Farrow, D. Ford, D. Hourigan, T. Jensen, M. Long, M. O'Brien, A. Pritchett, J. Yates.

SB 331 (Mar 23) Yeas 66-J. Ackerson, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Castleman, L. Clark, J. Clarke, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, B. Smith, R. Turner, L. Walker, M. Ward, J. Yates. Nays 22-R. Adkins, W. Allen, R. Altman, J. Barrows, J. Bronger, D. Butler, P. Clark, G. Cline, T. Curtsinger, D. Gedling, D. Hourigan, T. Jensen, T. Jones, R. Layman, L. Napier, R. Overstreet, D. Ridley, C. Siler, W. Strong, G. Stumbo, C. White, J. Zimmerman.

SB 332 (Mar 27) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 333 (Mar 27) Yeas 86-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 334 (Mar 27) Yeas 80-R. Adkins, R. Altman, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, L. Johnson, T. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C.

Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, R. Turner, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 10-J. Ackerson, W. Allen, J. Bronger, P. Freibert, T. Jensen, R. Layman, R. Overstreet, R. Preston, T. Todd, L. Walker.

SB 334 (Apr 13) Yeas 62-R. Adkins, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, L. Casebier, D. Castleman, L. Clark, J. Clarke, C. Crupper, F. Curd, R. Cyrus, B. Donnermeyer, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, J. Harper, C. Jackson, L. Johnson, A. Jones, T. Jones, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, D. Priddy, K. Rapier, J. Richards, D. Ridley, E. Scorsone, B. Smith, G. Stumbo, R. Turner, M. Ward, C. White, P. Worthington, J. Yates. Nays 23-J. Ackerson, W. Allen, R. Altman, J. Bruce, P. Clark, G. Cline, D. Ford, P. Freibert, K. Harper, B. Heleringer, T. Jensen, S. Keith, R. Layman, R. Mullinix, R. Overstreet, J. Reinhardt, T. Riner, C. Siler, R. Smith, W. Strong, T. Todd, L. Walker, J. Zimmerman.

SB 340 (Mar 22) Yeas 90-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 350 (Mar 27) Yeas 46-J. Ackerson, R. Adkins, A. Arnold, J. Barrows, R. Bentley, D. Blandford, W. Blevins, M. Brown, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, B. Donnermeyer, C. Geveden, L. Gray, H. Hancock, J. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, T. Jones, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, M. Long, L. Mack, P. Mason, S. McElroy, H. Moberly, R. Morris, M. O'Brien, R. Preston, K. Rapier, J. Richards, T. Riner, E. Scorsone, R. Smith, G. Stumbo, T. Todd, M. Ward, C. White. Nays 46-W. Allen, R. Altman, B. Ark, E. Ballard, J. Bronger, T. Burch, D. Butler, J. Callahan, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, D. Ford, P. Freibert, D. Gedling, B. Gregory, K. Harper, T. Jensen, A. Jones, S. Keith, T. Kerr, B. Lile, C. Little, J. Lyne, J. Maggard, B. McBee, R. Mullinix, C. Nelson, R. Noe, C. Noland, A. Northup, R. Overstreet, A. Pritchett, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, M. Sheehan, C. Siler, B. Smith, W. Strong, R. Turner, L. Walker, J. Yates, J. Zimmerman.

SB 350 (Mar 28) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, T. Todd, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-R. Turner.

SB 355 (Mar 23) Yeas 87-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates. Nays 0.

SB 356 (Mar 27) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock,

J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 364 (Mar 27) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 391 (Mar 26) Yeas 67-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, D. Castleman, L. Clark, C. Crupper, F. Curd, R. Cyrus, H. Deskins, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, J. Lyne, J. Maggard, P. Mason, B. McBee, S. McElroy, R. Mullinix, C. Nelson, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, C. Siler, B. Smith, R. Smith, S. Stokes, G. Stumbo, R. Turner, L. Walker, M. Ward, P. Worthington, J. Yates, J. Zimmerman. Nays 15-J. Barrows, R. Bentley, W. Blevins, T. Burch, G. Cline, T. Curtsinger, B. Donnermeyer, M. Farrow, T. Jones, B. Lile, C. Little, H. Moberly, L. Napier, R. Preston, C. White.

SB 396 (Mar 27) Yeas 82-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, J. Harper, K. Harper, P. Hatcher, C. Jackson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-W. Allen, S. Keith.

SB 396 (Mar 29) Yeas 80-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, K. Harper, P. Hatcher, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SB 396 (Apr 13) Yeas 57-R. Adkins, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, T. Burch, L. Clark, J. Clarke, C. Crupper, T. Curtsinger, R. Cyrus, M. Farrow, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, B. Heleringer, C. Jackson, L. Johnson, A. Jones, T. Jones, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, B. McBee, S. McElroy, H. Moberly, R. Mullinix, C. Nelson, C. Nett, R. Noe, A. Northup, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, E. Scorsone, B. Smith, R. Smith, G. Stumbo, M. Ward, C. White, P. Worthington, J. Yates. Nays 27-J. Ackerson, W. Allen, R. Altman, J. Bruce, D. Castleman, P. Clark, F. Curd, H. Deskins, B. Donnermeyer, D. Ford, P. Freibert, K. Harper, T. Jensen, S. Keith, R. Layman, P. Lefevers, J. Maggard, P. Mason, R. Morris, L. Napier, C. Noland, R. Overstreet, T. Riner, C. Siler, W. Strong, R. Turner, J. Zimmerman.

SB 403 (Mar 26) Yeas 91-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus,

H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SB 405 (Mar 26) Yeas 72-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, C. Geveden, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, J. LeMaster, B. Lear, R. Lewis, B. Lile, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, C. Nelson, R. Noe, C. Noland, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 17-W. Allen, T. Curtsinger, D. Ford, P. Freibert, D. Gedling, L. Gray, T. Jensen, S. Keith, R. Layman, P. Lefevers, R. Mullinix, C. Nett, A. Northup, C. Siler, T. Todd, R. Turner, L. Walker.

SCR 1 (Mar 26) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SCR 3 (Mar 26) Yeas 94-R. Adkins, W. Allen, R. Altman, B. Ark, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SCR 4 (Feb 16) Yeas 90-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 2-H. Deskins, R. Overstreet.

SCR 5 (Feb 16) Yeas 88-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, C. White, J. Yates, J. Zimmerman. Nays 2-H. Deskins, R. Overstreet.

SCR 11 (Mar 26) Yeas 89-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-D. Ford.

SJR 13 (Mar 26) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SCR 20 (Mar 5) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 2-R. Bentley, H. Deskins.

SJR 36 (Feb 28) Yeas 96-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SJR 44 (Mar 26) Yeas 89-J. Ackerson, R. Adkins, R. Altman, B. Ark, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, H. Hancock, J. Harper, K. Harper, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SCR 55 (Mar 23) Yeas 87-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup,

M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SCR 71 (Mar 26) Yeas 91-R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SCR 72 (Mar 23) Yeas 88-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SCR 73 (Mar 23) Yeas 88-J. Ackerson, R. Adkins, W. Allen, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SCR 74 (Mar 23) Yeas 87-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, D. Priddy, A. Pritchett, K. Rapier, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-L. Walker.

SJR 85 (Mar 27) Yeas 86-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, D. Butler, J. Callahan, D. Castleman, L. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 0.

SCR 91 (Mar 23) Yeas 93-J. Ackerson, R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R.

Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SCR 92 (Mar 23) Yeas 78-J. Ackerson, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nett, R. Noe, M. O'Brien, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, B. Smith, S. Stokes, W. Strong, T. Todd, R. Turner, L. Walker, M. Ward, C. White, J. Yates, J. Zimmerman. Nays 2-S. Keith, P. Worthington.

SJR 93 (Mar 23) Yeas 87-J. Ackerson, R. Adkins, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Mullinix, L. Napier, C. Nelson, C. Nett, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SCR 97 (Mar 23) Yeas 85-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, D. Blandford, W. Blevins, J. Bronger, J. Bruce, T. Burch, D. Butler, D. Castleman, L. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, M. Farrow, D. Ford, P. Freibert, D. Gedling, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 1-M. Brown.

SCR 105 (Mar 23) Yeas 94-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SCR 109 (Mar 23) Yeas 85-R. Adkins, R. Altman, B. Ark, A. Arnold, E. Ballard, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J. Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SJR 110 (Mar 26) Yeas 95-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, J. Clarke, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, P. Hatcher, D. Hourigan, C. Jackson, T. Jensen, L. Johnson, A. Jones, T. Jones, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, M. Long, J.

Lyne, L. Mack, J. Maggard, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Overstreet, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, E. Scorsone, M. Sheehan, C. Siler, B. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

SCR 112 (Mar 28) Yeas 93-J. Ackerson, R. Adkins, W. Allen, R. Altman, B. Ark, A. Arnold, E. Ballard, J. Barrows, R. Bentley, D. Blandford, W. Blevins, J. Bronger, M. Brown, J. Bruce, T. Burch, D. Butler, J. Callahan, L. Casebier, D. Castleman, L. Clark, P. Clark, G. Cline, C. Crupper, F. Curd, T. Curtsinger, R. Cyrus, H. Deskins, B. Donnermeyer, M. Farrow, D. Ford, P. Freibert, D. Gedling, C. Geveden, L. Gray, B. Gregory, H. Hancock, J. Harper, K. Harper, B. Heleringer, D. Hourigan, C. Jackson, T. Jensen, A. Jones, T. Jones, S. Keith, T. Kerr, R. Layman, J. LeMaster, B. Lear, P. Lefevers, R. Lewis, B. Lile, C. Little, J. Lyne, L. Mack, P. Mason, B. McBee, S. McElroy, H. Moberly, R. Morris, R. Mullinix, L. Napier, C. Nelson, C. Nett, R. Noe, C. Noland, A. Northup, M. O'Brien, R. Preston, D. Priddy, A. Pritchett, K. Rapier, J. Reinhardt, J. Richards, B. Richardson, P. Richardson, D. Ridley, T. Riner, M. Sheehan, C. Siler, B. Smith, R. Smith, S. Stokes, W. Strong, G. Stumbo, T. Todd, R. Turner, L. Walker, M. Ward, C. White, P. Worthington, J. Yates, J. Zimmerman. Nays 0.

HISTORY OF HOUSE BILLS

(Numbers refer to page of House Journal. The text of a bill is given on first reading. Sponsors are indicated on the page of introduction.)

***Voting modifications appear at the member's name in the subject index.**

Bill No.	Introduced	Referred	Reported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	Enrolled	Other Action
				1st	2nd	3rd						
HB 1	18	30										86
HB 2	18	24	82	82	127	144		144	867		947	36,94,134,141,146,151, 261
HB 3	18	24	49	49	54	2395	2380	2395	3531		3619	94,128,135,907,1939, 2171,2181
HB 4	18	24	117	117	133	144		144	977		1062	51,134,151
HB 5	18	30	2486	2486	2800	3357	2487, 2879	3357				141,188,261,443,1082, 1475,2151,2819, 3211, 3363,3364,3420,3800
HB 6	18	24	40	40	54	86		86	3159		3215	54
HB 7	18	24	82	83	127	133	83	133				36,94,128,141,188
HB 8	18	24	40	44	54	86		86				54
HB 9	18	24	46	46	54	128	47,54,94	128	1479		1617	54,94,141,417
HB 10	18	24	849	849	877	1001	2807	1001,2807	2383	2807	3131	246,907,2818, 3137
HB 11	18	24										54,146
HB 12	18	24	117	118	133	144	2391	144,2391	1945	2391	3131	51,94,134,141,146,151
HB 13	18	30	333	333	411	631	445,3549	631,3549	3373	3549	3619	242,261,428,443,703
HB 14	18	30	546	546	700	777	3616,3618	777,3619	3207	3616,3619	3660	261,708, 799, 1083
HB 15	18	30	1452	1452	1591	2344	1459,1693,2376, 3552	2344,3552	3373	3552	3619	325,947,1617,2382
HB 16	18	30	333	333	411	442		442	3373		3475	36,246,428,491,703,780
HB 17	18	24										
HB 18	19	24	30	30	49	127		127				50
HB 19	19	30	643	643	711	2800		2800	3521		3529	225,751,3137,3614
HB 20	19	30	66	66	127	149		149	423		431	51,94,141,144,188,207, 261
HB 21	19	24	46	49	54	143		143	765		811	134,151
HB 22	19	30										261
HB 23	19	30	1006	1006	1062	1392	1008	1392	1930		1945	207,225,1168
HB 24	19	30										
HB 25	19	30	2208	2208	2390		2210					716,1887,3363
HB 26	19	30										36
HB 27	19	30										
HB 28	19	30	200	200	219	324	204,243,320					51,207,221,324,708
HB 29	19	30										
HB 30	19	30	752	752	776	1000	754,3531	1001,3531	2883	3530,3531	3619	135,207,907,1068
HB 31	19	30	147	148	185	220	140,148,207	220				91,94,187,222
HB 32	19	30	922	922	966	1064	924,927,974,3531	1064,3531	2883	3531	3619	135,973,1083
HB 33	19	30	467	467	631	747		747	2820		3131	135,708,1083
HB 34	19	30	752	755	776	1001	756,974	1001	1479		1617	135,907
HB 35	19	30										135,1398
HB 36	19	30	922	927	966	999	929,3621	999,3622	3531	3621,3622	3660	135,972,1068
HB 37	19	30										135
HB 38	19	30	826	826	877	1393	973,974,1059, 1068,1164,3660, 3661	1393,3662	3611	3660,3662	3755	141,146,261,320,413, 417,883,907,1068,1267, 1610,3745
HB 39	19	30	432	432	460	857	492,945	857				141,188,333,751,864, 1083
HB 40	19	30	812	812	877	969	3687	969,3687	3658	3687	3755	413,464,714,907

Bill No.	Introduced	Referred	Reported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	Enrolled	Other Action
				1st	2nd	3rd						
HB 41	19	30										
HB 42	19	30										64,328
HB 43	19	30	368	368	425	632	371,374,443,492, 493,3347	633,3352	3207	3347,3352	3373	94,128,261,417,428,63 703,799
HB 44	19	30										141,716
HB 45	19	30										261
HB 46	19	30	467	468	631	776	470,762,763,1932, 1933	776,1933	1701	1932,1933	1945	362,708,1083
HB 47	19	30	432	432	460	633	432	633	947		999	261,333,443,464,703, 3805
HB 48	19	30	232	232	257	324		324				198,258
HB 49	19	30										145,207,424
HB 50	20	30										
HB 51	20	30	1840	1840	1877	1974		1974	3353		3373	261,1438,1939,2037, 3420
HB 52	20	30	133	133	143	148		148				80,144,146
HB 53	20	30	410	410	425	857	762,799	857				246,708,1083
HB 54	20	30										145
HB 55	20	30										
HB 56	20	30										
HB 57	20	30	194	194	219	257		257	1447		1479	128,221
HB 58	20	30										862,1398
HB 59	20	30	643	648	711	903	1880	903,1880	1617	1880	1926	246,867
HB 60	20	30	266	279	323	412	780	412,780	711	780	811	40,146,325,716,1083, 3137
HB 61	20	30										
HB 62	20	24	226	226	257	461	227,443,445	461	1089		1130	36,51,94,188,222,261, 325,443,780
HB 63	20	30										51
HB 64	20	24	66	66	127	134	2794	2800	3611		3619	51,128,134,2404,3137
HB 65	20	24	334	334	411	746	494,635,708,709, 3670	747,3670	3611	3670	3755	197,261,417,443,638, 703,1083,3745
HB 66	20	29	64	64	127	134		134	3475		3501	54,128
HB 67	20	30	467	470	631	966	472,864	966	1930		1945	135,708
HB 68	20	30	232	232	257	324		324	1061		1071	198,258
HB 69	20	30										
HB 70	20	30	467	473	631	878	474	878	1479		1617	135,320,751,887
HB 71	20	30										261,703,780
HB 72	20	30										
HB 73	20	30	682	682	712	779	683,1688	780,1688	1447	1688	1867	94,141,188,207,424, 751,864,1083,1687
HB 74	20	30										907,1438
HB 75	20	29	238	238	257	3133	239,261,3666	3134,3668	3611	3666,3668	3676	135,325,1868,2527, 2819
HB 76	20	30	181	181	197	286	183,882	286,882	719	882	947	128,145,221
HB 77	20	30	132	132	143							51
HB 78	20	30										320,443,491
HB 79	20	30										145
HB 80	20	30	2352	2352	2390	2803	2354,3621	2803,3621	3531	3621	3660	135,141,1398,1451, 2790,2818,3137
HB 81	20	30	166	166	197	220	168	220	1479		1617	145,197
HB 82	20	30	657	657	711	879	657	879	3475		3501	94,154,707,751,887, 1939
HB 83	20	30	432	432	460	701	433	701	1447		1479	333,464,716
HB 84	20	30	232	233	257	324	761	779	1447		1479	198,258,324,749,1083
HB 85	21	30										222,413
HB 86	21	30										187,417,707

Bill No.	Introduced	Referred	Reported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	Enrolled	Other Action
				1st	2nd	3rd						
HB 87	21	30	91	91	127	197	189	197				91,128,135,148,187 207,703
HB 88	21	30	191	191	219	241	222,1597	241,1597	1447	1596,1597	1617	128,141,188,221,222
HB 89	21	24	30	31	49	127		128	1887		1945	50
HB 90	21	30										1939
HB 91	21	30	232	233	257	411		411	1061		1071	198,325
HB 92	21	24	30	31	49	54		54	245		265	50,54,151
HB 93	21	24	120	120	133	144		144	331		365	40,134,141,151
HB 94	21	30										261
HB 95	21	30										97
HB 96	21	24	154	154	197	220		220	947		999	135,197
HB 97	21	24	353	353	411	442		442	1930		1945	36,94,187,428,443,491
HB 98	21	30	135	135	143	149	135	149	1701		1867	90,141,144
HB 99	21	30	1159	1159	1191	1434	3674	1434	3639	3674,3676,3760, 3770		36,94,332,1270,3798
HB 100	21	30	950	951	999	1448	953,1406	1448	2405		2800	362,1168,1475
HB 101	21	30	226	226	257	412	226	412				40,325
HB 102	21	30	1143	1143	1191	1448	1144,2814	1449,2814	2405	2814	3131	708,1270,1475,3137
HB 103	21	30	97	98	133	148		148	947		999	51,134,148
HB 104	21	30										
HB 105	21	30										
HB 106	21	30										64,86
HB 107	21	30	226	228	257	631	230,417,444,494	631	3475		3501	40,258,328,635
HB 108	21	30	743	743	776	905		905	3475		3501	40,188,867,906
HB 109	21	30										638
HB 110	21	30										
HB 111	21	30										141,320,1067
HB 112	21	30	166	168	197	285	170,207,1435 2815	285,2815	1089	1435,1701,1869, 1930,1938,2815	3131	51,266,2041,2818, 2820,3137
HB 113	21	30	166	175	197	359	179,208,222,262, 320,321,328,1934, 1976	360,1980	1877	1934,1976,1980	2148	36,94,141,188,323,362, 417,1938,2037,2182
HB 114	21	30										
HB 115	21	30	813	813	877	1864	816,973,1319, 1610,1611,1694, 1695,3754,3800	1864, 3802	3658	3754,3755,3798, 3800,3802	3806	261,708,883,972,977, 1319,1448,3803,3807, 3846
HB 116	22	30										
HB 117	22	30										242,333
HB 118	22	30	1143	1145	1191	1434	1150	1434	3475		3501	443,1270
HB 119	22	30										51
HB 120	22	30	66	81	127							51,128,154
HB 121	22	30										867
HB 122	22	30	1568	1568	1685	1927	1573	1927				867,1701
HB 123	22	30	1411	1411	1448	1687	1415,1418,1419	1687	3475		3501	40,1479
HB 124	22	29										132,188,261
HB 125	22	30										
HB 126	22	30	166	179	197	2395	2152,2382	2395				40,94,141,188,198,1939, 2152,2181
HB 127	22	29										132,188
HB 128	22	30	256	256	285	880		880	3353		3373	187,417,428,497,720, 780,782,887
HB 129	22	30										
HB 130	22	30										
HB 131	22	30										634
HB 132	22	29	732	732	776	3398	735,799,2527, 2880,3157	3398				464,867,1267,2350, 2352,2527,3363,3506
HB 133	22	30										51

Bill No.	Intro-duced	Re-ferred	Re-ported	Readings 1st	2nd	3rd	Sub. or Amend	Voting*	Senate Message	Concur Activities	En-rolled	Other Action
HB 134	22	30	333	333	411	713	334	713				246,638,716
HB 135	22	30										94
HB 136	22	30	266	266	323	441	271	441				40,94,366,491
HB 137	22	30	165	166	197	220		220				90,197,222
HB 138	22	30	266	277	323		277					128,325
HB 139	22	30										443
HB 140	22	29	184	184	197							132,188,198
HB 141	22	30										36,716
HB 142	22	30	752	758	776	967	759	967	1867		1878	708,907
HB 143	22	30										37
HB 144	22	30										37
HB 145	22	30	97	102	133	148	1129	149,1129	947	1129	1167	51,134,148
HB 146	23	30	1399	1399	1432	2800	1400,1696,1871, 2186,2793	2800				973,1479,3137
HB 147	23	30	125	125	133	149		149	331		365	40,134,141,148
HB 148	23	30	287	288	323	425	299	425				150,366
HB 149	23	30	125	126	133	149		149	1447		1479	40,134,148
HB 150	23	30	125	127	133	149		149	331		365	40,134,148
HB 151	23	30	125	127	133	185	127	185	331		365	40,134,148
HB 152	23	30	120	124	133	186	125	186				40,134
HB 153	23	30										
HB 154	23	30										261
HB 155	23	24	30	33	49	85	54,62	86				50,94
HB 156	23	30										188,720,863
HB 157	23	30	109	109	133	2346	115,117,140,1716, 3677,3686	2346	3475	3676,3687,3721, 3747,3755,3760, 3804		51,134,1597,1716 1939
HB 158	23	30	743	744	776	1001	745,864,3636	1001, 3637	3521	3636,3637	3660	40,907
HB 159	23	30	82	84	127	134	3687	134,3688 3814	3658	3687,3688	3755	54,94,128,3807, 3814,3837,3848
HB 160	23	30										
HB 161	25	30										
HB 162	25	30	1648	1648	1863							242,1877
HB 163	25	30										
HB 164	25	30	1159	1160	1191	1591	1161	1591				867,1270,1692, 1940
HB 165	25	30	1554	1554	1685	1930	1554	1931				40,1877
HB 166	25	30										
HB 167	25	30	226	231	257	286		286	1089		1130	145,258
HB 168	26	30	2137	2137	2343	2803	2137,3748	2804	3611	3748,3750		222,242,2352,3137
HB 169	26	30										
HB 170	26	30										708,948
HB 171	26	30										
HB 172	26	30	166	180	197	220		221	1089		1130	40,197,222,261,3420
HB 173	26	30	922	932	966	1078	932	1078				413,973,1083,3805
HB 174	26	30	191	192	219							40,266,1868
HB 175	26	30	193	193	219	240		241	1930		1945	40,188,221
HB 176	26	30										708,1398
HB 177	26	30										
HB 178	29	40										333
HB 179	29	40	237	237	257		237					97,258,325
HB 180	29	40	200	204	219	257	3616	257	2883	3616,3676,3760, 3761		97,221
HB 181	29	40										328

Bill No.	Intro-duced	Re-ferred	Re-ported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	En-rolled	Other Action
				1st	2nd	3rd						
HB 182	29	40	378	378	425	3344	429,800,887	3344				154,708
HB 183	29	40										634
HB 184	29	40	2208	2212	2390	2803	2213	2803				146,154,320,2790,3137
HB 185	29	40										
HB 186	29	40										51
HB 187	29	40	132	132	143	186		186	495		637	54,144
HB 188	29	40	1431	1431	1448	1878	3688	1878,3689	3658	3688,3689	3755	1062,1479,3745,3807
HB 189	29	40	1411	1419	1448	1865	1421,1694	1865				1006,1479
HB 190	29	40										2151
HB 191	29	40	164	165	197	241		241	1930		1945	145,221
HB 192	39	53										
HB 193	39	53										428,1267
HB 194	39	53	467	475	631	747	481,488,3532	748,3533	2883	3532	3619	141,188,221,703,708,1083
HB 195	39	53										
HB 196	39	53	432	435	460	3402		3402				333,417,638,2820,3215,3363,3506
HB 197	39	53										188,428,443,635,2151
HB 198	39	53	1072	1072	1128	1432		1432				782,1168
HB 199	39	53	2208	2215	2390	2804		2804				1448,2790,3137
HB 200	39	53										
HB 201	39	53										1448
HB 202	39	53										94
HB 203	39	53										261,333
HB 204	39	53										128
HB 205	39	53	981	981	1062							207,261,443,1068,1168
HB 206	39	53										188
HB 207	39	53	845	845	877	1063	845	1063	1867		1878	90,94,141,207,780,973
HB 208	39	53										97
HB 209	39	53	1353	1353	1432		1357					1067,1877
HB 210	39	53										94,362
HB 211	39	53	432	435	460		435					333,464,703
HB 212	50	53	410	411	425	701	411	701	2383		2800	90,94,141,464,703,716
HB 213	50	53										94
HB 214	50	53	378	379	425	712	407,429,493,709	712	1479		1617	94,97,261,428,716
HB 215	50	53	432	435	460	701	436,2397	701,2398	1877	2397,2398	3131	333,464,716,2819,2405
HB 216	50	53	989	989	1062	1076		1076				154,1067
HB 217	50	53	200	205	219	240	206,701	240,702	495		711	97,221,242,362,716
HB 218	50	53										
HB 219	50	53										
HB 220	50	53										
HB 221	50	53	155	155	197	461	158,161,358	461				141,145,188,198,207,358,417,428,443,491,906
HB 222	50	53										187,221,261
HB 223	50	53	948	948	999	1065		1065	1479		1617	261,424,1006
HB 224	50	53										
HB 225	51	53										
HB 226	51	53										
HB 227	51	53										97
HB 228	51	53										
HB 229	51	53	432	439	460	747		747				141,146,188,207,325,417,703,708,780,1083
HB 230	51	53										198,260

Bill No.	Intro-duced	Re-ferred	Re-ported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	En-rolled	Other Action
				1st	2nd	3rd						
HB 231	51	53	529	529	700	999	945	999	1887		1945	242,491,867,1058
HB 232	51	53	232	235	257	880	720,801	880				94,188,198,258,417,443 720,780,782,883,887, 3652
HB 233	51	53										94,141,188,703,883
HB 234	51	53										88
HB 235	53	64										
HB 236	53	64	246	246	285	412	251	412	1167		1269	198,325,328
HB 237	53	64	413	413	425	461	414	461	1447		1479	187,428
HB 238	53	64	519	519	700	748		748	1269		1409	417,424,708,1083
HB 239	53	64	489	489	631	712		712	1061		1071	187,261,491,638,703, 716
HB 240	53	64										
HB 241	53	64	519	519	700	878	519,802,1933	878,1934	1701	1933,1934	1945	424,751,887,3137
HB 242	63	97	521	521	700	878	524,866,3750,3753	879,3753	3658	3750,3753	3802	141,146,151,187,188, 261,751,780,781
HB 243	63	97	2486	2516	2800	3355	2521,2524	3355				442,491,906,1068,2404, 2819,3363,3364,3420, 3652
HB 244	63	97										145,907
HB 245	63	97	657	658	711	858	658	858	2883		3159	323,751,1083
HB 246	63	97										323
HB 247	63	97	657	658	711	858	659,762	858	2883		3159	323,751,864,1083
HB 248	63	97										141,188,887
HB 249	63	97										141,188,887
HB 250	63	97										
HB 251	63	97										1005
HB 252	63	97	280	280	323	411	280	411	1867		1878	225,241,325
HB 253	90	97	366	366	425	633	494,1688	701,1688	1479	1688	1867	325,428,633,635,716
HB 254	90	97										1081,1692
HB 255	90	97	155	162	197	257		257	947		999	145,221
HB 256	90	97	650	650	711							187,188,261,320,417, 703,751,883,906,1082, 1475
HB 257	90	97										464
HB 258	90	97										
HB 259	90	97	454	454	631	3399	456,457,763	3399				141,146,261,428,638, 2350,2352,2527,3363, 3506
HB 260	90	97	989	990	1062	1391		1391				464,1168,1475
HB 261	90	97	1270	1270	1432	1592	1272,3623	1592,3625	3521	3623,3625	3660	154,1448
HB 262	90	97	1725	1725	1877	1974	1725,1871	1974				464,1939
HB 263	90	97	1997	1997	2142		2000					1411,2352
HB 264	90	97	310	310	323	712	312,429	712	1701		1867	150,325,716
HB 265	97	131	225	225	257							154,258
HB 266	97	131										260
HB 267	97	131	310	312	323	412	314,321	413	1877		1926	150,325
HB 268	97	131	685	685	711	967	686,944	967	1447		1479	146,187,188,207,751,88
HB 269	97											129
HB 270	128	131	432	441	460	714		714	1447		1479	141,333,638
HB 271	128	131	378	407	425	747		747				323,708,1083
HB 272	128	131	657	659	711	858	667,762,3625,3770	858,3770	3521	3625,3676,3734, 3760,3770	3806	154,272,751,864,883, 1083
HB 273	129	131										428
HB 274	129	131	1997	2003	2142	2393		2393	3521		3529	1452,2181,3614
HB 275	129	131	2010	2010	2142	2396	2010	2396	3521		3529	1452,2181,3614,3652
HB 276	129	131	280	281	323	3400		3400				225,241,366,2350,2352,

Bill No.	Intro-duced	Re-ferred	Re-ported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	En-rolled	Other Action
				1st	2nd	3rd						
												2527,3363,3506
HB 277	129	131	2010	2011	2142	2396		2396	3521		3529	1452,2181,2404,3614
HB 278	129	131	1897	1897	1972	2347		2347	3521		3529	1452,2041,3614
HB 279	129	131	1897	1897	1972	2347		2347	3521		3529	1452,2041,3614
HB 280	129	131	1897	1897	1972	2347		2347	3521		3529	1452,2041,3614
HB 281	129	131	2010	2016	2142	2396		2396	3521		3529	1452,2181,2404,3614, 3805
HB 282	129	131	2010	2022	2142	2396		2396	3521		3529	1452,2181,2404,3614
HB 283	129	131	2010	2027	2142	2396		2397				1452,2181,2404,2405, 3805
HB 284	129	131	2010	2032	2142	2397		2397	3521		3529	1452,2181,2404,3614
HB 285	129	131	765	765	856	905	766	905	2041		2148	242,417,491,867,1939
HB 286	129	131										141
HB 287	129	131	657	674	711		675					154,751,3553
HB 288	129	131	765	766	856	967	945	967	3475		3501	151,242,417,867
HB 289	131	143	489	490	631	712		712	1479		1617	362,638,716
HB 290	131	143										146
HB 291	135	143	3117	3117	3202	3477	3119	3477				862,1006,1598,3408, 3652
HB 292	135	143										463
HB 293	135	143	1598	1598	1685		1599					714,1877,1926
HB 294	135	143	196	196	219	258	197	258	1479		1617	145,221,261
HB 295	135	143	279	279	323	412		412	947		999	154,325,417
HB 296	143	147										246,362
HB 297	143	147	813	822	877	969	822	969	1887		1945	708,907
HB 298	143	147	378	408	425	746		746				154,320,708,780,1083
HB 299	145	147	408	408	425	700	409	700	1867		1878	325,428,716
HB 300	145	147	650	651	711		653					187,751
HB 301	145	147	678	678	711	858	678,1980,2399	859	1877	1980,2399,3207	3215	325,751,1083,1980
HB 302	145	147										708,750
HB 303	147	153										
HB 304	147	153										287
HB 305	147	153	367	367	425	633	3399	633,3399	2883	3399	3475	225,464,703,3506,3805
HB 306	147	153	2888	2888	3202	3475	3249,3721	3475,3722	3658	3721,3722	3755	2819,3211,3249,3363
HB 307	147	153	2888	2890	3202	3476	3251	3476,3815	3658		3676	2819,3211,3249,3363, 3807,3814,3837,3848
HB 308	147	154	2406	2406	2800							2151,2819,3553
HB 309	147	154										188,207,708
HB 310	150	153	657	675	711	859		859				413,703,751,1083
HB 311	150	154	529	530	700	779		779	1089		1130	242,751,799,864,1083
HB 312	150	154										862
HB 313	150	154										1438
HB 314	150	153	334	336	411	441	345	442,1984	947		1062	221,428,443,491,1690, 1984,3837,3848
HB 315	150	154	280	283	323		284					225,241,366
HB 316	150	153										
HB 317	150	154	678	678	711	879	681,800	879	1447		1479	323,424,751,2405
HB 318	153	191	1270	1273	1432	1686		1686	2405		2800	323,1448
HB 319	153	191	826	827	877	1000		1000	3521		3529	261,907,3614
HB 320	153	191	650	650	712	881		881	2883		3159	197,782,887,3137
HB 321	153	191	368	374	425	461	378	461	1409		1447	242,428,3137
HB 322	153	191										1940
HB 323	153	191	334	346	411	700		700	2405		2800	221,464,716
HB 324	187	191										443

Bill No.	Introduced	Referred	Reported	Readings 1st	2nd	3rd	Sub. or Amend	Voting*	Senate Message	Concur Activities	Enrolled	Other Action
HB 325	187	191										320
HB 326	187	191										424,1438
HB 327	187	191	1618	1618	1863							261,1068,1438,1939
HB 328	187	191	280	284	323	358	284	358	1867		1878	225,241,325
HB 329	187	191	353	353	411	460		460	947		999	221,428,443,491,635,716
HB 330	187	191										222,261,417
HB 331	187	191										200,428
HB 332	187	191	826	827	877	1077	1068	1078				323,907,1083
HB 333	187	191										417,443,1267,1610,1877
HB 334	191	219										242
HB 335	191	219	465	465	631	713		713	1479		1617	333,638
HB 336	191	219										
HB 337	191	219										491,1082
HB 338	198	219	334	351	411	700		701				242,464,716
HB 339	198	219	497	497	700		504,709,762,800,801,1402,1405,2183					242,867,3392
HB 340	198	219										
HB 341	198	219	1143	1156	1191	1433	1156	1433	3658		3676	332,1270
HB 342	198	219	685	686	711	859	687	859	2345		2283	246,716,751,883,1083,2820
HB 343	198	219										266
HB 344	198	219	650	655	711	904		904	1447		1479	287,867
HB 345	219	225	839	839	877	969		969	2820		3131	638,907,1068
HB 346	219	225	2158	2159	2343							1939,2819
HB 347	219	225	767	767	856	967	768	967	1479		1617	711,867
HB 348	221	225										362,417
HB 349	221	225	1725	1725	1877	1975	1726	1975	3475		3501	861,1939,2037
HB 350	221	225	410	410	425	460	1596	460,1596	1447	1596	1617	325,428
HB 351	221	225	685	689	711	881		881				362,782
HB 352	221	225	822	822	877	1076	1059,1980	1076,1980	1887	1980	2148	261,417,638,780,907,1068,2037
HB 353	221	225	989	992	1062	1129	993,1058,1059,3640	1130	3521	3640,3676		417,708,1067,1068,1267
HB 354	221	225	454	457	631	747		747				428,708,780,1083
HB 355	221	225	1411	1423	1448							417,751,1617
HB 356	221	225	720	720	776	968	721	968	1887		1945	431,907
HB 357	221	225										222,261,491,1267,1475
HB 358	221	225	497	516	700	1593	518,716,1405,3662	1593,3666	2883	3662,3666	3676	287,867,3363
HB 359	221	225	408	409	425	633		633				325,464,3805
HB 360	222	225										333,417
HB 361	222	225	2406	2476	2800		2479,2480					333,417,2819,3134
HB 362	222	225	720	721	776	968	721	968	1887		1945	431,907
HB 363	222	225	989	993	1062	1390	1268	1390				861,1090
HB 364	222	225										
HB 365	225	245	643	650	711	859	650	859	1479		1617	332,751,1083
HB 366	225	245	948	949	999	1077	950,1069,3354	1077,3354	2883	3354	3475	634,1006,1083
HB 367	225	246										413
HB 368	225	246	826	827	877	1002	828	1002	2820		3131	413,907
HB 369	225	245	447	447	631	779	3619,3620	779,3620	3521	3619,3620	3660	333,751,864,1083
HB 370	225	245										261,883
HB 371	241	245	497	511	700	1128		1128	1887		1945	287,867
HB 372	241	246	529	530	700	857	534	857	1089		1130	443,751,1083
HB 373	241	246	529	534	700	858	534,800,1688	858,1688	1479	1688	1867	443,751,1083

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HB 375	241	245	497	512	700	1879	514,1086,1872, 2815	1879,2815	2405	2815	3131	287,867,2818,3137,3805
HB 376	241	245	685	691	711	904		904	2820		3373	464,867
HB 377	241	245	353	357	411	442		442	947		999	287,428,491
HB 378	241	245	822	823	877	1591	824,1475,3639	1591,3639	3207	3639	3660	443,972,1006,1168,1410, 1475,1610
HB 379	245	266										703,1438,1475
HB 380	245	266										
HB 381	245	266										366
HB 382	245	266	790	790	856	968		968				634,907
HB 383	245	266										413
HB 384	245	266										362
HB 385	245	266	732	739	776	968		968				464,907
HB 386	245	266	521	528	700	857		857	1479		1617	333,703,708,1083
HB 387	245	266	2406	2480	2800		2481					417,883,1067,2819
HB 388	245	266	685	697	711	859		859	3373		3475	362,751,1083
HB 389	258	266	447	448	631	748		748	1479		1617	333,708,1083
HB 390	258	266	1132	1132	1190	1865	1133	1865				417,1006,1617,1870, 1871,1883
HB 391	258	266	720	722	776	1128	725,761,2814	1128,2814	1887	2814	3131	431,907,2818,3137
HB 392	258	266										
HB 393	258	266	739	739	776	880		881				714,782,887
HB 394	258	266	657	675	711	859	677,717	860				413,417,751, 1083
HB 395	258	266	1175	1175	1390	1450	1175	1450	3475		3501	417,443,1410,1475
HB 396	258	266	1180	1180	1390							320,890,1411
HB 397	259	266	989	994	1062	1078		1078				413,1067,1082, 1083
HB 398	259	266	868	868	902	969	887	970	1479		1617	447,907,971
HB 399	259	266	839	840	877	1432	944,1164,1402	1433	2345		2383	320,424,703,883,973, 1475,2820
HB 400	259	266	739	740	776	903	864	903	3521		3529	333,782,3364,3614
HB 401	259	266										
HB 402	259	266										1939
HB 403	265	323	1953	1955	2142	2393	1956	2393				883,1701,2181
HB 404	265	323	682	684	712	881	685	881	1447		1479	320,417,424,782,883, 887
HB 405	265	323										1939
HB 406	265	323	1725	1726	1877	1975	1726	1975	3475		3501	413,1939
HB 407	265	323	1270	1274	1432	1972	1278,3640	1972,3644	3521	3640,3644	3660	413,1701,3652
HB 408	265	323										413
HB 409	265	323										708
HB 410	265	323	1047	1047	1062	1078	1056	1078	2820		3131	634,1067
HB 411	265	323	1045	1045	1062		1046,1047					634,703,883,1168,1597, 2352
HB 412	265	323										1610
HB 413	287	323	845	846	877	1130	888	1130				634,907
HB 414	287	323										716
HB 415	287	323										
HB 416	287	323	1132	1133	1190							708,1617,1868
HB 417	287	323	790	790	856	904	1689	904,1689	1479	1689	1867	634,867,1688
HB 418	287	323	519	521	700							424,751
HB 419	287	323	790	797	856	905	3668	905,3669	3611	3668,3669	3676	714,867
HB 420	287	323	752	760	776	3133	2191	3133				708,972,1986,2191,2819
HB 421	287	323										3134
HB 422	287	323	685	698	711	860		860	1409		1447	362,751,1083
HB 423	287	323	1353	1358	1432	1593	1359	1593	2345		2383	1067,1448,2820

Bill No.	Introduced	Referred	Reported	Readings 1st	Readings 2nd	Readings 3rd	Sub. or Amend	Voting*	Senate Message	Concur Activities	Enrolled	Other Action
HB 424	287	323	650	655	711	860	3622,3623	860	3373	3622,3623,3676, 3726	3812	443,751,1083,3807
HB 425	327	332	1196	1196	1390	1450	1232,1265,1266, 1440	1450	3639		3660	417,443,1410,1475
HB 426	327	332	1047	1056	1062	1129	1057,1084	1129	2041		2383	862,1067,1267,2820
HB 427	327	332										417
HB 428	327	332	1180	1185	1390	1972	1189,1190,1694	1972	3521		3529	862,1411,1435,1440, 1452,1685,1877,2037, 3614
HB 429	327	332	1657	1657	1863	2344	1660,1872,1941, 2188,3614,3615	2344,3616	3475	3614,3616	3660	417,1196,1877,2402
HB 430	327	332										417,1196
HB 431	327	332	1006	1010	1062	1076		1077	1930		1945	867,1067,1083
HB 432	327	332	1159	1162	1191	1435		1435	2405		2800	890,1267,1270
HB 433	327	332	529	534	700	777	1435	777,1435	1089	1435	1479	443,708,1083
HB 434	327	332	812	812	877	970		970	1887		1945	708,907
HB 435	332	366										
HB 436	332	366	957	957	999	1065	1058	1065	1701		1867	417,491,703,883,1006, 1082,1871
HB 437	332	366										782,1067
HB 438	332	366	529	534	700	780		780	1089		1130	443,751,864,1083
HB 439	332	366										2350,2352,2402
HB 440	332	366										417,707
HB 441	332	366	751	752	776	881	752	881	3475		3501	714,782,887
HB 442	332	366	1296	1296	1432	1593		1593	3475		3501	1132,1448
HB 443	361	366	822	824	877	999	1932	1000	1617	1932,2345	2383	443,907,2820
HB 444	361	366	1322	1322	1432	1686		1686	3207		3215	890,1448,1940
HB 445	361	366	965	966	999	1128		1128	1887		1945	431,1006
HB 446	361	366	1738	1738	1877	1975	1740,3622	1975,3622	3521	3622	3660	714,1939
HB 447	361	366	1897	1898	1972	2347		2347				708,716,780,2041
HB 448	361	366	1411	1429	1448		1431					883,890,1877,3407
HB 449	361	366	767	769	856	905	771,944,3613, 3614	905,3756, 3761	3159	3613,3614,3726, 3755,3759,3761	3806	634,867,3364,3800
HB 450	361	366	1554	1555	1685	1973	1555,1556,1871	1974				1006,1877,2037
HB 451	361	366										1438,1475
HB 452	361	366	981	982	1062	1394		1394	1877		1926	782,1168
HB 453	361	366	1072	1075	1128	1392	1981	1393,2397	1887	1981,2397	3131	708,1168,1981,1982
HB 454	361	366										417,3407
HB 455	361	366										
HB 456	361	366	638	638	711	860		860	2041		2148	464,751
HB 457	361	366										
HB 458	361	366	1092	1092	1191	1592	1092	1592	3475		3501	714,1270
HB 459	361	366	950	956	999	1391	3533	1391,3533	2883	3533	3619	443,1168
HB 460	361	366	745	745	776	880		880	1867		1878	428,782,887
HB 461	361	366	1598	1599	1685	2345	1600	2345	3475		3501	1398,1939
HB 462	362	366	745	746	776							708,782,1451
HB 463	362	366										443
HB 464	362	366	1725	1727	1877	1974	1727	1974	3658			708,1939,2037,3747
HB 465	362	366	720	725	776	1864	727,1693	1864	2405		2800	431,907
HB 466	362	366										
HB 467	362	366	1039	1039	1062		1040,1041					638,1067
HB 468	362	366										443
HB 469	362	366										
HB 470	362	366	845	848	877	969		969	1887		1945	711,907
HB 471	365	424	895	895	966	1064	896,899	1065	3475		3501	417,497,780,973,1068

Bill No.	Intro-duced	Re-ferred	Re-ported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	En-rolled	Other Action
				1st	2nd	3rd						
HB 472	365	424	638	640	711	878	641,802	878	2405		2800	464,751,887
HB 473	365	424	813	822	877	1000		1000	3475		3501	464,907,3807
HB 474	365	424	1840	1841	1877	1972		1972	3658		3676	883,1438,1939,2037
HB 475	366	424	3125	3125	3202	3358	3127,3669	3358,3670	3611	3669,3670	3755	2352,3211,3363,3420, 3800,3805
HB 476	366	424	727	727	776	880		880	1930		1945	491,497,780,782,887
HB 477	366	424										861
HB 478	366	424	957	959	999	3394	961,2528,2880, 2881	3394	3658		3676	497,1006,2527,3137, 3363,3506
HB 479	366	424										
HB 480	413	424	1725	1728	1877	1975	1729	1975				861,1939
HB 481	413	424										
HB 482	413	424	745	745	776	881		881				443,703,782,887
HB 483	413	424	1006	1012	1062							907,1067
HB 484	413	424	650	656	711	860		860				443,751,1083
HB 485	413	424	1554	1556	1685	1927	1557	1927				867,1068,1701
HB 486	413	424										443
HB 487	413	424	529	535	700	903		903	1479		1617	428,782,3364
HB 488	413	424										1869
HB 489	413	424	782	782	856	3400	789					428,867,2350,2352,2527, 3363,3400
HB 490	424	431	839	841	877		845					491,638,883,907
HB 491	424	431										890
HB 492	424	431	1411	1425	1448		1428,1429,2378					491,890,1479,1868,2152, 2181,2819
HB 493	424	431	767	773	856	1078	775,1068	1078				634,907
HB 494	428	431	868	876	902	1002		1002	2883		3159	782,907
HB 495	428	431	1618	1618	1863	2345	2183,3535,3549	2345,3549	3373	3535,3549	3619	1451,1939
HB 496	428	431	765	766	856	999	945	999				443,907,1068
HB 497	428	431	1132	1134	1191	1592	1135	1592				862,1410
HB 498	431	447										1196
HB 499	431	447										
HB 500	442	447	1736	1736	1877	1984		1984				1067,1939,3363
HB 501	442	447	1431	1432	1448	1687		1687				497,1479
HB 502	442	447										887,2352
HB 503	442	447	907	907	966	1448	911,1406	1448	2820		3131	714,1168,1475
HB 504	442	447										
HB 505	442	447										
HB 506	442	447	1554	1557	1685	1928	1559	1928	3475		3501	782,1082,1877
HB 507	443	447										861
HB 508	443	447	1270	1283	1432	1593		1593	3475		3501	861,1448
HB 509	443	447	957	965	999		965,1268,2187					782,1068,1090,3392
HB 510	443	447	895	899	966	1065		1065	3475		3501	634,973
HB 511	443	447	826	829	877	1003	1069,1084,1982	1130,1982	1887	1982	2148	464,907,1003,1066
HB 512	447	496										
HB 513	447	496										1267,1869
HB 514	447	497	1997	2003	2142	2393	2007,2008	2393				1597,2181,2182
HB 515	447	496	1618	1619	1863	2392	1622,2378	2392				1438,2181,2402
HB 516	447	496	849	850	877	1063	853,887,1059	1063				491,707,720,907
HB 517	464	496	922	933	966	1064		1064				491,862,973,1068
HB 518	464	496										491,1398
HB 519	464	496	922	936	966	1064	936	1064	2883		3159	862,973,1068
HB 520	464	496	1296	1297	1432	1591	1301,1476,3549, 3550	1591,3550	3475	3549,3550	3619	1132,1448

Bill No.	Intro-duced	Re-ferred	Re-ported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	En-rolled	Other Action
				1st	2nd	3rd						
HB 521	464	496	1887	1887	1972	2347	1888,1942,3644	2348,3645	3521	3644	3660	1692,2041
HB 522	464	496	1169	1169	1390	1592	1476	1592	2405		2800	782,1411,3137
HB 523	464	496	895	900	966	1064		1064	3475		3501	867,973,1068
HB 524	464	496	1170	1170	1390		1171					887,1617,2350
HB 525	496	638	937	937	966	1065		1065				862,973
HB 526	496	638	1598	1600	1685	1973	1600	1973				1398,1939,2037
HB 527	496	638	977	977	1062	1077	978	1077	2883		3215	887,1067,1068
HB 528	496	638	977	978	1062	1077		1077	3475		3501	890,1067,1068,1083
HB 529	496	638	1925	1925	1972	2348	1925,3825,3836	2348,3836	3825	3825,3836	3848	751,1939,2041
HB 530	496	638										1398
HB 531	496	638										
HB 532	496	638	862	862	877	969		969	1447		1479	708,907
HB 533	496	638	1039	1041	1062	1079	1041	1079	1867		1878	887,1067,1083
HB 534	496	638	1353	1359	1432	1926	1361,1693,3639	1926,3640	3475	3639,3640	3660	1067,1448,1939
HB 535	496	638										780
HB 536	496	638	1579	1579	1685	1930	1581,1589,1698, 1871,3625,3633	1930,3633	3521	3625,3633	3660	1132,1701,1940
HB 537	496	638	989	997	1062	1077	997,3550	1077	3475	3550,3551,3726	3755	861,1067
HB 538	634	638	1657	1662	1863	1929	1668,3552	1929	2883	3552,3676,3726	3755	782,1877
HB 539	634	638										883
HB 540	634	638	1725	1729	1877	1975	1731,2183,2379	2399				861,1939,1975,2399, 2405
HB 541	634	638										973,1082,1692,3363, 3408
HB 542	634	638	1554	1562	1685	2146	1563,2038	2147				947,1701
HB 543	637	711										782,907
HB 544	637	711	937	938	966	1002	1938	1002	1877	1938,2345	2383	862,972,2820,3806
HB 545	637	711										973
HB 546	637	711										
HB 547	637	711										
HB 548	637	711										887
HB 549	637	711	1840	1841	1877	2147		2147				1438,1939
HB 550	708	711	1270	1283	1432	1686	1283	1687				907,1479
HB 551	708	711										
HB 552	708	711	2279	2279	2390	2804		2804				1868,2790,3805
HB 553	708	711	1270	1283	1432	1593		1593	2405		2800	1067,1448
HB 554	708	711	989	998	1062	1079		1079	3521		3529	861,1067,3614
HB 555	708	711										
HB 556	708	711	1322	1323	1432	1928	1323	1928	3611		3619	765,1877
HB 557	708	711	915	915	966	3400	921,2879,2880, 3157	3400	3658		3676	781,812,883,972,2350, 2352,2527,3363, 3506
HB 558	708	711	1399	1400	1432	1878	1400,1401,1693	1878				751,1006,1062,1617, 1883
HB 559	708	711	1725	1731	1877	2147	1732	2147	3475		3501	1448,1939
HB 560	711	719	1006	1013	1062	1433	1020,1268,3533 3534	1433,3535	2883	3533,3535	3619	867,1270,1438
HB 561	714	720	950	956	999	1391		1391	2041		2148	867,1168
HB 562	714	720	1132	1135	1191	1433	1139	1433				862,1270
HB 563	719	765	3117	3120	3202	3358	3212	3358	3658		3676	1398,3211,3364,3420, 3800
HB 564	719	765										
HB 565	719	765										1068,1475
HB 566	719	765										1986,2352
HB 567	719	765										
HB 568	719	765										1986,2352

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				1st	2nd	3rd						
HB 569	719	765										1006
HB 570	719	765	1480	1488	1685	1928		1928	3521		3529	890,1877,3614
HB 571	719	765										1006,1438
HB 572	719	765	981	987	1062	1191		1191	1867		1878	890,1090,1610
HB 573	719	765	989	998	1062	1079		1079				861,1067,1083
HB 574	750	765										799
HB 575	750	765										780,883
HB 576	750	765	1897	1898	1972	2348		2348	3531		3553	1067,2041,3614
HB 577	750	765	1270	1285	1432	1594		1594	3658		3676	1066,1067,1448
HB 578	750	765	1897	1899	1972	2348		2348	3521			1067,2041,3748
HB 579	750	765	1657	1675	1863	1929	1677,1872,3551	1930,3551	2883	3551,3734	3755	907,1877
HB 580	750	765	1773	1773	1877	2391	1774,1777	2391	3475		3501	1067,1939
HB 581	750	765	1093	1093	1190	1449		1449	2345		2383	781,1067,1270,1475,2820
HB 582	750	765										
HB 583	750	765										2820
HB 584	751	765	890	890	966	1002	943,944	1002	2883		3159	812,972
HB 585	751	765										1006
HB 586	751	765	1387	1387	1432	1594		1594	2345		2383	1062,1448,2820
HB 587	751	765										
HB 588	751	765	1897	1900	1972		1901,2380					1067,2041,2350
HB 589	751	765										
HB 590	751	765	907	914	966	1003		1003	3531		3553	812,972,3614
HB 591	751	765										867
HB 592	751	765	1897	1909	1972	2348	1911	2348				1067,2041
HB 593	751	765										
HB 594	751	765	1296	1305	1432	1594		1594				1132,1448
HB 595	751	765	1322	1323	1432	1594	1325,3722	1594,3722	3658	3722	3755	947,1448,1610,1870
HB 596	751	765	948	950	999	1065		1066				781,887,1006,1068
HB 597	751	765										1479
HB 598	751	765	1680	1680	1864	1972		1973	3475		3501	906,1068,1082,1267,1398,1475,1877,2037
HB 599	765	811	1180	1190	1390	1449	1190	1449	2405		3131	907,1267,1410,1475
HB 600	781	811	1270	1286	1432	1597	1406,3674	1597,3675	3639	3674,3675	3755	907,1448,3674
HB 601	781	811	1725	1733	1877	1975	3551,3622	1976,3551,3622	3475	3551,3622	3660	1196,1939,3553
HB 602	781	811										1067
HB 603	781	811	1497	1497	1685	1928	1508,3722	1928,3722	3658	3722	3755	1067,1877,1939,1940
HB 604	781	811										2819
HB 605	781	811	1387	1387	1432	1595	3673	1595,3674	3611	3673	3755	1067,1448,1610
HB 606	781	811										890
HB 607	781	811										2151
HB 608	811	867	1092	1093	1190	1433	3535	1433,3535	3159	3535	3619	972,1062,1270
HB 609	811	867										1196
HB 610	811	867	2406	2415	2800		2437,2443					1883,3408
HB 611	811	867	1618	1627	1863		1628					1438,1939
HB 612	811	867	1801	1801	1877		1825					890,2041
HB 613	861	867										973,1163
HB 614	861	867										
HB 615	861	867	1362	1362	1432	1595	2807	1595,2814	2383	2807,2814	3131	973,1448,1610,3137
HB 616	861	867	1362	1369	1432	1595		1595	2883		3159	973,1448,1610
HB 617	861	867	3117	3120	3202	3358	3121,3212	3358				1398,3211,3364,3420,3800
HB 618	861	867										1869

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HB 619	861	867	1093	1093	1190	1686	1094	1686	3475		3501	1067,1270
HB 620	867	889	2352	2354	2390	2804		2804				1598,2790,3137
HB 621	867	889	2208	2215	2390	2804		2804				2151,2790,3137
HB 622	867	889										1267
HB 623	886	889	1090	1090	1190							1067,1410,1597,3134
HB 624	886	889										
HB 625	886	889										973
HB 626	886	889	1387	1389	1432	1687	1694,3638	1687,3639	3373	3637,3639	3660	973,1267,1479
HB 627	886	889										
HB 628	887	889	1175	1175	1390	1450	1268	1451	3611		3619	906,1006,1410
HB 629	887	889										
HB 630	887	889	1840	1842	1877							1438,2041
HB 631	889	947										1448
HB 632	889	947	1618	1628	1863	1931	3674	1931,3675	3639	3674	3755	1438,1475,1877
HB 633	889	947	1554	1564	1685	1929		1929	3475		3501	1196,1877
HB 634	889	947	2154	2154	2343	2801		2801	3521		3529	1939,2352,2818,3137, 3614
HB 635	889	947	1840	1843	1877	1985		1985	3475		3501	1438,1939,3363
HB 636	906	947										1196
HB 637	906	947	1092	1093	1190	1434		1434	2883		3159	1062,1270
HB 638	906	947										973
HB 639	906	947	1270	1286	1432	1865	1286,1401,1441, 1442,1697,1940, 3635	1867,3635	3475	3635	3660	973,1617,1870,1871
HB 640	906	947										1868
HB 641	906	947										1448
HB 642	906	947										
HB 643	906	947	1353	1361	1432	1595		1595				1067,1448,1610
HB 644	906	947	1725	1736	1877	1982		1982	3475		3501	1452,1939
HB 645	906	947										1398
HB 646	906	947										
HB 647	906	947	2137	2137	2343	3131	2137	3131				1598,2352
HB 648	906	947	1897	1911	1972	2391		2391				1597,2041
HB 649	906	947										1067
HB 650	906	947	1897	1913	1972	2801		2801				1067,2041,3137
HB 651	906	947										
HB 652	906	947										
HB 653	906	947	1322	1325	1432	1930	1337,1611,1612, 1614,1883,3637	1930,3637	3521	3637	3660	947,1068,1267,1610, 1701,1939,1940,2037, 3652
HB 654	906	947										1869
HB 655	906	947										1986,2352
HB 656	906	947										1448
HB 657	907	947	1568	1578	1685	1927		1927	3475		3501	1068,1196,1475,1701
HB 658	907	947										1267
HB 659	947	977	1840	1843	1877	2346	2037	2347				1438,2041
HB 660	972	977	2041	2041	2343	2801		2801				1438,2352,2819,3137
HB 661	972	977										
HB 662	972											1004
HB 663	972	977	1953	1953	2142	2801		2801	3531		3553	1448,2352,3137,3614
HB 664	972	977	1801	1826	1877	2392		2393				1068,1475,1939,2181, 2404,3652
HB 665	972	977										
HB 666	972	977										1068
HB 667	972	977	1618	1629	1863	3401	1637,2822,	3401				1006,1475,1610,1939,

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				1st	2nd	3rd						
							3157					2404,2822,3363,3420, 3506
HB 668	972	977										1068,1692
HB 669	972	977	1801	1826	1877		1827,1828					1068,1939,2041,3652
HB 670	972	977	1554	1564	1685	2395	1565	2396	3475		3501	1132,1701,1939,2152, 2181,2404,2405
HB 671	972	977										
HB 672	972	977										1869
HB 673	977	1062										
HB 674	977	1062										1869
HB 675	977	1062										
HB 676	1005	1062	1598	1600	1685	2345	1603	2345	3531		3553	1398,1939,3614
HB 677	1005	1062	1773	1777	1877	1982		1983				1448,1939
HB 678	1005	1062	1840	1844	1877	1983	1846	1983	3353		3373	1438,1939
HB 679	1005	1062	1296	1306	1432	1595		1595	2405		2800	1132,1448
HB 680	1005	1062										
HB 681	1005	1062										
HB 682	1005	1062	1897	1914	1972	3131	1917	3131				1398,2041
HB 683	1005	1062	1897	1917	1972	2348	1918,3620	2349,3620	3521	3620	3660	1398,2041
HB 684	1005	1062										1438
HB 685	1005	1071										1398
HB 686	1005	1062	1897	1918	1972		1919					1452,2182,2820
HB 687	1005	1062	1175	1176	1390	1865		1865	3658		3676	1081,1267,1475,1617, 1870,1871,1939,1940
HB 688	1005	1062	1495	1496	1685	1973		1973				1270,1939,2037
HB 689	1006	1062										1196
HB 690	1006	1062										1438
HB 691	1062	1071	1657	1678	1863	1931	1871	1931				1196,1877
HB 692	1062	1071										
HB 693	1062	1071	2154	2154	2343	2801	2155,2156,2382	2802				1939,2352,3137
HB 694	1062	1071	1997	2008	2142	3131	2008	3476				1883,2181,3131,3362
HB 695	1062	1071	1362	1369	1432	1865	1373	1865	2883		3159	1089,1617,1870,1939
HB 696	1067	1071	1840	1847	1877	1983	3728	1983,3733	3611	3728,3733	3755	1438,1939,2037
HB 697	1067	1071	1362	1373	1432	1687	1380	1687	2883		3159	1068,1089,1475,1479
HB 698	1067	1071										1068,1195,1267,1475, 1598,1610,3407
HB 699	1067	1071	1897	1920	1972	2349		2349				1196,2041
HB 700	1067	1071	1296	1307	1432		1310,1693,1872, 1884,2037					1132,1479,2148
HB 701	1067	1071	1801	1829	1877	1983		1983				1452,1939
HB 702	1067	1071										
HB 703	1067	1071										
HB 704	1067	1071	1554	1565	1685	2146	2038	2146				1132,1877,2037,2182
HB 705	1071	1089	2279	2279	2390	3131		3131				1868,2790
HB 706	1071	1089										
HB 707	1071	1089	1840	1850	1877	1983	1850	1983	3373		3475	1438,1939,2037
HB 708	1071	1089										
HB 709	1080	1089	1554	1565	1685	1929		1929	3475			1196,1877,1940,3521
HB 710	1080	1089										1082
HB 711	1080	1089										
HB 712	1080	1089										
HB 713	1080	1089	1296	1310	1432	1594	1318,2815	1594,2815	2405	2815	3131	1132,1448,1610,2818, 3137,3805
HB 714	1080	1089										
HB 715	1080	1089	1801	1829	1877	2148	2037,3723	2148,3723	3658	3723	3755	1479,1939

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HB 716	1080	1089										
HB 717	1080	1089										
HB 718	1080	1089	1648	1651	1863	1973		1973	3521		3529	1438,1939,2037,3614
HB 719	1080	1089	1648	1652	1863	1974		1974	3475		3501	1398,1939,2037
HB 720	1080	1089										1701
HB 721	1081	1089										
HB 722	1081	1089										
HB 723	1081	1089	1840	1851	1877	2346	1854,2182	2346	3531		3553	1438,1939,3506,3614
HB 724	1081	1089	1840	1854	1877	2148		2148	3353		3373	1438,1939
HB 725	1081	1089										
HB 726	1081	1089	1953	1956	2142	2393		2394				1398,2181
HB 727	1081	1089										1398
HB 728	1081	1089										1479
HB 729	1081	1089										3361
HB 730	1081	1089										
HB 731	1081	1089	1861	1861	1877	3134		3134	3531		3553	1438,1939,3364,3614
HB 732	1081	1089	1579	1589	1685	2377	1941	2377				1196,1701,3392
HB 733	1081	1089										
HB 734	1081	1089										
HB 735	1081	1089	1648	1653	1863	2346		2346				1438,1939
HB 736	1081	1089										1869
HB 737	1081	1089										2820
HB 738	1081	1089	1657	1678	1863	2146	1680,1942	2146				1196,1267,1939,2182
HB 739	1081	1089										
HB 740	1081	1089										
HB 741	1081	1089	2406	2407	2800	3344	2407	3344	3531		3619	1986,3211
HB 742	1089	1168	1680	1680	1863	1931		1931	3475		3501	1270,1877
HB 743	1089	1168										1438
HB 744	1089	1168										
HB 745	1089	1168	1773	1777	1877	1984	3623,3634	1984,3634	3373	3623,3634	3660	1448,1939,3623
HB 746	1089	1168	1897	1920	1972		1920					1452,2041,3134
HB 747	1131	1168	2279	2282	2390	2803		2803	3531		3553	1475,1868,2790,3137 3614
HB 748	1131	1168	2352	2355	2390	2805	3726,3798	2805,3798	3658	3726,3727,3747, 3760,3761,3767, 3773,3798	3806	1869,2790
HB 749	1131	1168										
HB 750	1131	1168										1598
HB 751	1131	1168	2279	2283	2390	3134	2298,2299,2792, 2793,3674	3134,3674	3611	3674	3755	1438,2819
HB 752	1131	1168	1997	2008	2142	2394		2394	3521		3529	1597,2181,3614
HB 753	1131	1168	1997	2009	2142	2394		2394	3521		3529	1597,2181,3614
HB 754	1131	1168										
HB 755	1131	1168	1861	1863	1877	1984		1984	2820		3131	1438,1939,3363
HB 756	1131	1168										1985
HB 757	1131	1168										1398
HB 758	1131	1168	1986	1986	2142	2343	1987,2188	2343				1398,2181
HB 759	1131	1168	2989	2989	3202	3401	2995	3401				2791,3363,3506
HB 760	1131	1168										
HB 761	1131	1168										1939
HB 762	1131	1168	1897	1921	1972	2349		2349				1597,2041,2402
HB 763	1131	1168	1897	1923	1972	2349		2349				1597,2041,2402
HB 764	1131	1168										1692
HB 765	1131	1168	1773	1794	1877							1448,1939,2148

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				1st	2nd	3rd						
HB 766	1131	1168	2279	2299	2390	2804	2301,2791,2792	2804				1877,2790,3137
HB 767	1131	1168										1438
HB 768	1131	1168	1861	1863	1877							1398,2352
HB 769	1131	1168										
HB 770	1131	1168										
HB 771	1131	1168	1480	1480	1685	1973	1488	1973	3531		3553	1168,1939,2037,3614
HB 772	1131	1168										1267,1597
HB 773	1132	1168										
HB 774	1132	1168	1773	1794	1877							1448,2041
HB 775	1132	1168										
HB 776	1132	1168										1598
HB 777	1132	1168										
HB 778	1167	1269	2325	2326	2390	2805		2805,3814	3521		3529	1617,2790,2818,3363, 3614,3807,3814,3837, 3848
HB 779	1167	1269	1488	1488	1685	1928	3552	1928,3552	3475	3552	3619	1270,1701
HB 780	1167	1270	1840	1856	1877							1438,2041
HB 781	1167	1270	1953	1959	2142	2394	3735,3804	2394,3804	3658	3735,3737,3764, 3798,3802,3803 3805	3806	1448,2181
HB 782	1167	1270										2151
HB 783	1167	1269	1773	1798	1877	1985	1800,1801,2038	2392				1448,1939,1985,2148, 2392
HB 784	1167	1269										
HB 785	1167	1270										1438,1475
HB 786	1167	1269										1939
HB 787	1167	1270										
HB 788	1167	1270										
HB 789	1167	1270										
HB 790	1167	1269										
HB 791	1167	1270	1495	1496	1685	1929	1497	1929	2820		3131	1438,1877
HB 792	1167	1270	2352	2357	2390		2358					1869,2819
HB 793	1167	1270										1869
HB 794	1168	1270										
HB 795	1195	1270	2208	2216	2390	2805	2217,3724	2805,3725	3658	3724,3725	3755	1598,2790,2818,2819, 3137
HB 796	1195	1270	1986	1988	2142	2343	1992,3675	2344,3675	3639	3675	3755	1598,2181
HB 797	1195	1270										
HB 798	1195	1269										
HB 799	1195	1269	2888	2891	3202	3476	3253,3460,3461, 3689,3706,3774	3476,3794, 3816	3658	3689,3706,3721, 3722,3747,3760, 3761,3773,3774	3806	2819,3131,3211,3249, 3363,3506,3800,3807, 3815,3824,3840,3848
HB 800	1196	1269	1701	1701	1877	1983	1708	1984	3475		3501	1267,1597,1939
HB 801	1196	1269	2191	2191	2390	2805	2192	2805	3531		3553	1986,2790,3614
HB 802	1196	1269	2158	2160	2343	2806	3645	2807,3646	3521	3645,3646	3660	1475,1868,2182,2791, 2818,2819,3137
HB 803	1196	1269	1701	1709	1877							1597,1939,3553
HB 804	1196	1270										2151,2352
HB 805	1196	1270										
HB 806	1196	1270										2151
HB 807	1196	1270	1598	1603	1685	1878	1697	1878	3658		3676	1398,1701,1883,1939
HB 808	1196	1270										1475,1939
HB 809	1196	1269	1861	1863	1877	1985	1863	1985	2820		3131	1438,1939,3363
HB 810	1196	1270										1475,1610,1939,2819, 3363
HB 811	1196	1270										1883
HB 812	1196	1270	2524	2524	2800	3347	3156,3723,3724	3347,3724	3658	3723,3724	3812	1939,1985,1986,2819,

Bill No.	Introduced	Referred	Reported		Readings		Sub. or Amend.	Voting*	Senate Message	Concur Activities	Enrolled	Other Action
				1st	2nd	3rd						
												3363,3807
HB 813	1196	1270										
HB 814	1269	1410	2050	2050	2343	2803	2092,2135,2136, 2381,2382,3725, 3795	2803,3797	3658	3725,3726,3747, 3759, 3760,3761, 3774,3795,3797	3806	1475,1617,2352,2818, 3137
HB 815	1269	1410										
HB 816	1269	1410	2171	2171	2343	2802		2802	3521		3529	1598,2352,2402,3137, 3614
HB 817	1269	1410										
HB 818	1269	1410	1773	1795	1877	2148		2148				1448,1939
HB 819	1396	1410										1438
HB 820	1396	1410	3243	3243	3391	3476		3476				2151,3408
HB 821	1396	1410										
HB 822	1396	1410										1597
HB 823	1397	1410										
HB 824	1397	1410										1452
HB 825	1397	1410										
HB 826	1397	1410										
HB 827	1397	1410										
HB 828	1397	1410	1949	1951	2142	2397	1953	2397	3521		3529	1701,2181,2404,3614
HB 829	1397	1410										
HB 830	1397	1410	1887	1888	1972	2393	1893,1940,3726	2393,3727	3658	3726	3755	1451,1452,2041
HB 831	1397	1410										1617
HB 832	1397	1410										
HB 833	1397	1410										1939
HB 834	1397	1410										1448
HB 835	1397	1410										2151
HB 836	1397	1410	2406	2481	2800	3355		3355	3639		3660	1986,3159
HB 837	1397	1410										3361
HB 838	1397	1410	1966	1966	2142	2398	1968	2398	3475		3501	1448,2181
HB 839	1397	1410	1648	1654	1863	2344	1654	2344,3816	3658		3676	1440,1939,3807,3816, 3840,3848
HB 840	1397	1410	1648	1655	1863	2346		2346	3521		3529	1440,1939,3614
HB 841	1397	1410	1648	1656	1863	2345		2345				1440,1939
HB 842	1397	1410	2325	2326	2390	2806						1617,2790,2806,2818, 3137
HB 843	1397	1410										
HB 844	1397	1410	2989	2995	3202	3401	3212	3401,3402				1939,3363,3402,3420, 3506,3805
HB 845	1397	1410	2325	2327	2390	3133		3133				1598,2790
HB 846	1397	1410										1939
HB 847	1397	1410										1869
HB 848	1397	1410										
HB 849	1397	1410										
HB 850	1397	1410										
HB 851	1397	1410										1869
HB 852	1398	1410										1939
HB 853	1398	1410										1869
HB 854	1398	1410										
HB 855	1398	1410	1497	1518	1685	1879	1536,3635,3636	1879,3636, 3815	3475	3635,3636,	3660	1438,1701,3807,3815, 3840,3848
HB 856	1398	1410										1869
HB 857	1398	1410										1598,1869
HB 858	1398	1410										1598,1869
HB 859	1398	1410										

Bill No.	Intro-duced	Re-ferred	Re-ported		Readings		Sub. or Amend	Voting*	Senate Message	Concur Activities	En-rolled	Other Action
				1st	2nd	3rd						
HB 860	1398	1410	2322	2324	2390	2805	2325	2805				1692,2790,2818,3137 3805
HB 861	1398	1410										
HB 862	1398	1410										
HB 863	1398	1410	2406	2415	2800	3357	2415	3357				2151,3159,3420,3800
HB 864	1409	1447										
HB 865	1409	1447	2137	2138	2343	2802		2802				1598,2352,3137
HB 866	1409	1447	3159	3159	3344	3401		3401				2402,2820,3363,3506
HB 867	1409	1447	2322	2322	2390	2807		2807				1692,2791,2818
HB 868	1409	1447	2279	2301	2390	2806		2806				1883,2790,3137,3805
HB 869	1409	1447										1883
HB 870	1409	1447										
HB 871	1409	1447										1598
HB 872	1409	1447										
HB 873	1409	1447										2151
HB 874	1409	1447										
HB 875	1409	1447										1883
HB 876	1409	1447										1939
HB 877	1409	1447	2406	2483	2800	3353		3354				1939,3159
HB 878	1409	1447										1939
HB 879	1409	1447										1939
HB 880	1409	1447										
HB 881	1409	1447	2171	2173	2343							1598,2791
HB 882	1409	1447										
HB 883	1409	1447										
HB 884	1410	1447										
HB 885	1410	1447										1475
HB 886	1410	1447										
HB 887	1410	1447	1966	1969	2142	2398	1971,2188	2399	3475		3501	1448,2182
HB 888	1410	1447	1953	1954	2142	2399	1955,2190	2399				1448,2181,2405
HB 889	1436	1447	2208	2218	2390	3397	2220,2223,3214, 3458	3397				1598,3363
HB 890	1436	1447										2883
HB 891	1436	1447										
HB 892	1436	1447										1598
HB 893	1436	1447	2352	2358	2390	3132	2361,2365,3670, 3673	3132,3673	3611	3670,3673	3755	1869,2790
HB 894	1436	1447										
HB 895	1436	1447										
HB 896	1436	1447	2406	2485	2800							1883,3408
HB 897	1436	1447										
HB 898	1436	1447	1801	1829	1877	1985	1830	1985				1479,1939,3363
HB 899	1436	1447										
HB 900	1436	1447	2322	2322	2390							1692,3159
HB 901	1436	1447										
HB 902	1436	1447	2406	2485	2800							1883,3408
HB 903	1436	1447										1617
HB 904	1436	1447										1598
HB 905	1436	1447										
HB 906	1436	1447	2406	2443	2800		2452,2460					1883,3408
HB 907	1436	1447										1598
HB 908	1436	1447	2137	2138	2343	3132		3132				1598,2352
HB 909	1436	1447										1986
HB 910	1436	1447										1452

Bill No.	Introduced	Referred	Reported	Readings 1st	2nd	3rd	Sub. or Amend.	Voting*	Senate Message	Concur Activities	Enrolled	Other Action
HB 911	1436	1447	1701	1710	1877	1984		1985	3475		3501	1597,1939,3363
HB 912	1436	1447										1692
HB 913	1436	1447										
HB 914	1436	1447										
HB 915	1436	1447	2352	2365	2390	2806		2806				1869,2791,3137
HB 916	1436	1447										
HB 917	1436	1447										2352
HB 918	1436	1447										2791
HB 919	1436	1447										1692
HB 920	1436	1447	3117	3122	3202	3401	3727,3797	3401,3798	3658	3727,3728,3733, 3747,3760,3761, 3774,3797	3806	1869,3363,3506
HB 921	1437	1447										1883
HB 922	1437	1447										
HB 923	1437	1447										
HB 924	1437	1447	2137	2139	2343	2802	3748	2802,3748	3658	3748	3802	1598,2352,3137
HB 925	1437	1447										1939
HB 926	1437	1447	2137	2140	2343	2802		2802				1598,2352,3137
HB 927	1437	1447										1869
HB 928	1437	1447										1869
HB 929	1437	1447	2821	2821	3130	3356	3156,3716,3717, 3721	3356,3721	3658	3716,3721	3755	1610,2819,3159,3363, 3420,3745
HB 930	1437	1447										2151
HB 931	1437	1447										
HB 932	1437	1447										
HB 933	1437	1447										
HB 934	1440	1447										
HB 935	1440	1447										
HB 936	1440	1447										1692,1946
HB 937	1440	1447										
HB 938	1440	1447	1680	1683	1863	3134		3134	3521		3529	1452,1939,2151,2528, 2819,3137,3614
HB 939	1440	1447										1692,1869,1939
HB 940	1880	1887	2528	2528	2800	3202	2778,2779, 2782-2790,2830, 2864,2866, 2869-2872, 2874-2876,2879, 3137,3138,3141, 3143,3144, 3148-3154, 3713-3715	3206,3716	3658	3706,3716	3761	1939,2816,2819,2822, 2864,3131,3136,3211, 3420,3800,3803

HISTORY OF HOUSE RESOLUTIONS

(Numbers refer to page of House Journal. The text of a resolution is given on first reading or adoption. Joint resolutions are designated HJR; concurrent resolutions are designated HCR.)

***Voting modifications appear at the member's name in the subject index.**

Res. No.	Intro-duced	Re-ferred	Re-ported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	En-rolled	Other Action
				1st	2nd	3rd						
HCR 1	23	24										36,261,333
HJR 2	23	30										
HR 3	23	30	2406	2485	2800	3359		3359				2151,3159,3364,3420,3800
HCR 4	23	30	97	108	133	186		186	1887		1945	51,134,148,188
HJR 5	23	30										328
HCR 6	23	30	232	235	257	286	236,261	286				198,258,864
HR 7	23											
HJR 8	23	30	232	236	257	286		286	1867		1878	37,94,198,222,258,286,320
HCR 9	23	30	97	109	133	186		186	1887		1945	51,134,148,188
HR 10	1							2				
HR 11	1							2				191,414
HR 12	23						28					27
HR 13	1							18				
HR 14	23							25				
HR 15	23	30										
HR 16	26							27				
HJR 17	29	40										147,443,491,703
HR 18	29	40	82	85	127	134	85	134				37,54,94,128
HJR 19	29	40	194	195	219	240	196	240	1061		1071	128,221
HR 20	29	40	454	457	631	879	458	879				428,782,887
HR 21	39							52				
HCR 22	39	53	232	237	257	285		286	3531		3553	198,258,320,3614
HR 23	39							90				
HCR 24	40	53	454	458	631	748	459	748	3475		3501	428,708
HJR 25	40	53										
HR 26	54							88				
HR 27	63							87				
HR 28	63							87				
HCR 29	63	97										
HR 30	63							88				
HCR 31	63	97	465	466	631	713		713				242,638,716
HR 32	88							89				
HCR 33	90	97	467	488	631	878		878				219,708,885
HR 34	131							136				138
HR 35	131							136				138
HR 36	131							137				138
HR 37	131							137				138
HR 38	131							137				138
HR 39	131							138				138
HR 40	131							138				138
HR 41	135							145				
HR 42	135							140				
HR 43	150							151				
HR 44	150							188				

Res. No.	Intro- duced	Re- ferred	Re- ported	Readings 1st	2nd	3rd	Sub. or Amend	Voting*	Senate Message	Concur Activities	En- rolled	Other Action
HJR 45	153	191	678	681	711	904		904				424,751
HR 46	187							189				
HR 47	198							198				
HCR 48	198	219	465	467	631	713		713	3658		3676	242,638
HR 49	198							199				199
HCR 50	241	246	1897	1923	1972	2391		2392	3521		3529	1067,2041,3614
HJR 51	242	246	1044	1044	1063	1080		1080				887,1067
HR 52	242											
HR 53	242							242				
HJR 54	245	266	650	656	711	879		879	3373		3475	287,703,751,887
HR 55	245							317				
HR 56	259							260				
HJR 57	259	266	1039	1042	1062	1079		1079	2345		2383	887,1067,2820
HR 58	259							317				
HR 59	259							260				
HJR 60	259	266	2279	2301	2390	2806		2806				1067,2791
HR 61	265							318				
HR 62	265							285				
HR 63	265							326				
HR 64	287							423				423
HCR 65	287	323										
HR 66	287							320				
HR 67	287											
HJR 68	287	323	752	760	776	904	3646	904,3646	3531	3646	3660	708,867
HR 69	287							319				
HR 70	287							315				315
HR 71	319							319				
HR 72	327							1608				
HR 73	326							327				
HR 74	327							328				
HCR 75	328	332	454	459	631	776	460,635,762	776	3475		3501	428,708,799,864,1083
HCR 76	328	332	1296	1318	1432	1595	1318,1319	1596				873,1448
HJR 77	332	366										
HR 78	331							331				331
HR 79	332							361				
HR 80	332							427				
HJR 81	362	366	1039	1043	1062	1079		1079	3353		3373	887,1067
HR 82	365							365				
HR 83	366							416				416
HR 84	413							415				
HR 85	413							417				
**												
HR 96	424							426				426
HR 97	424							426				
HR 98	424							428				
HCR 99	424	431	1044	1045	1063	1080		1080	1867		1878	426,443,491,887,1067
HR 100	431							971				
HR 101	431							705				
HR 102	443							749				
HR 103	443							464				464
HR 104	464							496				
HJR 105	465	496	790	798	856	968		968	1887		1945	638,716,781,907

**House Resolutions 86 thru 95 were not introduced

Res. No.	Intro-duced	Re-ferred	Re-ported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	En-rolled	Other Action
				1st	2nd	3rd						
HR 106	462							462				462,463,491
HR 107	496							703				
HR 108	496							715				
HCR 109	634	638	937	939	966	1002	939	1002				862,972
HCR 110	634	638	895	901	966	1003		1003				867,972
HR 111	634							635				
HR 112	637							706				703,706,716
HR 113	637							702				702,716
HR 114	637							704				
HR 115	638							707				
HR 116	705							705				
HR 117	708							749				
HR 118	711											
HJR 119	719	765	1093	1094	1190	1434		1434	2345		2383	715,1067,1270,2820
HJR 120	751	765	1039	1043	1062	1080		1080	2345		2383	887,1067,2820
HR 121	749							750				781
HCR 122	781	811	1554	1565	1685	1879		1879	3658		3676	947,1701
HJR 123	781	811	1093	1095	1190	1591		1592	2820		3131	886,1067,1270
HJR 124	781	811	1953	1964	2142	2394		2394	3521		3529	1196,2181,3614
HCR 125	781	811										977,1869
HCR 126	781	811										867
HCR 127	781	811										977,1598
HCR 128	782	811										977,1598
HCR 129	782	811	1093	1096	1190	1435		1435	3521		3529	1067,1270,3363
HR 130	811							861				861,1083
HR 131	884							885				
HR 132	883							884				
HR 133	885							886				
HR 134	882							883				
HR 135	889							903				905
HR 136	971							971				
HJR 137	972	977	1554	1566	1685	1927	1883	1927				1398,1701,1939
HR 138	1004							1005				
HCR 139	1006	1062	1554	1567	1685							1081,1610,1877,2883
HR 140	1006							3560				
HCR 141	1006	1062	1680	1684	1863	1931		1931				1196,1877
HR 142	1006							1083				
HR 143	1004							1004				
HCR 144	1062	1071	2406	2486	2800	3355		3355				1986,3159,3363
HR 145	1061							1061				
HCR 146	1067	1071	1554	1567	1685	1879		1879				1398,1701
HR 147	1067							1082				
HJR 148	1067	1071										
HJR 149	1081	1089										
HJR 150	1081	1089										1598
HR 151	1081							1083				1082
HCR 152	1132	1168										
HCR 153	1132	1168	1598	1606	1685	1927		1927	3475		3501	1398,1701
HR 154	1132							1163				
HCR 155	1132	1168	2352	2366	2390	3133		3133				1451,2791
HCR 156	1132	1168	1680	1684	1863	1931	1685	1932				1270,1877
HR 157	1132							2182				
HCR 158	1168	1410	1925	1925	1972	2392		2392				1479,2041

Res. No.	Intro-duced	Re-ferred	Re-ported	Readings			Sub. or Amend.	Voting*	Senate Message	Concur Activities	En-rolled	Other Action
				1st	2nd.	3rd						
HCR 159	1168	1270	1953	1965	2142	2394		2394	3639		3660	1448,2181
HR 160	1168							1194				1194
HCR 161	1196	1270	2352	2366	2390	3132	2367,2880	3132				1451,2791,2819,3363
HR 162	1193							1194				1194
HCR 163	1196	1270	1618	1645	1863	1932		1932	2883		3159	1438,1877
HJR 164	1269	1410	2279	2302	2390		2303,2880					1868,3159
HR 165	1269							1392				1392
HCR 166	1269	1410	2154	2156	2343	3133	2157,2792	3133				1475,1939,2352
HR 167	1269							1396				
HR 168	1398							1439				
HCR 169	1398	1447	2383	2383	2800	3355		3355				1598,3159
HCR 170	1398	1447	2383	2384	2800	3355		3356				1598,3159,3363
HJR 171	1398	1447										
HR 172	1395							1396				
HJR 173	1410	1447	1953	1966	2142	2395	2038	2395				1692,2181
HJR 174	1410	1447	1897	1924	1972	2392		2392				1617,2041
HCR 175	1410	1447	1997	2010	2142	2395		2395				1617,2181
HR 176	1410											
HR 177	1437							1439				
HJR 178	1437	1447	2383	2385	2800	3356		3356				1598,3159
HJR 179	1437	1447	2383	2386	2800	3356		3356				1883,3159
HCR 180	1437	1447										
HR 181	1437											
HCR 182	1437	1447	2171	2175	2343	3132		3132				1598,2352
HJR 183	1437	1447	2137	2141	2343	2802		2803				1598,2352,2819
HR 184	1437							2352				3137
HJR 185	1437	1447	2279	2303	2390	2806	2303,2304,3733	2806,3734	3658	3733,3734	3755	1986,2791,3745
HCR 186	1437	1447	2171	2176	2343	3132		3132				1598,2352
HCR 187	1437	1447										
HCR 188	1440	1447	2989	2997	3202	3360	3157	3360				2151,3211,3420,3800
HR 189	1447							1608				
HR 190	1451							1609				
HR 191	1451							1882				
HR 192	1451							1475				
HR 193	1597							1607				
HR 194	1597							1609				
HR 195	1691							1691				
HR 196	1692							2351				
HR 197	1868							1870				
HR 198	1868							1883				
HR 199	1868							1870				
HR 200	1877							1882				
HR 201	1880							1881				
HR 202	1883							1939				
HR 203	1986							2150				
HR 204	2041							2149				
HCR 205	2151	2191	3102	3102	3202	3358	3103,3212	3358	3658		3676	2791,3211,3364
HR 206	2150							2151				
HCR 207	2151	2191	3222	3240	3391	3476		3476				2791,3408
HR 208	2151							2350				
HR 209	2349							2350				
HR 210	2383							2401				
HR 211	2383							2400				2400

Res. No.	Intro-duced	Re-ferred	Re-ported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	En-rolled	Other Action
				1st	2nd	3rd						
HR 212	2383							2401				2402
HR 213	2402							2403				
HR 214	2403							2403				
HR 215	2403							2404				
HR 216	2816							2817				
HR 217	2816							2816				2816
HR 218	2819							3363				
HR 219	2817							2817				
HR 220	2818							2818				
HR 221	3135							3135				
HR 222	3136							3506				
HR 223	3135							3136				
HR 224	3136							3210				
HR 225	3208							3209				
HR 226	3209							3210				
HR 227	3211							3504				
HR 228	3361							3361				
HR 229	3360							3361				
HR 230	3363							3406				3405
HR 231	3406							3407				
HR 232	3407							3407				
HR 233	3407							3408				
HR 234	3481							3504				
HR 235	3481							3556				
HR 236	3481							3503				
HR 237	3481											
HR 238	3481							3503				
HR 239	3481							3501				
HR 240	3481							3505				
HR 241	3481							3502				
HR 242	3611											
HR 243	3553							3554				
HR 244	3652							3740				
HR 245	3555							3555				
HR 246	3529							3530				3530
HR 247	3557							3558				
HR 248	3559							3559				
HR 249	3558							3558				
HR 250	3554							3554				
HR 251	3560							3561				
HR 252	3556							3557				
HR 253	3646							3647				
HR 254	3648							3649				
HR 255	3648							3648				
HR 256	3649							3650				
HR 257	3650							3650				
HR 258	3650							3651				
HR 259	3651							3651				
HR 260	3647							3648				
HR 261	3657							3657				
HR 262	3658							3756				
HR 263	3658							3741				
HR 264	3735							3743				

Res. No.	Introduced	Referred	Reported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	Enrolled	Other Action
				1st	2nd	3rd						
HR 265	3735							3737				
HR 266	3659							3659				
HR 267	3659							3660				
HR 268	3735							3742				
HR 269	3658							3659				
HR 270	3735							3739				
HR 271	3735							3745				
HR 272	3735							3742				
HR 273	3735							3741				
HR 274	3736							3772				
HR 275	3736							3739				
HR 276	3736							3772				
HR 277	3736							3773				
HR 278	3736							3738				
HR 279	3736							3740				
HR 280	3736							3744				
HR 281	3736							3744				
HR 282	3736							3773				
HR 283	3736							3736				
HR 284	3747							3768				
HR 285	3763							3764				3764
HR 286	3757							3758				
HR 287	3764							3765				
HR 288	3758							3759				3759
HR 289	3755							3755				
HCR 290	3802							3802				
HR 291	3766							3767				
HR 292	3765							3766				
HR 293	3766							3766				
HR 294	3768							3769				
HR 295	3769							3769				
HR 296	3807							3812				
HCR 297	3807							3814	3837		3848	
HJR 298	3807						3838	3813,3838	3837	3838	3848	3838
HR 299	3807							3813				3813
HR 300	3807							3822				
HR 301	3817							3817				
HR 302	3819							3819				
HR 303	3817							3819				
HR 304	3820							3820				
HR 305	3823							3823				
HR 306	3823							3824				
HR 307	3819							3820				
HR 308	3825							3847				
HR 309	3820							3821				
HR 310	3825							3837				
HR 311	3825							3844				3844
HR 312	3825							3842				
HR 313	3840							3841				
HR 314	3843							3844				
HR 315	3841							3842				
HR 316	3838							3839				
HR 317	3839							3839				3839

Res. No.	Introduced	Referred	Reported	Readings			Sub. or Amend	Voting*	Senate Message	Concur Activities	Enrolled	Other Action
				1st	2nd	3rd						
HR 318	3845							3845				
HR 319	3840							3840				
HR 320	3845							3845				
HR 321	3845							3846				
HR 322	3842							3843				
HR 324	3846							3846				

HISTORY OF SENATE BILLS

(Numbers refer to page of House Journal. The text of a bill is given on first reading.)

***Voting modifications appear at the member's name in the subject index.**

Bill No.	Senate Message	Re-ferred	Re-ported	Readings 1st	2nd	3rd	Sub. or Amend	Voting*	Concur Activities	En-rolled	Other Action
SB 2	219	225									
SB 3	143	147	2989	2997	3202	3480	3507	3480		3521	198,3408
SB 4	719	765	2486	2487	2800	3478	866,2879	3478		3521	1452,3408
SB 6	131	143	1006	1028	1062	1191		1191		1390	867,1090
SB 7	191	219	1006	1030	1062	1192		1192		1390	867,1090
SB 8	131	143	1006	1031	1062	1192		1192		1390	867,1090
SB 9	191	219	465	467	631	713		713		719	366,638
SB 17	1877	1887	2325	2327	2390	3397		3397		3521	1887,3363,3506
SB 18	191	219	1006	1035	1062	1192		1192		1390	867,1090
SB 19	323	332	1773	1797	1877	3347		3347		3391	751,2352
SB 29	711	720	1093	1097	1191	1434		1434		1450	1067,1270,1438
SB 30	1089	1168	3193	3193	3344	3528	3201,3202	3528,3613		3755	1398,3408,3553,361
SB 31	147	153	977	978	1062	1192		1192		1390	887,1090
SB 33	219	225	2989	2998	3202						2791,3611
SB 34	323	332	1840	1856	1877						1438,2041
SB 35	711	720	2989	3000	3202	3614	3507,3508,3564, 3566,3567,3574, 3652	3614		3761	862,3408,3652,3805
SB 38	53	64	2989	3001	3202		3213				862,3611
SB 39	2345	2383	2820	2820	3130	3357	2821	3357		3619	2791,3211,3363,350
SB 41	977	1062	2158	2164	2343	3396		3396		3521	1939,3211,3420,350
SB 42	1479	1617	3165	3165	3344		3458,3576,3577, 3588				1701,3408
SB 44	131	143									1617,2820
SB 45	1061	1071									2791
SB 46	131	143	727	729	776	3392	1059	3392,3836		3802	221,973,3506,3825 3836,3848
SB 47	219	225	546	547	700	1000	588,944,975	1000		1191	424,782
SB 50	53	64									
SB 51	191	219	2208	2223	2390	3393	2226,3157,3370	3393		3755	1196,3159,3420,350
SB 52	711	720	1353	1361	1432	1596		1596		1685	1067,1448
SB 53	153	191	529	540	700	777		777		857	242,708,799,1083
SB 54	191	219	529	543	700	778		778		857	242,708,799,1083
SB 56	153	191	529	543	700	778		778		857	242,708,799,1083
SB 57	947	977	1175	1177	1390	1449		1450		1592	1081,1410,1475
SB 59	153	191	529	544	700	778		778		857	242,708,799,1083
SB 60	153	191	529	544	700	1000	802	1000		1063	242,708
SB 61	191	219	529	545	700	778		778		857	242,708,1083
SB 62	153	191	529	545	700	778		778		879	242,708,1083
SB 63	431	447									
SB 64	131	143									887,1438
SB 68	147	191	1093	1097	1191	1689	1111,1126,1127, 1128,1267,1401, 1444,1476,1610, 1871,3762	1690,1878, 3763	3159,3552,3553, 3658,3666,3675, 3676,3760,3761, 3762,3763,3803	3805	198,1270,1692,1867, 1878,1883,3773
SB 70	53	64	1736	1737	1877	3393		3393		3521	1196,2352,3420,350 3805
SB 72	143	147	1466	1466	1591	3346	1697,1941,2188	3346	3527,3675,3676		1132,1617,3506,379
SB 75	711	720									

Bill No.	Senate Message	Re-ferred	Re-ported	Readings			Sub. or Amend	Voting*	Concur Activities	En-rolled	Other Action
				1st	2nd	3rd					
SB 78	331	366	1322	1349	1432		1352,1616				890,1479,1691
SB 81	1061	1071	1840	1858	1877	3347		3347		3391	1438,2352
SB 82	1887	1945	2486	2487	2800	3524	1941,2488,2879, 3471,3472,3771	3524,3771	3726,3734,3760, 3761,3770,3803	3805	1986,3363
SB 86	889	947	1801	1830	1877	3354	1833	3355,3391 3735,3837	3676,3734,3735	3761	1452,2352,3391,3506, 3825,3837,3848
SB 88	447	496	1143	1157	1191	1864	1159,1163,1476, 1615,1692,1693	1864		2146	890,1410,1871
SB 89	143	147	3048	3048	3202	3524	3056,3366,3519	3524		3755	2791,3363
SB 90	143	147	3048	3064	3202	3404		3404		3521	2791,3363,3506
SB 91	143	147	3048	3069	3202	3404		3404		3528	2791,3363,3506
SB 92	1867	1887	3048	3070	3202	3404		3404		3521	2791,3363,3506
SB 93	3207	3215	3422	3422	3475	3529		3529		3611	3405,3481
SB 94	191	219	1488	1492	1685	3346	1493,3213	3346			366,2041,3363,3506
SB 95	143	147	3048	3070	3202	3404		3405		3521	2791,3363,3506
SB 96	331	366	2989	3001	3202	3525	3002	3525		3761	2791,3408
SB 97	143	147	3048	3072	3202	3405		3405		3528	2791,3363,3506
SB 99	719	765	3481	3481	3522		3485				2791
SB 102	191	219									1617
SB 103	447	496	2208	2229	2390	3523		3523		3662	1196,3363
SB 105	245	266	3240	3240	3391		3243,3593,3595				3408
SB 107	423	431									
SB 108	323	332	2989	3002	3202	3480	3365	3480		3521	862,3408
SB 112	1701	1887	3048	3093	3202	3405		3405		3528	2791,3363,3506
SB 117	323	332	546	630	700	778	630	779		967	424,708
SB 122	245	266	868	877	902	1685	974,1085,1164	1686		2383	782,907
SB 123	711	720	981	988	1062	1192		1192		1390	890,1090
SB 125	323	332	2208	2258	2390	3479		3479		3521	1196,3363
SB 126	245	266	450	450	631	776		777		857	424,708,864,1083
SB 127	245	266	450	451	631	777		777		857	424,708,864,1083
SB 128	245	266	450	453	631	777		777		857	424,708,864,1083
SB 130	2383	2797									
SB 132	1887	1945	2524	2526	2800	3402	3213,3470	3402		3521	1986,3363,3420,3506
SB 134	977	1062	2047	2047	2343	3478	3450,3506,3507	3478		3761	1883,3211
SB 135	323	332	937	939	966	1191		1191		1390	862,1090
SB 136	1071	1089	1701	1712	1877	3345	1941	3346		3391	1597,2041,2151,3506
SB 141	265	323	1738	1743	1877	3352	1884	3352		3391	1451,2352,3506
SB 142	1061	1071									
SB 143	191	219	1466	1469	1591	3344		3344		3391	1168,1617,3506
SB 144	1167	1269	2326	2341	2390	3394		3394		3521	1617,3211,3506
SB 145	711	720	1466	1469	1591	3345	1470	3345		3528	1168,1617,3506
SB 146	219	225	1466	1470	1591	3345	1692,1940	3345		3528	1168,1617,3137,3506
SB 147	711	720	1466	1472	1591	3345		3345		3391	1168,1617,3506
SB 148	947	977	1893	1893	1972	3392		3393		3521	1196,2819,3420,3506, 3805
SB 149	977	1062	1738	1745	1877	3352		3352		3391	1451,2352,3506
SB 150	857	867									1448,1945,2797
SB 154	495	638	1738	1747	1877	3352		3352		3391	1451,2352,3506
SB 155	765	811	2352	2367	2390		3452,3453,3454				1451,3363
SB 156	423	431	1738	1748	1877	3353		3353		3391	1451,2352,3506
SB 158	1409	1447	3222	3222	3391	3526		3526		3611	2791,3408,3561
SB 159	1887	1945									2820
SB 161	423	431	845	848	877	1063		1063		1078	751,907
SB 166	947	977	1170	1171	1390	1450		1450		1592	1006,1410,1475

Bill No.	Senate Message	Re-ferred	Re-ported	Readings 1st	2nd	3rd	Sub. or Amend	Voting*	Concur Activities	En-rolled	Other Action
SB 168	719	765	3481	3489	3522		3496,3513				1196
SB 169	423	431	2171	2174	2343	3354	2174,2175	3354		3528	1868,2352,3506
SB 170	711	720	981	989	1062	1192		1193		1390	890,1090
SB 171	947	977	3215	3215	3391	3527	2379,2380,3216	3527		3755	1196,3408
SB 172	1061	1071	2208	2259	2390	3397	2881	3397		3755	1196,3363,3506
SB 173	857	867	2208	2260	2390	3397	2268,2791	3398		3755	1196,3363,3506
SB 174	947	977	2154	2157	2343	3359	3157	3359		3619	1939,3211,3420, 3506,3800
SB 175	711	719	890	893	966	1129	895,1084	1129		1432	812,1067,3805
SB 176	323	332	937	940	966	1193	941	1193,3837	3527	1685	862,1090,3837,3848
SB 178	711	720	2171	2176	2343	3395		3395		3521	1598,3211,3506
SB 180	1479	1617	2208	2276	2390	3393		3393		3521	1883,3159,3506
SB 181	495	638	2326	2341	2390	3398		3398		3521	1617,3363,3506
SB 182	889	947	1773	1798	1877	3353		3353		3391	1448,2352,3506
SB 183	2191	2383	3222	3226	3391		3364,3455,3456, 3457,3517,3599, 3600,3601				3136
SB 184	1409	1447									2819,2820
SB 185	711	720	937	941	966	1191		1191		1390	862,1090
SB 186	977	1062	2047	2047	2343	3396		3396		3521	1883,3211,3506
SB 188	495	638	1170	1174	1390	1686		1686		1864	1006,1410
SB 190	495	638	1986	1996	2142	3359	1997,2186,2378 3770	3359,3770	3528,3675,3676, 3747,3759,3760 3761,3770,3803	3805	1451,2819,3420,3506 3800,3805
SB 193	1071	1089									1196
SB 194	711	720	1738	1748	1877	3353		3353		3391	1451,2352,3506
SB 198	765	811									1617,2820
SB 199	1061	1071	2041	2044	2343	3395		3395		3521	1883,3211,3506
SB 200	1061	1071	2047	2049	2343	3395		3396		3521	1883,3211,3506
SB 202	977	1062	1738	1749	1877	3352		3352		3391	1451,2352,3506
SB 205	947	977	1738	1762	1877	3352		3353		3391	1451,2352,3506
SB 206	1269	1410	3408	3413	3475	3523	3417,3420,3598	3523			1868,2041,3481
SB 207	867	889	1801	1839	1877	3353		3353		3391	1452,2352,3506
SB 209	2345	2383	2797	2797	3130	3357	2799,3212	3357		3619	2791,3211,3420,3506 3800
SB 210	1479	1617	3102	3103	3202	3359	3110	3359		3611	2151,3211,3420,3506 3800
SB 211	1167	1269	2325	2330	2390	3393	2332,3213	3393		3755	1617,3159,3506
SB 213	765	811	1006	1035	1062	1449		1449		1592	890,1090,1475
SB 214	765	811	1006	1037	1062	1449		1449		1592	890,1090,1475
SB 215	889	947	1801	1839	1877	3354		3354		3391	1452,2352,3506
SB 216	765	811	3373	3373	3475		3385,3472				1701,3481
SB 217	1479	1617	2352	2367	2390	3360	2375,2379	3360		3761	1869,2819,3506
SB 218	1167	1270	1738	1769	1877	3346	1770	3346		3528	1451,2181,3506
SB 223	867	889	1072	1075	1128	1394	1165	1394		1432	947,1168
SB 224	1269	1410	2325	2334	2390	3394	3212	3394		3521	1617,3211,3506
SB 226	1061	1071	2406	2460	2800	3524	2463,2466,2469 2473,2474,2476, 3364,3471,3589	3525		3761	2151,3408,3561
SB 227	1269	1410									
SB 228	947	977	1893	1896	1972	3523	2038,3370,3605	3523		3761	1452,2819
SB 229	977	1062	1495	1497	1685	3345		3345		3391	1270,2041,3506
SB 230	977	1062	1953	1953	2142	3523		3523		3611	1692,3159
SB 231	1269	1410									1598
SB 233	1089	1168	3165	3178	3344	3526	3179,3517	3526			1939,3408
SB 237	1061	1071	1840	1858	1877	3392	2794	3392		3521	1438,2352,3506

Bill No.	Senate Message	Re-ferred	Re-ported	Readings			Sub. or Amend	Voting*	Concur Activities	En-rolled	Other Action
				1st	2nd	3rd					
SB 239	1447	1479	2486	2488	2800	3634	2880	3634		3802	1986,3363
SB 240	1089	1168	1945	1946	2142	3360		3360		3521	1692,3159,3420,3800
SB 242	1061	1071	2322	2323	2390	3523	3460	3523		3611	1448,3363
SB 243	977	1062	3159	3161	3344	3633	3590,3591,3592,3593,3653	3633			1883,3408
SB 245	1447	1479									1598
SB 246	1167	1270	3165	3179	3344	3529	3183,3187,3188 3513	3529		3761	1693,3408,3561
SB 249	1479	1617	2352	2375	2390	3400		3400		3521	1869,3363,3506
SB 253	977	1062	1488	1495	1685	3345		3345		3391	1270,1701
SB 255	947	977	1738	1770	1877	3391	2378,3125	3391		3755	1451,2181,3125,3211,3420,3506,3805
SB 256	1167	1270	3117	3123	3202	3396		3396		3521	1598,3211,3506
SB 257	1061	1071	2486	2503	2800	3404		3404		3521	1986,3363,3506
SB 260	2883	3159									
SB 261	1061	1071	3243	3245	3391		3509				1869
SB 265	1479	1617	3165	3191	3344	3479	3193	3479		3761	2151,3363
SB 269	1061	1071	2406	2415	2800	3479		3479,3837		3521	1452,3363,3825,3837,3848
SB 270	977	1062	1618	1645	1863	3346		3346		3391	1438,2181,3420,3506,3800
SB 271	1479	1617	1949	1950	2142	3356		3356		3521	1868,1883,3159
SB 272	2883	3159									
SB 273	1061	1071									1692
SB 274	1167	1270	2041	2044	2343	3528	2045,3421	3528			1883,2352,3136,3421,3481
SB 275	1479	1617	2171	2177	2343	3359		3360		3521	1883,3211,3420,3506,3800
SB 280	1479	1617	2191	2192	2390	3398		3398		3521	1986,3363,3506
SB 281	3207	3215	3373	3385	3475		3575				3361
SB 286	1479	1617	3388	3388	3475						2883
SB 287	1479	1617	3388	3388	3475						2883
SB 289	1167	1269	2325	2337	2390	3398		3398		3521	1617,3363,3506
SB 290	1701	1887	2191	2198	2390	3360		3360		3521	1986,3159,3420,3800
SB 292	1877	1887									
SB 296	1867	1887									2820
SB 297	1409	1447	2158	2166	2343	3396		3396		3521	1939,3211,3506
SB 298	1409	1447	2158	2169	2343	3396		3396		3521	1939,3211,3506
SB 300	1887	1945	3215	3218	3391	3612	3220	3612		3761	2352,3408,3652
SB 304	1447	1479	2797	2799	3130	3402		3402		3521	1986,3363,3420,3506
SB 305	1701	1887	2208	2278	2390	3394		3394		3521	1986,3211,3506
SB 306	1447	1479	3222	3237	3391	3527					2791,3408
SB 307	3373	3475									
SB 309	1867	1887	3222	3237	3391	3480		3480		3521	2791,3408
SB 310	1945	2041	2989	3007	3202	3526	3043,3369,3574	3526,3611		3761	2791,3408,3553,3561,3611
SB 311	1479	1617	2352	2375	2390	3392		3392		3521	1869,3363,3420,3506,3805
SB 312	1447	1479	3243	3246	3391	3633	3561,3562,3799	3634,3800	3726,3735,3760,3773,3774,3798,3799,3800,3803	3805	1479,3408,3799,3800,3805,3824
SB 313	1945	2041	2984	2984	3202	3480		3480		3521	2791,3363
SB 314	1867	1887	3048	3102	3202	3405		3405		3521	2791,3363,3506
SB 315	1447	1479	2352	2352	2390	3478		3478		3521	1692,3363
SB 316	1867	1887	3243	3247	3391	3527		3527		3611	2820,3408,3561
SB 317	3159	3215	3422	3429	3475	3529	3438,3517	3529		3755	3405,3481
SB 318	1887	1945	2888	2980	3202		2982,3513,3609				1986,3408

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				1st	2nd	3rd					
SB 319	1887	1945	2486	2504	2800	3395		3395,3837		3521	1986,3211,3506,3825 3837,3848
SB 320	1877	1887	2883	2883	3202	3395		3395		3521	1945,3211,3506
SB 321	1887	1945	3125	3130	3202	3525		3525		3611	2151,3408
SB 322	1930	1945	3215	3220	3391		3221,3450,3451 3601,3602				2352,3408
SB 326	2041	2383									2791
SB 329	1877	1887	3215	3221	3391	3527	3607,3608	3527		3611	2352,3408
SB 331	1887	1945	2486	2516	2800	3395		3395		3521	1986,3211,3506
SB 332	2041	2191	2883	2885	3202	3526		3526		3611	2791,3408
SB 333	1887	1945	3164	3164	3344	3528		3528		3611	2151,3408
SB 334	1867	1887	3243	3248	3391	3527	3590	3527,3838		3611	2820,3408,3825,3837, 3848
SB 336	1867	1887	3408	3408	3475		3472,3604				3361
SB 340	1479	1617	2325	2337	2390	3356	2339,2880	3357		3802	1986,3159,3506
SB 341	1877	1887									2820
SB 347	1887	1945	3446	3446	3475		3447,3448				2791
SB 349	2345	2383									2819
SB 350	1867	1887	2886	2886	3202	3524	3609	3524,3612		3761	2352,3363,3553,3612 3652
SB 355	2345	2383	2989	3043	3202	3404		3404		3521	2819,2820,3363,3506
SB 356	3159	3215	3408	3409	3475	3533	3462	3533			3361,3481
SB 363	2345	2383									2819,2820
SB 364	2820	2883	3448	3448	3475	3532		3532		3611	3134,3136,3481
SB 368	2883	3159									
SB 371	1945	2041									
SB 375	2383	2797	3481	3496	3522		3496				3137,3211
SB 386	2383	2797									
SB 388	2883	3159	3481	3500	3522		3606,3607				3211
SB 391	2405	2797	3117	3123	3202	3480		3480		3521	2819,3408
SB 393	2405	2797									3211,3405
SB 396	2041	2191	3388	3388	3475	3530	3389	3530,3735, 3838	3734,3735	3761	2820,3481,3825,3838 3848
SB 398	2883	3159	3408	3412	3475						3361
SB 399	2883	3159	3408	3413	3475						3361
SB 403	2405	2797	3164	3165	3344	3478		3478		3521	2820,3408
SB 405	2345	2383	3102	3117	3202	3479		3479		3521	2819,3363,3506
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SB 407	2883	3159	3422	3445	3475						3405
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SCR 1	219	225	2989	3046	3202	3477		3477		3521	862,3408,3652
SCR 3	889	947	3243	3248	3391	3479		3479		3521	1869,3408
SCR 4	131	143	727	731	776	882		882		889	221,782,887
SCR 5	131	143	727	732	776	882		882		889	221,782,887
SCR 11	219	225	2989	3046	3202	3477		3477		3521	862,3363
SJR 13	191	219	3222	3239	3391	3477		3478		3521	2791,3408
SCR 20	711	719	1170	1174	1390	1451		1451		1592	1006,1410
SJR 36	711	720	1039	1044	1063	1193		1193		1390	887,1090
SJR 44	1479	1617	3243	3248	3391	3478		3478		3521	1869,3408
SCR 55	867	889	2181	2181	2343	3397		3397		3521	1598,3211,3506
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SJR 58	1061	1071									3361
SCR 71	1447	1479	2989	3047	3202	3477		3477		3521	2791,3363
SCR 72	1089	1168	1648	1657	1863	3392		3392		3521	1438,1877,3420,3506
SCR 73	1447	1479	2383	2387	2800	3403	2387,2791	3403		3761	1883,3363,3420,3506
SCR 74	1167	1270	2383	2388	2800	3403		3403		3521	1598,3363,3420,3506
SCR 75	1167	1270									1598
SJR 85	1447	1479	3222	3239	3391	3528	3512	3528		3761	2791,3408
SCR 91	1867	1887	2405	2405	2800	3403		3403		3521	2151,3363,3506
SJR 92	1877	1887	2383	2389	2800	3403		3403		3521	2350,2352,3363,3506
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SCR 95	1887	1945									
SCR 97	1479	1617	3117	3124	3202	3400		3400		3521	1869,3363,3506
SCR100	3521										
SCR105	1945	2041	2325	2339	2390	3394	2880	3394		3521	2148,3211,3506
SCR109	1930	1945	2326	2340	2390	3400		3400		3521	1945,3363,3506
SJR110	1930	1945	2989	3047	3202	3477		3477		3521	2352,2791,3363
SCR112	2345	2383	3388	3390	3475	3612	3391,3603	3612		3761	2404,3361,3481
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- Check, state, retention of - HB 619
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  - 16, 1991, waste tire piles control - HB 32
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